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February 20, 1976

Violet Lockhart



ST. THOMAS/ST. JOHN LIBRARY ASSOCIATION

October 5, 1981

Dear Principal:

The St. Thomas/St. John Library Association is sponsoring a bookmark design contest to celebrate National Childrens' Book Week, November 16-22, 1981. The contest is open to all sixth graders. The winning design will be printed on bookmarks that will be distributed to all schools on St. Thomas and St. John. The winner's name and school will also be printed on the bookmark. In addition, the

ST. THOMAS/ST. JOHN LIBRARY ASSOCIATION

Announces A

BOOKMARK DESIGN CONTEST

To Celebrate

NATIONAL CHILDRENS' BOOK WEEK, NOV. 16-22, 1982

WHO IS ELIGIBLE: All sixth graders in St. Thomas/St. John schools.

HOW TO ENTER: Using the sample bookmark enclosed, cut a similar size piece of paper. Make your line drawing (pen and ink, pen, or pencil) on the bookmark.



ST. THOMAS/ST. JOHN LIBRARY ASSOCIATION

October 5, 1981

Dear Principal:

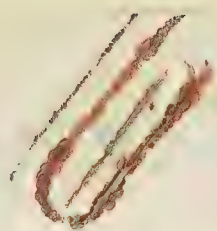
The St. Thomas/St. John Library Association is sponsoring a bookmark design contest to celebrate National Childrens' Book Week, November 16-22, 1981. The contest is open to all sixth graders. The winning design will be printed on bookmarks that will be distributed to all schools on St. Thomas and St. John. The winner's name and school will also be printed on the bookmark. In addition, the



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PIONEERS SINCE 1831

Account Book

No. S 287

UNIT RULED

Journal, 2 Columns . .
Journal, 3 Columns . .
Journal, 4 Columns . .
Journal, 6 Columns . .
Ledger, Double Entry .
Record Ruled (57 Lines)

Made in 150, 300, and 500 Pages

MADE IN U. S. A.

TO REORDER, SPECIFY NUMBER,
RULING AND THICKNESS INDICATED
ON BACKBONE OF THIS BOOK.

U

Municipal Council 1

Continuation of Meeting of July 8, 1952

Continuation of the Insurance Bill. No 69.

Section 44. (a) The Insurance Commissioner may authorize the placing of insurance other than life, with an association or associations of individuals, or a member or members of such association, whether organized within this municipality or elsewhere, formed upon or under a plan whereby one or more associate underwriters of such association become liable for a proportion of the whole amount insured by a group of, or all of, the members of such association; provided, that every policy or contract of insurance placed with such association, upon its issuance and delivery, shall have permanently attached thereto an endorsement reading as follows:

(b). Service of Suit Clause: It is agreed that, in the event of dispute as to the validity of any claim made by the assured under this policy or contract of insurance, the insured and insurers herein, at the request of the assured, (a) will submit to the jurisdiction of the District Court for the Virgin Islands in the Judicial Division, in the discretion of the assured, in which is located the insured property or the assured's residence, or the assured's principal office or place of business, and (b) will comply with all legal requirements necessary to give such court jurisdiction, and (c) in any suit instituted by the assured against any one or more of the insurers upon this contract, will abide by the final decision of such court or any appellate court in the event of an appeal; provided, however, where in any suit the amount in dispute is such as to give jurisdiction to the Police Court of the Municipality in which is located the insured property, or the assured's residence, principal office or place of business, the insurer's, at the request of the assured, will submit to the jurisdiction of such Police Court.

in such suit; (insert herein the name of an individual, co-partnership, association or corporation having an office or place of business within the Municipality of St. Thomas and St. John) is fully & duly authorized and empowered to accept service on behalf of the insurers in and on submission to jurisdiction as aforesaid.

Licensing Non-Resident Agents, Solicitors And Brokers

Section 45. The Insurance Commissioner may issue license to non-resident agents, solicitors and brokers authorizing them, during the time such agent, solicitor or broker shall conform to the provisions hereof, to solicit, accept applications for, write, issue, or place policies or contracts of insurance or to effect insurance upon risks located within the municipality other than life, with an association or associations of individuals, or a member or members of such association, whether organized within this municipality, or elsewhere formed upon or under a plan whereby one or more Associate Underwriters of such association become liable for a proportion of the whole amount insured by a group of, or all of, the members of such association, and to make delivery of such policies or contracts of insurance when so written, effected, issued or placed.

Such license shall be obtained only on a written application in form prescribed by the Insurance Commissioner, stating the kinds of insurance which the applicant desires to transact.

Every application for a non-resident license to act as an insurance agent, solicitor or broker shall file with his, its or their application, and maintain in effect, a satisfactory bond, duly executed by an admitted insurer or insurers approved by the Insurance Commissioner, in the amount of \$5000,

which bond shall run in favor of the Municipality and may be continuous in form and shall remain in force and effect until cancelled as hereinafter provided. The total aggregate liability on such bond shall be limited to the sum of \$5,000, and it shall be conditioned that the applicant will conduct such business in accordance with the provisions of this Act and will pay to the Commissioner of Insurance the taxes levied by and in the manner as provided in this Act, and will, on or before March first of each year, file a true and correct statement of all insurance premiums collected or contracted for by such agent, solicitor or broker on risks within the Municipality during the year ending December 31st next preceding, with the names of the associations issuing such policies of insurance, and the amounts paid policy holders as return premiums. Either the principal or the surety on bond may cancel it and be relieved of further liability thereon from and after thirty days following the delivery by either said principal or said surety of a written notice to the Insurance Commissioner of the cancellation of said bond; provided, however, such bond shall remain in effect as to any liability originating or accrued thereunder prior to the termination of said thirty-day period.

Any individual, corporation, co-partnership, or association licensed hereunder as a non-resident agent, solicitor or broker shall pay in advance to the Commissioner of Insurance an annual license fee of \$250 per year, payable on or before the issuance of such non-resident agent, solicitor or broker license.

The Insurance Commissioner shall not grant a license to act as a non-resident agent, solicitor or broker to any minor or to any person who is not a citizen of the United States.

Any individual, co-partnership, corporation, or association, licensed as a non-resident agent, solicitor or broker shall file a duly verified list, on a form to be provided by the Insurance Commissioner, setting forth the names and addresses of the individuals, co-partnership, association or corporation who actually represents the non-resident agent, solicitor or broker in effecting insurance in the municipality. Non-resident agents, solicitors or brokers shall not be required to maintain an office within the municipality for the transaction of business.

The Commissioner of Insurance shall have the power to revoke any license granted to non-resident agent, solicitor or broker for cause, upon hearing, after reasonable notice has been given to such non-resident licensed agent, solicitor or broker; but, such revocation shall not relieve or discharge such agent, solicitor or broker or his surety from civil liability under the aforesaid bond.

Section 46. No person, co-partnership, association or corporation shall place, procure or effect, insurance upon any risk located in this municipality, or place, procure or effect insurance on any marine risk destined for, or departing from, any port in this municipality; in any association not licensed to do business therein, until such person, co-partnership, association or corporation shall have: (a) first procured a license from the Commissioner of Insurance as herein provided and (b) furnished a bond to the municipality in the penal sum of \$5,000, and conditioned as required in the last preceding section hereof. Any agent, solicitor or broker, licensed as a non-resident agent, solicitor or broker, may place such insurance through any resident or non-resident who has qualified hereunder as a non-resident agent, solicitor or broker. Every such agent, solicitor or broker, whether resident or non-resident, must keep a true and complete record of all insurance business transacted by him showing: First, the exact

amount of such insurance; second, the gross premiums charged therefor; third, the return premiums paid thereon; fourth, the rate of premiums charged for such insurance upon the different items of the property; fifth, the date of such insurance and terms thereof; sixth, the name and address of the association making such insurance; seventh, the name and address of the assured, and a brief and general description of the property insured, where located, and, if a marine risk, the name of the ship, vessel, boat or craft, and voyage covered by such insurance; and such other facts and information as the insurance commissioner may direct and require, which record at all times shall be open and subject to the inspection and examination of the Insurance Commissioner, his deputy, or examiner.

Section 47. Every policy procured, written and delivered under the provisions hereof shall have stamped upon it and be initialed by the agent or broker, whether resident or non-resident, effecting and writing it, the following endorsement:

"This policy is registered and delivered at Virgin Islands, this 19 day of , under the provisions of of the Municipality of St. Thomas and St. John as amended."

Section 48. Every domestic insurance company whose capital and reserve stock shall be determined by the Insurance Commissioner to be inadequate to protect the risks underwritten, shall be required to reinsure such proportion of said risks as required by the Insurance Commissioner. Said insurance shall be underwritten by foreign or other domestic insurance companies, or groups of insurance companies, as are authorized to conduct business in the Municipality.

Section 49. Any such agent, solicitor or broker, whether resident or non-resident

who knowingly shall place any insurance with, or procure any insurance from, any insurance association, who said agent, solicitor or broker knows is then financially impaired or insolvent, shall be fined in any sum not less than Fifty (\$50) Dollars, nor more than Two Hundred Fifty (\$250) Dollars, and his license shall immediately be revoked by the Insurance Commissioner after receiving upon reasonable notice legal proof of such delinquency, and no license shall be issued to such agent, solicitor or broker within two years of such revocation.

Section 50. Every association making, effecting or writing any insurance under the provisions of this Act shall be deemed and held to be doing business in this Municipality, as an unlicensed association and may be sued upon any cause of action, arising under any policy of insurance so issued and delivered by them, in the District Court of the Virgin Islands in the discretion of the assured, in which is located the insured property, or the assured's residence, or the assured's principal office or place of business. The Insurance Commissioner, by virtue of the issuance of any policy of insurance in pursuance hereof, is hereby constituted the attorney-in-fact of the insurance association issuing such policy for the purpose of being served with and accepting service of process in such suits, action or other proceedings. The summons or other process together with a certified copy of the complaint, or other pleading, shall be served upon the Commissioner of Insurance in triplicate, and it shall be the duty of the Commissioner to forthwith forward a true copy thereof under registered cover with proper postage affixed thereon, properly addressed to the person or persons designated for service of suit in the policy or contract sued upon, and to the agent, solicitor or broker

effecting such insurance; and the name or names and the address or addresses, if known to the assured, of such person or persons designated for service of suit and of such agent, solicitor or broker, shall be enclosed by the assured, or by his attorney or agent, upon the bottom of such complaint or other pleading and the association so served shall have sixty days after the date of such service upon the commissioner in which to appear and plead as answer to any such cause. Upon service of process being had on such association the court in which such action is begun shall be deemed to have duly acquired jurisdiction in personam of such defendant association and the members so served.

Section 51. If any clause, sentence, paragraph, or part of this Act is for any reason declared null and void by a court of competent jurisdiction, said decisions shall not affect, prejudice or invalidate the rest of this Act, but the effect of such decisions shall be limited to the clause, sentence, paragraph, or part thereof in controversy by reason of which such judgment shall have been rendered.

Section 52. All laws or parts of laws in conflict with this law are hereby repealed.

Section 53. This Act shall take effect immediately upon its approval.

Mr. Brown	yea	Mr. Rhynes	yea
Mr. Harris	yea	Mr. Otley	yea
Mr. Richards	yea	Mr. Spruue	yea

Resolution

The Right Municipal Council of St. Thomas
and St. John

1951 - 1952

Approving Amendment No. 1 to the Pay Plan

as submitted to the Municipal Council of St. Thomas and St. John by the Administration on July 7, 1952.

Be It Resolved by the Municipal Council of St. Thomas and St. John in session assembled:

That Amendment No. 1 to the Pay Plan as submitted to the Municipal Council of St. Thomas and St. John on July 7, 1952, is hereby approved by the said Municipal Council for the period July 1, 1952, to June 30, 1953.

Mr. Brown	yea	Mr. Rhymu	yea
Mr. Harris	yea	Mr. Utley	yea
Mr. Richards	yea	Mr. Spence	yea

The meeting adjourned at 9:30

Chairman

Secretary

Meeting of July 14, 1952

Meeting of July 14, 1952, of the Municipal Council of St. Thomas and St. John, Charlotte Amalie St. Thomas, Virgin Islands.

— 11 —

Pursuant to call of the Chairman, the Municipal Council of St. Thomas and St. John assembled for Extraordinary Meeting at 8:30 P. M. on the date above mentioned.

Present were,

Omar Brown, Chairman
Earle B. Olley
Oswald E. Harris
Julius E. Sprague
Henry W. Richards
Weymouth Rhymer.

The Resolutions placed before the house for consideration and action on list of person named to serve on various boards and commissions. Pursuant to motion made the nominations were agreed to as follows:

Game Commission:

Mr. Rudolph Sebastian
Mr. Helga Jeppesen
Mr. William H. Steffens

Board of Control For Alcoholic Beverages:

Hon. Oswald E. Harris
Mr. Emile A. Beene
Mr. Carl Anduze

Homestead Commission

Hon. Weymouth Rhymer for reappointment.

Home Guard Committee

Rev. Stolsmy Robiere for reappointment

Virgin Islands Planning Board:

Mr. Cyril Creque for reappointment

St. Thomas Development Authority:

Mr. A. Maklon Lindqvist
 Mr. Donald S. Borcham
 Mr. Earle B. Otley
 Mr. Anthony A. Quetel

Mr. Eustace Kempf
 Mr. Edward M. Etkine
 Mr. Svend A. Mylner

The nomination of Fulmont L. James as member of the School Board was rejected by the Council.

Pursuant to Chapter IV, Section 1(a) of the Electoral Law for the Virgin Islands elected were the following persons to serve on the Electoral Board of St. Thomas and St. John:

Town District of Charlotte Amalie

Adèle Plaskett
 Auguste Pimpe
 Joseph Baschille
 William W. Bailey

Country District of St. Thomas

Joseph Sibilly
 George Moolenaar
 Oskar Barrett
 George Jensen

Cruz Bay District, St. John

Henry Samuel
 Oswald Jacobs
 Elaine Sprauel

Coral Bay District, St. John

William Wells
 John Beal
 Allan Smith
 Anna Sewer

Bill No 157

The Eight Municipal Council of St. Thomas and St. John

1951 — 1952

Ordinance to Amend Ordinance of September 29, 1876, "Altering in part the Regulations valid in the Danish West India Islands concerning Duties on Inheritance and Abolishing the duties mentioned in Code Lchr. V. 5-2-75."

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session Assembled:

Section 1. The inheritance duties established in Ordinance of September 29, 1876, "Altering in part the Regulations valid in the Danish West India Islands concerning duties on Inheritance and Abolishing the duties mentioned in Code Lchr. V. 5-2-75," are hereby amended and revised as follows:

- (1) On inheritance falling from husband to wife or from wife to husband, also from ascendants to descendants and from children to parents there shall be paid a duty of two per cent. From the payment of this duty is exempted inheritance not exceeding two hundred dollars.
- (2) On inheritance falling to brothers and sisters and their issue, irrespective of their being sole heirs or inheriting jointly with one of their parents, there shall be paid a duty of eight per cent. From the payment of this duty is exempted inheritance not exceeding one hundred dollars.
- (3) On inheritance to more distant relations or to strangers there shall be paid a duty of fourteen per cent. From the payment of this duty is exempted inheritance not exceeding one hundred dollars.

Section 2. This ordinance shall take effect on July 1, 1952.

Mr. Brown	yea	Mr. Rhynar	yea
Mr. Harris	yea	Mr. Utley	yea
Mr. Richards	yea	Mr. Sparrow	yea

Bill No 155

The Eight Municipal Council of St. Thomas
and St. John

1951 - 1952

Ordinance to Amend Bill No. 198, "Act for
the conservation of Wildlife in the
Municipality of St. Thomas and St. John and
for other purposes," approved April 15, 1956.

Be it Enacted by the Municipal Council
of St. Thomas, and St. John in session
assembled:

Section 1. Section 2(a) of "Act for the
conservation of Wildlife in the Municipality
of St. Thomas and St. John and for other
purposes," approved April 15, 1956, is hereby
amended to read as follows:

There is hereby created a Game
Commission for the Municipality of St. Thomas
and St. John for the purpose of
supervising and protecting the conservation
propagation, hunting, trapping and taking
of game and for other purposes. The
game Commission shall consist of
five members, appointed by the
Governor, by and with the advice
and consent of the Municipal Council,
for a term of one year and until
their successors are appointed and
confirmed. Members shall be based
on nominations presented in writing to
the Governor for his consideration by
the St. Thomas Hunter's Association or
any duly constituted association
organized for wildlife conservation or
related purposes in the Municipality,
provided, that, if within one month
after published request therefor from
the Governor, such association shall fail
to submit nominations, or if the

Governor shall find that no duly constituted associations exist of whom he may make such a request, he may so specify to the Municipal Council and may, with the advice and consent of the Municipal Council, make appointments without the recommendation of the said association or associations.

Mr. Brown yea
Mr. Harris yea
Mr. Richards yea

Mr. Rhynes yea
Mr. Otley yea
Mr. Lydell yea

Bill No. 139

The Eight Municipal Council of St. Thomas
and St. John.

1951 — 1952

Ordinance to Establish a Monthly Service
Charge for Use of the Municipal Salt
Water Flushing System.

Be It Enacted by the Municipal Council
of St. Thomas and St. John in session
Assembled:

Section 1. A monthly service charge of
Two (\$2.00) Dollars per fixture connected
to the Municipal Salt Water Flushing
System shall be made by the
Superintendent of Public Works and
collected by the Department of Finance.
If installation is completed during
the first fifteen (15) days of a month
charge shall be made for the full
month; if completed during the
latter half of the month, no charge
shall be made for that month.

Section 2. This Ordinance shall take
effect on July 1, 1952 and shall expire on
June 30, 1953.

Section 3. All ordinance or parts of
ordinance in conflict with this
Ordinance are hereby repealed.

Mr. Brown yea
 Mr. Harris yea
 Mr. Richards yea

Mr. Blaymer yea
 Mr. Kelly yea
 Mr. Sprague yea

Bill No. 156.

The Eight Municipal Council of St. Thomas and
 St. John

1951 - 1952

Ordinance to Impose a Tax on Gasoline
 and for other purposes

— 11 —

Be It Enacted by the Municipal Council of
 St. Thomas and St. John in session assembled,

Section 1. Effective upon the date of
 approval hereof, and expiring on June
 30th, 1953, all revenues heretofore collected
 in accordance with the provisions of
 the Automobile License Fees (Ordinance
 of February 14, 1938, as amended) and from
 the tax on gasoline, (Ordinance of May 16,
 1938, as amended) shall be covered into
 the general treasury of the Municipality
 of St. Thomas and St. John. provided, that
 the tax upon gasoline, to be levied and
 collected, once only, shall be six cents
 on each gallon of such gasoline
 manufactured, sold, consumed or otherwise
 disposed of for consumption and use in
 the Municipality of St. Thomas and St.
 John.

Section 2. All sections or parts of sections of
 any other laws or ordinance, in conflict
 herewith are repealed, including specifically
 sections 1 and 9 of the "Ordinance to Levy
 a Tax on Gasoline; to provide for the
 establishment of a Road Fund in the
 Municipality Budget; and for other
 purposes," approved May 16, 1938, as
 amended.

Section 3. The Commissioner of Finance
 is hereby authorized and directed to transfer
 any and all unobligated funds on the
 Road Fund provided for in the said

Ordinance of May 16, 1938, to the General Treasury of the Municipality for expenditure in accordance with appropriate law.

Mr. Brown	yea	Mr. Rhynes	yea
Mr. Harris	yea	Mr. Utley	yea
Mr. Richards	yea	Mr. Spence	yea

Bill No. 40.

The Eight Municipal Council of St. Thomas and St. John

1951 — 1952

Ordinance to Provide Regulations for Hotels, Apartment Hotels, Inns, Lodging Houses, Rooming Houses & Restaurants.

— " —

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Title

Section 1. This ordinance shall be known as the "Hotel Law."

Hotels

Section 2. Every building or other structure, or group of structures under the same management, kept, used, maintained, advertised or held out to the public to be a place where sleeping accommodations are furnished for pay to transient or permanent guests, in which five or more rooms are furnished for the accommodation of such guests, whether with or without meals, shall for the purpose of this ordinance be deemed a hotel.

Sales -- Limited Liability

Section 3. The proprietor or manager of any hotel shall provide a safe in the office of such hotel or other convenient place, for the safe-keeping of any money, jewelry, ornaments, bank

notes, bonds, negotiable securities, precious stones, articles of gold and silver, manufacture, or other valuable property of small compass, and shall keep a copy of section 3, 4 and 5 of this ordinance, printed and framed, constantly and conspicuously suspended near the registration office and in two other public rooms of the hotel and if a guest or traveler in such hotel shall neglect to deliver such property to the person in charge of such office for deposit in such safe, the proprietor or manager of such hotel shall not be liable for any loss of such property, sustained by such guest or traveler, by theft, damage, destruction or otherwise; but no hotel proprietor or manager shall be obliged to receive property on deposit for safekeeping exceeding two hundred dollars in value; and if such guest or traveler shall deliver such property to the person in charge of such office for deposit in such safe, such proprietor or manager shall not be liable for any loss in connection therewith sustained by such guest or traveler, by theft, damage, destruction or otherwise, in any sum exceeding the sum of two hundred dollars, unless by special agreement in writing with such proprietor manager.

Liability For Loss Of Clothing And Other Personal Property -- Limited.

Section 4. No hotel proprietor or manager shall be liable --

(a) for damage to or loss of wearing apparel or any baggage or other property of a guest in any sum exceeding the sum of two hundred dollars, unless such hotel keeper by an agreement in writing individually, or in writing by the authorized agent or clerk in charge of the office of such hotel, shall voluntarily assume a greater liability with reference to such property;

(b) the loss of or damage to any merchandise, samples or merchandise for sale unless the guest shall have given such hotel keeper prior written notice of having the same in his possession, together with the value thereof; receipt of such notice the hotel keeper shall acknowledge in writing over the signature of himself or of his agent thereunto duly authorized, but in no event shall such keeper be liable beyond the value of two hundred dollars unless he shall voluntarily assume a greater liability with reference to such property in writing signed by the authorized agent or clerk in charge of the office of such hotel;

(c) the loss of or damage to property permitted to remain unattended by the guest unless the guest secures the same by leaving it in the room assigned to the guest and locks the door thereof;

(d) in any sums exceeding the sum of fifty dollars for the loss of or damage to property of any person delivered to such hotel keeper, his agent or employee, for transport to or from the hotel, unless at the time of delivering the same such value in excess of fifty dollars shall be stated by such person and a written receipt stating such value shall be issued by such keeper; provided however, that where such written receipt is issued in no event shall the hotel keeper be liable to any person beyond two hundred dollars;

(e) for the custody of property delivered to or left with the hotel prior to or subsequent to the time when such person is obligated to pay for occupancy as a guest of the hotel, unless it is proved that the hotel keeper assumed the obligation by issuing a written receipt stating the value thereof and that the property shall be held for a stated period of

time; and if the latter shall be proved, in no event shall the hotel keeper be liable in excess of two hundred dollars.

Register

Section 5. Hotelkeepers shall keep registers showing the name and other information concerning guests, but they shall not be obligated to retain such records for more than one year; provided, however, that the proprietor or manager of any hotel shall keep a register which shall show the name, residence, date of arrival and departure of his guest whenever such proprietor or manager shall be under contract with a corporation, association, partnership or individual by terms of which such corporation, association, partnership or individual is entitled to receive a percentage of the receipts from such business, which register shall be subject to the inspection of any corporation, association, partnership or individual who shall be under contract with such proprietor or manager by terms of which such corporation, association, partnership or individual is entitled to receive a percentage of the receipts from such business, and in such event such records shall not be destroyed until final accounting.

Property Liens

Section 6. Hotelkeepers shall have a lien upon the baggage and other valuables of their guests or tenants brought into such hotel by such guests or tenants or under their control, and upon the wages, monies, or other property within the Virgin Islands belonging to such guest or tenants for their proper charges due from such guests or tenants for their accommodation, boarding, lodging, credit extended, and such extras as are furnished at their

request. When such lien is claimed upon the wages or other property of the guest or tenant within the Virgin Islands but not in the possession of the hotelkeeper the plaintiff shall serve notice on such guest or tenant that suit has been instituted to enforce such lien, and such notice shall be served in the same manner and have the same force and effect as garnishments or attachments, and the party so served shall be required to answer. The right of appeal shall exist in all cases arising under this section.

Refusal of Accommodation

Section 7. A hotelkeeper may exclude any person from enjoyment of any accommodations, facilities or privilege furnished on his premises, and/or may exclude any person from the premises or any part thereof, by refusal to permit such person to enjoy the same or to enter or remain on the premises if such person — — —

(a) is intoxicated, disorderly, unclean, suffering from a contagious or loathsome disease, or fails to abide by reasonable regulations or rules provided for guests without discrimination;

(b) is a known criminal;

(c) is not able or willing to pay the prevailing price or rates published by the hotel for accommodations;

(d) refuses to pay in advance for accommodations when demand is made;

(e) refuses to pay for accommodations or credit already given or extended, when demand is made; or

(f) is bringing or will bring into the hotel property which such hotel does not customarily receive because accommodations therefor are not easily

available, or which may be dangerous to persons or property.

Section 8. No action shall be cognizable before any court in the Municipality to collect for commissions, for other remuneration, or compensation for the procuring of guests or business for hotel, except that the person, firm or corporation making such claim is an established or licensed agent or agency.

Section 9. Should any section, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

Section 10. Any laws or parts thereof in conflict with this Ordinance are hereby repealed.

Section 11. This ordinance shall take effect immediately upon its approval.

Mr. Brown	yea	Mr. Rhymes	yea
Mr. Harris	yea	Mr. Getty	yea
Mr. Richards	yea	Mr. Spradell	yea

The meeting was adjourned at 9:30.

Oscar Brown
Chairman

Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John of August 9, 1952, at 1:45 P. M. St. Thomas, V.I.

The Municipal Council of St. Thomas and St. John convened in extraordinary meeting on Saturday, August 9, 1952, at 1:45 P. M. St. Thomas, Virgin Islands, U. S. A. Present were:

Honorable Omar Brown
Honorable Carl B. Utley
Honorable Henry D. Creque
Honorable Wymouth Lynam
Honorable Henry J. Richards

Amendment No. 2 to the Pay Plan, submitted to the Municipal Council of St. Thomas and St. John by the Governor on July 11, 1952, was presented to the Council, considered, and rejected by the following vote and in the form indicated below:

Resolution

The eight Municipal Council of St. Thomas and St. John
1951-1952

Disapproving Amendment No. 2 to the Pay Plan for Employees in the Classified Service in the Virgin Islands

Whereas, on July 11, 1952, the Governor of the Virgin Islands forwarded to the Municipal Council of St. Thomas and St. John, for its approval, Amendment No. 2 to the Pay Plan for the fiscal year 1953 and,

Whereas, the said amendment to the Pay Plan purports to grant an increment of 4% for each ten years of past service to all classified employees; however, the increment will only be given for those years covered by permanent appointment, and

Whereas, while the Municipal Council is in favor of this proposal, it believes that the period of service not covered by permanent appointment should also be considered in determining "past service" and;

Whereas, the Municipal Council deems it proper to confer with the Administration in an effort to have the amendment changed to include as "Past Service" the period not covered by appointment, and,

Whereas, in these circumstances the Municipal Council has no alternative but to disapprove the amendment.

Now, therefore, be it resolved and it is hereby resolved by the Municipal Council of St. Thomas and St. John in session assembled that Amendment No. 2 to the Pay Plan for Employees in the Classified Service in the Virgin Islands be, and the same is hereby disapproved.

Mr. Brown	-----	yes
Mr. Ottley	-----	yes
Mr. Creshe	-----	yes
Mr. Richards	-----	yes
Mr. Hymer	-----	yes

The meeting adjourned at 1:50 P. M. August 9, 1952

Oliver Brown, Chairman

Earle B. Ottley, Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Friday, August 29, 1952, at 4.00 P.M.

Pursuant to call by the Chairman of the Municipal Council of St. Thomas and St. John the Municipal Council convened in extraordinary session on Friday, August 29, 1952, at 4.00 o'clock P.M. Present were:

Honorable - Omar Brown
Honorable - Earle B. Otley
Honorable - Weymouth Rhymmer
Honorable - Henry Richards

The Chair announced the appointment of Daniel O. Skille, as Assistant Superintendent of Public Works, effective October 3, 1952. In accordance with motion made by member Rhymmer and seconded by member Otley the appointment of Mr. Skille was confirmed by the following votes:

Mr. Brown - - - - - yea
Mr. Otley - - - - - yea
Mr. Rhymmer - - - - - yea
Mr. Richards - - - - - yea

The following appointments were confirmed pursuant to motion made by member Otley and seconded by member Rhymmer by the votes indicated below:

St. Thomas Museum Commission:

Aline Kean
J. Antonio Jorais
Frank Stener

The School Board:

Leon A. Mawson.

Mr. Brown - - - - - yea
Mr. Otley - - - - - yea
Mr. Rhymmer - - - - - yea
Mr. Richards - - - - - yea

The Municipal Council then approved the Lease entered into between the St. Thomas Development Authority and the St. Thomas Dennis Association for certain property located on the George S. Truman Airport. The vote was as follows.

Mr. Brown - - - - - yea
Mr. Otley - - - - - yea
Mr. Rhymmer - - - - - yea
Mr. Richards - - - - - yea

The Chairman then presented to the House for consideration Resolution Approaching Amendment No. 2 to the Pay Plan. The Resolution was considered and following motion made by Member Otley and seconded by Member Phymmer the amendment was adopted by the votes and in the form indicated:

Resolution

The Eight Municipal Council of St. Thomas and St. John
1951-1952

Approaching Amendment No. 2 to the Pay Plan as submitted to the Municipal Council of St. Thomas and St. John by the Administration on August 21, 1952.

Be it Resolved by the Municipal Council of St. Thomas and St. John in session assembled:

That the Amendment No. 2 (a) to the Pay Plan for the employees in the Classified Service Municipality of St. Thomas and St. John, submitted to the Municipal Council of St. Thomas and St. John on August 21, 1952, is hereby approved.

Mr. Brown - - - - - yes

Mr. Otley - - - - - yes

Mr. Phymmer - - - - - yes

Mr. Richards - - - - - yes

The Municipal Council then gave its attention to Bill No. 10. Ordinance to Further Amend "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1941, as amended. The bill was discussed and after certain amendments were agreed to the bill was adopted pursuant to motion made by Member Phymmer and Otley, in the following manner and by the votes indicated:

Bill No. 130

The Eight Municipal Council of St. Thomas and St. John
1951-1952

Ordinance to Further Amend "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1941, as amended.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 3 of the "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1941, as amended, is further amended to read as follows.

1. Utility Worker, not less than 30¢ per hour.
2. Sales or Service Clerk, not less than 45¢ per hour.
3. Unskilled Labor, not less than 50¢ per hour.
4. Semi-skilled Labor, not less than 60¢ per hour.
5. Skilled Labor, not less than 75¢ per hour.

Section 2. Section 5(2) is amended as follows:

(2) There is hereby created the Office of "Wage Commissioner", and this ordinance shall be administered by such Wage Commissioner and such other personnel as may be necessary, to be appointed by the Governor, by and with the advice and consent of the Municipal Council. Funds for the proper functioning of this office shall be provided in the annual Municipal Budget. The Commissioner shall have power to classify occupations under the categories prescribed in Section 3; provided, however, that any aggrieved party upon application, shall be entitled to a public hearing by the Commissioner on any order of classification, which hearing shall be held after due notice. The Commissioner shall issue an order setting forth his classifications of any occupation not later than thirty (30) days after the submission of a written request for such classification.

Section 3. The following new sub-sections (e) and (f) are added to section 5:

(e) There is hereby created the Wage Board comprising of three members to be appointed by the Governor with the advice and consent of the Municipal Council. It shall be the duty of the board to hear and decide appeals of any aggrieved party taken from any decision of the Wage Commissioner. Such appeals shall be in writing and filed with the Board not later than thirty (30) days after the Wage Commissioner has rendered the decision appealed from. Appeals from the decision of the Board may be taken to the District Court and shall be in writing and filed with the Court not later than thirty days after the Board has rendered the decision appealed from. The Board shall be empowered to examine records, examine witnesses, and make and investigate conditions and practices as it deems necessary or appropriate to any matter brought before it for a decision. The Board shall elicit its own evidence and adopt rules and regulations to effectuate the purposes of this section. Members of the Board shall receive compensation at the rate of \$5.00 per meeting. The Municipal Council shall appropriate annually the funds necessary for the functioning of the Board.

(f) With the appeal of the Wage Board the Wage Commissioner is the chief necessary in order to prevent curtailment of opportunities for employment; shall by regulations or orders provide for (1) the employment of learners, or apprentices, under special certificates issued pursuant to regulations of the Commissioner, at such wages lower than the minimum wage application under section 3, and subject to such limitations as to time, number, proportion and length of course.

as the Commissioner shall prescribe, and (c) the employment of individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, under special certificates issued by the Commissioner, at such wages lower than the minimum wage applicable under section 3 and for such periods as shall be fixed in such certificate.

Section 4. All laws or parts of laws in conflict with this ordinance, are hereby repealed.

Section 5. This ordinance shall take effect upon expiration of thirty (30) days from the date of its enactment.

Mr. Brown ----- yes
Mr. Otley ----- yes
Mr. Palmer ----- yes
Mr. Nichols ----- yes

Bill No. 44.

The Eight Municipal Council of St. Thomas and St. John
1942

Ordinance to Amend "Ordinance to Create a Municipal Homestead Commission, to Establish Municipal Homesteads, and for other Purposes" approved by the Governor on March 12, 1942, as amended.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session Assembled.

Section 1. That section 8 of "Ordinance to Create a Municipal Homestead Commission; to Establish Municipal Homesteads, and for other Purposes" approved by the Governor on March 12, 1942, as amended, be and the same is hereby further amended to read as follows:

Homesteads contracts shall be executed by the Governor in the name of the Municipality of St. Thomas and St. John, under such terms and conditions as may be recommended by the Commission, and shall not be assignable except upon recommendation of the Commission. Unpaid balance of purchase price shall bear simple interest at the rate of 4% per annum. In the case of death of any purchaser, the heir or heirs shall have the option to continue payments and receive title to said lands upon completion of payment. Upon payment of the purchase price in full, fee simple title to the land shall vest in the purchaser, and the Governor shall execute and deliver a good and sufficient deed in the name of the Municipality of St. Thomas and St. John; provided, however, the deed shall include a clause giving the Municipality of St. Thomas and St. John first option to purchase said land at a fair market value if the owner desires to sell within ten years after receipt of deed.

Mr. Brown ----- yes
Mr. Otley ----- yes
Mr. Palmer ----- yes
Mr. Nichols ----- yes

Bill No. 158

The Eight Municipal Council of St. Thomas and St. John
1951-1952

Ordinance Authorizing the Governor of the Virgin Islands to transfer a strip of Land Situated South of the Haswood Highway to Owners of No. 20 Kirkby, and No. 138 Kirkby Soutside Estates.

Whereas, Immediately adjoining properties No. 20 Kirkby and No. 138 Kirkby, Soutside Estates, is a narrow strip of land which is a portion of the former public highway; and,

Whereas, the removal of the former highway occasioned damage and loss to the owners of the adjoining properties, for which they were not compensated; and,

Whereas, this piece of land which separates the adjoining properties from the Haswood Highway, is not being used, and will not be needed in the future for any public purpose; and,

Whereas, It is desire of the owners of the aforesaid properties to own this strip of land and to make suitable improvements thereon; and,

Whereas, the Municipal Committee in consideration of all the foregoing circumstances, is agreeable to transferring title to this parcel of land to the adjoining owners.

Be it ~~C~~ enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands, in consideration of the damage and loss suffered by the property owners by reason of removal of the former highway, and the improvement to be made by them on the aforesaid land, is hereby authorized to convey by appropriate and separate deeds to the owners of No. 20 Kirkby and No. 138 Kirkby, Soutside Estates, St. Thomas, Virgin Islands, the right, title and interest of the Municipality in and to the strip of land, north of and contiguous to said properties, and which was formerly a portion of the public highway. The Governor shall through the public works Department, ascertain as nearly as practicable the boundaries of the properties authorized to be conveyed hereunder, and any conveyances made hereunder shall conform to the boundaries as determined.

Mr. Brown - - - - - yea
Mr. Otley - - - - - yea
Mr. Edgmer - - - - - yea
Mr. Richards - - - - - yea

The House then discussed Bill No. 161 - Ordinance to authorize the Governor of the Virgin Islands to borrow the sum of Two Thousand (£2,000) Dollars

from Surplus Funds of the St. Thomas - Virgin Islands Lottery.
The bill was adopted by motion made by Messrs. Otter and
Chapman in the following form - and by the votes indicated

Bill No. 161

The Eight Municipal Council of St. Thomas and St. John 1951-1952

Ordinance to authorize the Governor of the Virgin Islands to
borrow the sum of Two Thousand (\$2,000) Dollars from surplus
funds of the St. Thomas - Virgin Islands Lottery.

Whereas, The Department of Education and the Municipal
Recreation Commission are now engaged in the task of building
a ball park at the former submarine base on land which has
been leased to the Recreation Commission by the St. Thomas Develop-
ment Authority; and,

Whereas, The work that has to be done to provide minimum
facilities at the ball park will cost considerably more money
than the \$1500 which the municipality provided for that purpose
in the current budget, and the additional sum will be
raised by public subscription; and,

Whereas, when the ball park is put into operation, it
will be possible to charge admission fees for various sports
activities, and thus make the park a self-supporting undertaking.

Be it enacted by the Municipal Council of St. Thomas and St. John
as herein amended:

Section 1. The Governor of the Virgin Islands is hereby authorized
and directed to borrow from the Surplus Funds of the St. Thomas
Virgin Islands Lottery of the Municipality of St. Thomas and St. John the sum
of \$2,000 for the purpose of completing construction of the ball park
at the former submarine base.

Section 2. The loan herein authorized shall be repaid
in two annual installments together with interest at the
rate of four (4) per cent per annum, beginning with fiscal year
1953-1954.

Section 3. The annual installment and interest authorized
shall be provided for in the annual appropriation in the
budgets for the Municipality of St. Thomas and St. John.

Mr. Brown	---	yes
Mr. Otter	----	yes
Mr. Chapman	---	yes
Mr. Richards	---	yes

Bill No. 162 was next taken up. Amendment No. 2 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953. The bill was adopted by motion made by Messrs. Thymmer and Ottley in the following form and by the votes indicated.

Bill 162

The Eight Municipal Council of St. Thomas and St. John
1951-1952

Amendment No. 2 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, is hereby amended as follows:

Revenues:

III. Land Revenue

Add new Sub-Item 18. Loan from surplus funds of the St. Thomas Virgin Islands Lottery

\$2,000.00

Expenditures

Department of Education

Public Recreation Division

Increase Item 630-3 Maintenance
All necessary expenses including
Operations of Sub Base Ball Park, by

\$1,000.00

Mr. Brown - - - - - yes

Mr. Ottley - - - - - yes

Mr. Thymmer - - - - - yes

Mr. Richards - - - - - yes

Bill No. 163 was then taken up. Ordinance to authorize the Governor, for and on behalf of the Municipality of St. Thomas and St. John, to execute an Amendment to Cooperative Agreement of August 15, 1950, Between the Virgin Islands Housing and Redevelopment Authority and the Municipality of St. Thomas and St. John. The bill was discussed and pursuant to motion made by Messrs. Thymmer and Ottley adopted in the following form and by the votes indicated.

Bill No. 163

The Eight Municipal Council of St. Thomas and St. John
1951-1952

Ordinance to Authorize the Governor, for and on behalf of the Municipality of St. Thomas and St. John, to execute an Amendment to Cooperation Agreement of August 15, 1950, between the Virgin Islands Housing and Redevelopment Authority and the Municipality of St. Thomas and Saint John.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized, for and on behalf of the Municipality of St. Thomas and St. John, to execute the following:

Amendment to Cooperation Agreement of
August 15, 1950

Whereas, on August 15, 1950, the Municipality of St. Thomas and St. John entered into a Cooperation Agreement with the Virgin Islands Housing Authority (now the Virgin Islands Housing and Redevelopment Authority) relating to Projects included in the first two-year allocation of dwelling units for low-cost public housing projects by the Public Housing Administration; and,

whereas, the Virgin Islands Housing and Redevelopment Authority has applied to the Public Housing Administration for an additional allocation of 150 dwelling units for the Virgin Islands; and,

whereas, the Municipality of St. Thomas and St. John desires to extend its cooperation to all the Projects and the total number of dwelling units allocated for the Virgin Islands;

Now, therefore, this Agreement, Witnesseth:

That in consideration of the mutual commitments and undertakings of the parties they hereby agree as follows:

That Paragraph 2 of the Cooperation Agreement of August 15, 1950, shall be amended to read as follows:

2. The Authority shall endeavor to secure Contract or contracts with the Public Housing Administration for loans and annual contributions, and shall endeavor to develop and administer one or more projects. The

abrogation of the parties hereto, shall extend to all Properties abrogated by the Municipality, by the Public Housing Administration and the aggregate number of dwelling units included in such Properties. The project or Properties shall be located within the corporate limits of the Municipality.

Mr. Brown - - - - - yes
Mr. Otley - - - - - yes
Mr. Thomas - - - - - yes
Mr. Richards - - - - - yes

Bill No. 155 - Ordinance to Provide Lumpsum Payment to Hypolite Excursion in Lieu of Unused Leave. The Bill was discussed and following the motion made by member Thomas and Richards was adopted in the following form and by the title shown.

Bill 164

The Eight Municipal Council of St. Thomas and St. John
1951 - 1952

Ordinance to Provide Lumpsum Payment to Hypolite Excursion, in
Lieu of Unused Leave.

Whereas, Hypolite Excursion, a chauffeur in the Department of Public Works, submitted his resignation after serving for two years and a half in that position, in order to take up residence in the United States; and,

Whereas, said Hypolite Excursion later made application for leave with pay as authorized in Bill No. 278 of the Fifth Municipal Council, which authorizes leave payments for temporary employees; and,

Whereas, Before his departure for New York, Mr. Excursion was instructed to issue a power of attorney to his wife, authorizing her to collect and cash weekly checks covering his leave payments; and,

Whereas, No reply was made to Mr. Excursion's letter of resignation but one week following his departure his wife was informed that no leave payment was due to him on the ground that he had been discharged; and,

Whereas, No letter of dismissal was written to Mr. Excursion and there is nothing on the record, except a notation on a time sheet to prove that Mr. Excursion had been fired and Mr. Excursion vigorously denies any dismissal; and

Whereas, Throughout his eighteen month of service in the department of Public Works, Mr. Escarcion's service has been exceptional and entirely without blemish; and,

Whereas, The Legislative Assembly Law of December 9, 1938, gives to employees leave payment as a matter of right regardless of dismissal from the service with prejudice; and,

Whereas, The Director of the Division of Personnel, in a recent opinion, expressed the view that under the basic leave law enacted by the Legislative Assembly even if an employee is dismissed from the service with prejudice he is entitled to his leave payment; and,

Whereas, Bill No. 298 of the fifth Municipal Council, which provides leave payment to temporary employees, on the basis of one month for each year of continuous service, says absolutely nothing about an employee forfeiting his leave in the event of his suspension or dismissal; and,

Whereas, Mrs. Escarcion and her three children who are entirely dependent upon the leave payments are in desperate circumstances due to the fact that Mr. Escarcion has been ill since his arrival in New York, and consequently has been unable to support his family; and,

Whereas, The Municipal Council of St. John and St. John's believe that Mr. Escarcion is entitled to his leave, and is convinced that to continue to deny him such payment is unfair, discriminatory and unjustifiable;

Now therefore be it enacted by the Municipal Council of St. John and St. John's as session assembled:

Section. The Commission of Finance, through the Bureau of the Virgin Islands, is hereby authorized and directed to give to Joseph Escarcion a lump sum payment in lieu of leave due to him under the provisions of Bill No. 298 of the fifth Municipal Council.

Mr. Brown	-----	yes
Mr. Ottley	-----	yes
Mr. Rhynes	-----	yes
Mr. Richards	-----	yes

Bill No. 165 Ordinance to provide a pension for Fritz Allen Smith, former Police (Coastguard, driver) St. John. The bill was discussed and following the motion made by Rhynes and Richards was adopted in the following form and by the votes shown.

Bill No. 145.

The Eight Municipal Council of St. Thomas + St. John.

1951-1952

Ordinance to Provide a Pension for Fritz Allen Smith, former Policeman (Constabulary Service), St. John.

Whereas, Fritz Allen Smith served faithfully in the constabulary service of St. John since 1936 on an appointment basis and has established an excellent service record; and

Whereas, Prior to 1936, the said Fritz Allen Smith served for ten years in a non-appointive capacity; and,

Whereas, Despite the grave responsibilities and duties imposed, and the exemplary performance of the same by the said officer he received only a salary of \$56 monthly; and,

Whereas, It is recommended that a suitable pension be provided for him;

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. That Fritz Allen Smith be granted a pension of not less than \$240 per annum, effective July 1, 1952 and each fiscal year thereafter.

Mr. Brown --- yes
Mr. Otley --- yes
Mr. Laymer --- yes
Mr. Richards --- yes

Bill No. 146 - Ordinance to Amend "Ordinance to Provide for Arbitrary Determination of the Amount of Taxes Due in the Event the taxpayer fails to make cancellation as required," approved December 13, 1951. The Bill was discussed and following motion made by member Otley and Richards was adopted in the following form and by the votes above.

Bill No. 146

The Eight Municipal Council of St. Thomas and St. John.

1951-1952

Ordinance to Amend "Ordinance to Provide for Arbitrary Determination of the Amount of Taxes Due in the Event the taxpayer fails to make cancellation as required," approved December 13, 1951

to be created by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 1 of Ordinance to provide for Arbitrary Determination of the Amount of Taxes Due for the First of January fails to make provision as required, "approved December 13, 1951, is hereby amended to read as follows:

In the event any person, firm or corporation believed by the agency authorized to administer any municipal tax shall have failed to make a full and complete report in any way required for the purposes of determining the amount of tax liability, the head of the department administering the tax may, thirty (30) days after the report was required to be filed, advise the taxpayer of the lack of compliance, stating that if such requirements are not complied with within 15 days the arbitrary determination of the amount of tax will be made.

Am. Brown - - - - - yes

Mr. Otley - - - - - yes

Mr. Chymur - - - - - yes

Mr. Richards - - - - - yes

The meeting adjourned at 5:20 P.M. August 29, 1952

Amos Brown, Chairman

Charles B. Otley, Secretary

The Eight Municipal Council of St. Thomas and St. John.

This Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Governor was convened on Friday, September 19, 1952 at 4.30 P. M.

Recent work:

Amos Brown
Henry J. Brown
Caleb B. Witz
Alexander D. Brown
Henry A. Brown

The Secretary read the following Correspondence:

Letter dated September 14, 1952, from the Governor of the Virgin Islands returning with a copy of Bill No. 100 - Cookhouse Building, the Governor of the Virgin Islands to the House of Representatives, and a copy of the Bill to the House of Representatives, and a copy of the Bill to the House of Representatives, and a copy of the Bill to the House of Representatives.

Resolution Concerning a Session of the Legislative Assembly
of the Virgin Islands was read in full by the Secretary.

Resolution

The Eight Municipal Council of St. Thomas and St. John
1952-1953

Concerning the Decision of the Legislative Assembly of the Virgin Islands

Whereas, the Municipal Council of St. Thomas and St. John, deem it necessary, and in the best interest of the Public, to convene a session of the Legislative Assembly at the Virgin Islands for the purpose of considering matters of great importance; And

Whereas, Section 7 of the Government of the Virgin Islands authorizes sessions of the Legislature annually by joint resolutions of both Council and House.

Now, therefore, be it Resolved, and it is hereby Resolved, by the Municipal Council of St. Thomas and St. John in session assembled, that pursuant to Section 7 of the Organic Act of the Virgin Islands, the Legislature assembled in Council in formal session at Charlotte Harbor, on September 25, 1904, petitioned and made a resolution of the following:

Vote message by the Governor, a Bill No. 72 of the
Legislative Assembly of the Virgin Islands, for act to create an office
of the Legislative Contact Representative of the Virgin Islands to be
established in the Nation's Capital" enacted August 5, 1952

It was moved, seconded and adopted by all
members voting yes that the Resolution be adopted.

Adjuvined at 1:45 P.M. September 18, 1952

Wm. Brown
Chairman

Henry V. Richards
Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John, called by the Chairman for Wednesday, September 24, 1952, at 11:00 A.M.

Present to call by the Chairman of the Municipal Council of St. Thomas and St. John the Municipal Council convened in extraordinary session on Wednesday, September 24, 1952, at 11:00 A.M. Present were:

Hon. Omar Brown
Hon. Carl B. Petty
Hon. Weymouth Thomas
Hon. Henry Richards
Hon. Donald Harris

The Chair presented to the house for discussion Resolution amending Resolution of September 14, 1952 concerning a session of the Legislative Assembly of the Virgin Islands. The Resolution was discussed following which the assembly adopted, same in the following form and by the notes indicated.

Resolution

The Eight Municipal Council of St. Thomas and St. John.

1951-1952

Amending Resolution of September 14, 1952, concerning a session of the Legislative Assembly of the Virgin Islands.

Be it Resolved, and it is hereby declared, by the Municipal Council of St. Thomas and St. John in session assembled that Resolution of September 14, 1952, concerning a session of the Legislative Assembly of the Virgin Islands, for September 26, 1952, at 11:00 A.M. be and the same is hereby amended by addition of the following subject matter for consideration at said session:

In order to amend now to establish the Office of the Virgin Islands Auditor, approved August 15, 1951.

Mr. Brown - yes
Mr. Petty - yes
Mr. Thomas - yes
Mr. Harris - yes
Mr. Richards - yes

Omar Brown
Chairman

Carl B. Petty
Secretary

Bill No. 168 - Amendment No. 3 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953. The Bill was discussed. Following the discussion the Bill was adopted by the vote and in the form indicated.

Bill No. 168

The Eighth Municipal Council of St. Thomas + St. John.

Amendment No. 3 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953

Be it Enacted by the Municipal Council of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, in hereby amended as follows:

Expenditures:

01-906 Personnel Adjustment

Reduce Item 01-906-1 - Per. new Pay Plan Adjustment, by ----- \$10,375.00

Office of the Government Secretary

Bureau of Deeds and Records

Increase Item 01-125-1 - Salaries, Recorder of Deeds + Translator, effective July 1, 1952. ----- \$400

Department of Health

01-410 - Medical Service

Increase Item 01-410 - Salaries, Classified Employees, one half of Salary for Urologist for 9 months commencing October 1, 1952, at \$2700 p.a., and salary for 9 months, commencing October 1, 1952 for Director of Nursing Education at \$3600 p.a. \$4,725.00

Add new Item 410-5 - One half of travel expense for Urologist for nine months ----- 3.00 \$5,025.00

Public Works + Fire Department

Miscellaneous

Add new Item 370-1 - Installation of two street lights on Haswood Highway between Subbase Gate and Bob's Trust House. ----- 150

Add new Item 370-2 - Installation of electric light at Altana roadway in the vicinity of China Doll Bar ----- \$50

Add new Item 370-3 - Repair of road leading to Queen Louise Home and Installation of three electric lights thereon ----- 300

Add new Item 370-4 - Installation of two electric lights in roadway leading from Linnicola School to property of Mr. James Thomas at Hospital Ground No. 125 ----- 200

Add new Item 370-5 - Installation of 4 Street lights at Estate Staabland starting from intersection with Laake Stade ----- 300

Add new Item - 370-6 - Installation of 2 street lights at Hospital Grounds along roadway north of the Lutheran Home ----- 150

Add new Item - 370-7 - Extension of Portable water lines at Hospital Grounds in the roadway north of Linnicola School ----- 250

Add new Item 370-8 - Installation of water faucets at Anna's Store near Mr. Victor Branch's Grocery ----- 50

Add new Item 370-9 - For completion of sewer facilities in the Carnegie Area on the following sites: (a) The line running uphill under the street leading to the Church; (b) the line running uphill from Mr. Anthony Jutil's Grocery and (c) the line running uphill from the main sewer to Mr. Carl Lund's Home West of the small catchment area; and in the vicinity of No. 31B Kronprinsdane Side 3,500 \$4,950 \$10,307.40

The bill was discussed. Following the discussion the bill was adopted in the form and by the votes indicated below.

Brown --- yea

Ottley --- yea

Phomer --- yea

Harris --- yea

Richardson --- yea

Bill No. 164

The Clerk announced that he is in receipt of a communication dated September 11, 1952, from the Governor, attached Bill No. 164. The Secretary was ordered to read the letter, which is as follows:

" Government House
Charlotte Amalie, St. Thomas, V.I.

September 11, 1952

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas V.I.

My Dear Mr. Chairman:

I return herewith, without approval, Bill No. 164 of the Eight Municipal Council of St. Thomas and St. John, 1951-1952, Ordinance to Provide Lumpsum Payment to Hospital Employees in lieu of Unused Leave, Passed by the Municipal Council of St. Thomas and St. John on August 29, 1952.

This bill, after a recital of certain premises in connection with the separation from the service of a chamberlain in the Department of Public Works purports to direct a lumpsum payment in lieu of unused leave said to be due to this employee under the provisions of Bill No. 298 of the Fifth Municipal Council.

While I do not like to place on a formal record of this kind the details known to this office and which can be substantiated as being contrary to the premises of the Preamble of Bill No. 164. I find it sufficient to state that the employee in question, was separated from the service by competent authority for neglect of duty. The employee did not apply for annual leave until after his separation.

Bill No. 47, 1945-1946, provides for lumpsum payment in lieu of unused leave only when employee has voluntarily separated from the service without prejudice. It holds that a temporary employee is entitled to payment for unused leave, under Bill No. 298, Fifth Municipal Council, upon separation from the service with prejudice. It is to grant to such temporary employee a privilege which is forbidden by law to be granted to permanent employees. In my opinion, there is no legal justification for payment of lumpsum in lieu of unused leave to the former employee. The Bill No. 164 attempts to direct such payments. In interest of the government, in my opinion, should be protected from such improper claims.

Accordingly, I have no alternative but to disapprove
Bill No. 164.

Sincerely,
12/ Harold F. de Castro
Mario F. de Castro
Governor.

Document for notice, read by member Otley, and seconded
by member Poyner, the Council proceeded to reconsider Bill No.
164. Following a short discussion, member Poyner moved
that the bill be passed over the Governor's veto, the motion
was seconded by member Otley, put to the House and carried.
Accordingly the bill was passed, in the form indicated, and by the
the votes indicated.

Bill 164

The Eight Municipal Council of St. Thomas and St. John 1951-1952

Ordinance to Provide Lumpsum Payment to Hippolite Encarnacion
in Lieu of Unpaid Leave.

Whereas, Hippolite Encarnacion, a chauffeur in the Department
of Public Works, submitted his resignation after serving for
one year and a half in that position, in order to take up
residence in the United States; and,

whereas, said Hippolite Encarnacion later made application
in person with pay as authorized by Bill No. 250 of the
Eight Municipal Council, which authorizes leave payments
for temporary employees; and,

whereas, before his departure for New York, Mr. Encarnacion
was instructed to issue a power of attorney to his wife
authorizing her to collect and cash weekly checks covering
his leave payment; and,

whereas, no reply was made to Mr. Encarnacion's
letter of resignation the week following his departure
his wife was informed that no leave payment was due
to him on the ground that he had been discharged; and,

whereas, no letter of dismissal was written to Mr. Encarnacion
and there is nothing on the record, except a notation on a file
sheet to prove that Mr. Encarnacion had been fired; and Mr. Encarnacion
vigorously denies any dismissal; and,

Whereas, Throughout his eighteen months of service in the Department of Public Works, Mr. Encarnacion's service has been exceptional and entirely without blemish; and,

Whereas, The Legislative Assembly, Law No. of December 9, 1938, gives to employees leave pay as a matter of right regardless of dismissal from the service with prejudice; and,

Whereas, The Director of the Division of Personnel, in a recent opinion, expressed the view that under the Law leave has been enacted by the Legislative Assembly even if an employee is dismissed from the service with prejudice he is entitled to his leave payment; and,

Whereas, Bill No. 298 of the Fifth Municipal Council, which provides leave payments to temporary employees, on the basis of one month for each year of continuous service, pays absolutely nothing about an employee forfeiting his leave in the event of his suspension or dismissal; and,

Whereas, Mrs. Encarnacion and her three children who are entirely dependent upon the leave payments are in such circumstances due to the fact that Mr. Encarnacion has been ill since his arrival in New York, and consequently has been unable to support his family; and,

Now, the Municipal Council of St. Thomas and St. John believe that Mr. Encarnacion is entitled to his leave, and is convinced that to continue to deny him such payment is unfair, discriminatory and unjustifiable;

Now Therefore be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Commissioner of Finance, through the Governor of the Virgin Islands Islands, is hereby authorized and directed to give to Hippolyte Encarnacion a lump sum payment in lieu of unused leave due to him under the provisions of Bill No. 298 of the Fifth Municipal Council.

Brown	-----	yes
Attley	-----	yes
Thymer	-----	yes
Harris	-----	yes
Richards	-----	yes

The meeting adjourned at 12:30 P.M.

Oliver Brown
Chairman

Earl B. Gilly
Secretary

Municipal Council of St. Thomas and St. John of
meeting held October 9, 1952 Charlotte Amalie, St. Thomas
Virgin Islands.

Pursuant to call of the Chairman of the Municipal Council
of St. Thomas and St. John the Municipal Council convened
in Extraordinary Session on Thursday, October 9, 1952, at 1:30 P. M.

Present, were:

Overton Brown
Earle B. Sotley
Henry V. Richards
Winifred Chymer
Johannes Johnson.

The Chairman stated that Radio announcements were
made over Radio Station W. S. S. A. beginning at 8:45 A. M.
every hour on the hour until two o'clock P. M. regarding this
meeting scheduled and requesting all members to be present.
He also stated that up to about five minutes ago all members
were present at a Committee meeting and that just prior
to the call for the formal meeting Member Harris asked to
be excused.

The Chairman announced the following for discussion:

"Government House
Charlotte Amalie, St. Thomas
Virgin Islands.

September 27, 1952.

The Honorable

The Chairman of the Municipal Council
Municipality of St. Thomas and St. John
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

After careful and exhaustive consideration, including
conferences with representatives of labor and of capital, I have
come to the conclusion, which I consider inevitable, that
the best interests of all the people require me to disapprove
Bill No. 130 of the Eighth Municipal Council of St. Thomas and
St. John, 1951-1952 Ordinance, to further amend Ordinance to
prescribe minimum wage and maximum hour standards and
for other purposes, approved October 17, 1951, as amended, passed
by the Municipal Council August 29, 1952 and presented
to me on September 5, 1952.

The main objective of this bill is to increase the statutory minimum wages of utility workers from 25 cents to 30 cents per hour, sales and service clerks from 30 cents to 35 cents per hour; unskilled labor from 40 cents to 50 cents per hour; semi-skilled labor from 50 cents to 60 cents per hour; and skilled labor from 60 cents to 75 cents per hour. These increases in percentage are 50%, 33%, 25%, 20%, and 15.4% respectively.

It is necessary, I think, to recount here the progress steps taken under minimum wage legislation in the municipality since its inception in 1941. That first wage legislation, sponsored by Governor Charles McNair, fixed minimum wages for utility workers at 15 cents per hour; unskilled labor at 20 cents per hour; semi-skilled at 30 cents per hour and skilled at 40 cents per hour. In 1945, the Council amended the law to provide minimum wages for utility workers of 15 cents per hour (unchanged from 1941), sales and service (new classification) 20 cents per hour; unskilled labor 30 cents per hour; semi-skilled 40 cents and skilled 50 cents per hour. That bill was vetoed by Acting Governor Morris F. Le Crut, passed over his veto, again vetoed and sent to the President of the Council allowed it to become law without his signature whereupon the Council suspended its legislative rate pending an economic survey. It finally became law a later than its initial passage.

In 1949, the Council again amended the law, with my approval, to increase the wages of utility workers to 20 cents per hour; sales and service to 30 cents; unskilled to 40 cents per hour; semi-skilled to 50 cents and skilled to 65 cents per hour. These are the present statutory minimums now sought to be changed by Bill No. 130. Less than one year ago, the Legislating Assembly passed an omnibus wage and hour act which eliminated the lowest category of utility worker, changed the wage in the sales and service group from 30 cents to 35 cents per hour but left the wages of the categories of unskilled, semi-skilled and skilled labor unchanged. That bill was vetoed by Acting Governor Daniel W. Ambrose principally because of the adverse effect it would have had in St. Croix where minimum wages, fixed by statute for the first time in 1950, were 15 cents, 20 cents, 30 cents, 40 cents and 50 cents per hour respectively in the same categories.

A few months ago the St. Croix Council amended its wage legislation to provide a minimum of 30 cents for utility workers; 35 cents for sales and service; 40 cents for unskilled; 50 cents for semi-skilled and 65 cents for skilled labor. I approved the bill. Therefore, local statutory minimum wages at the present time are:

	<u>St. Thomas</u>	<u>St. Croix</u>
Utility	20¢	30¢
Sales + Service	30¢	35¢
Unskilled	40¢	40¢
Semi-skilled	50¢	50¢
Skilled	65¢	65¢

For the first time in the history of the local wages legislation, the Municipal of St. Thomas and St. John and the Municipality of St. Croix are now close to uniformity with the exception of the two lower brackets where St. Croix is now higher by 10 cents and 5 cents per hour respectively. This latest increase in the minimum wages of St. Croix, I am reliably informed, has resulted in an approximate decrease of 10% in employment in the retail trade. In spite of the fact that I signed this Bill, I consider this effect more unfortunate. With this experience, I would not want the same effects to follow the enactment of Bill No. 130. Yet this is exactly what responsible business interests have pointed out to me would actually happen if I were to approve this bill.

Both business and labor have freely admitted that minimum wages now paid in many industries in St. Thomas are over the existing legal minima. A careful analysis of pay-rolls and other wage records of approximately 1,600 workers in private industry in St. Thomas indicates that 65% of those in the category of "sales or service" are receiving 35 cents per hour instead of 30 cents per hour; under "unskilled labor" 70% of the number thus employed receive 45 cents per hour instead of 40 cents per hour. Under "semi-skilled" 68% receive 65 cents per hour instead of 50 cents per hour. And, under "skilled" the percentage runs to 80% of those who receive 75 cents per hour instead of 65 cents per hour. It is emphasized, however, and with considerable merit, that a ten cents across-the-board statutory increase would greatly add to operating costs because all workers now receiving over the existing minima would seek to receive comparable advances in compensation. For example, if a skilled worker is now receiving 75 cents or more per hour because of special qualification, he would have to be increased by at least 10 cents per hour if other skilled workmen now receiving 65 cents per hour are increased to 75 cents per hour. The same would be true in all categories.

Many employers have pointed out to me that marginal profits due to many causes will not permit them to absorb the proposed increases. In one case, I am told, an annual net profit of \$15,000 would be converted to a loss of \$6,000. Thus, these employers, so affected have stated categorically that they intend to cut back employment by reducing working hours or by outright dismissal. Certainly such a result would be tragic and would defeat the objective of the bill which is to provide greater wage returns for the workers.

Labor presents the right case of living which we all admit; but statutory increases do not always result in more take-home pay - they often result in less. Furthermore, I have before me a preliminary study of average selling prices of 34 basic commodities in St. Thomas in 1950 and in 1952. Of these, 16 show no increases; six increased by one cent per basic unit (pound or can); three increased by two cents; two increased by three cents; two increased by five cents; one decreased by four cents; and one decreased by one cent, and three (dairy products) increased by 12 cents, 13 cents and 18 cents per unit. The average percent increase in these 34 commodities between 1950 and 1952 is 4.6%. Wheat flour increased by one cent per pound, bulk rice showed no increase; refined sugar, one cent per pound increase; raw sugar showed no increase; breads and raw milk showed no increase. These are just a sampling of the 34 commodities examined.

When the 1951 insular wage law was vetoed in December of that year, Acting Governor Daniel V. Lombrose stated:

"I want it to be clearly understood that the disapproval of this bill is not because the administration is not concerned with labor's plight and problems. This action has been taken because of a genuine realization of the stark facts which have, unfortunately, been given slight consideration by the Legislative Assembly. The Administration has been, and will always be, sympathetic to labor, because labor is an integral part of any community and must play an important part in the local economy. When the workers are well paid for their labor, the entire community gets the benefit through increased purchasing power, one of the key factors of economy."

"Another point to be considered carefully is the fact that historically minimum wage and maximum hour legislation was designed to protect unorganized labor in private industries. It was never designed to cover government employees. Government employees are classified and their salaries are determined in accordance with federal and state civil service systems. Here in the Virgin Islands, minimum wage legislation provided the establishment of a merit system, and it was natural initially to include government employees under such legislation, since there was no other type of protective legislation then in force and effect to cover such employees. However, now we have a merit system established by insular law under which municipal employees are classified, and a pay plan has been provided. These municipal employees no longer need the protection of wage and hour legislation other than the Merit System Law and its regulations. The time has come when

Municipal employees can safely be excluded from the application of such legislation without losing any benefit whatsoever. Such an arrangement would allow for full consideration of legislation for the protection of employees in private industries without hampering the establishment of new industries.

"As the Governor has previously publicly stated, a more flexible system of classifying labor should be established in order to encourage the development of new industry. It is time to discard the method of classifying labor into special work categories with a minimum wage for each such category, as 'unskilled', 'semi-skilled', and 'skilled', and in lieu thereof to establish a single floor for wage and a single ceiling for hours, leaving it to Wage Board to fix higher minimums after economic studies of each business. Minimum wages would then be fixed as they should be, by business, rather than by wage categories.

"Again, let me repeat that the administration is in the favor of a fair labor policy in the Virgin Islands which will not only provide workers with protection, but will, also, tend to improve the economy and industrialization of the islands, a program which I am sure all responsible groups approve. If it is necessary for the legislature and the administration to discuss this matter fully and to work on this type of legislation which would bring the greatest good to the greatest number."

These observations are as true today as they were when they were written. When a general wage increase occurs without any change in the economic position of businesses, capital will offset the reduction of its profit margin by reducing its costs. Payroll will be pruned and labor saving devices will be installed. The time has come, therefore to call a halt to this type of legislation. The time is now to protect both capital and labor by fixing a single minimum wage below which no employee except in the exempted categories may be paid. The time is there to do what the administration has repeatedly proposed: to set up wage boards to determine for each industry or business what higher wages may be paid. The skilled worker should be free to seek his own level in wage based on ability and on protection and to submit to the normal American system of collective bargaining. We must now insure some measure of stability for the tourist industry and its facilitating services, as well as other businesses, in order to create more and more permanent employment.

We shall need clear thinking on our economic problems if we are to maintain and stabilize our free enterprise system. This problem partly overshadows and transcends politics. We cannot develop

a higher standard of living unless we can keep our economy on an even keel. Legitimate unskilled wages for private industry does not provide either security for the workers or the long run nor does it necessarily provide a higher standard living. Increased costs result inevitably in increased prices which cannot be pulled back under our present federal price stabilization laws.

Rather than "stick up" each new business with the lightning weapons of uncertainty and with the devastating threat of mass deprivation of the profit motive, we should develop our economy by inducing new businesses to enter our field and still "extract" a floor below which no able-bodied citizen need if he is willing to work.

I may be asked why in the case of these public employees' salaries increased for our public employees this year. I am glad to answer. The public service was facing its best employees to private industry which paid higher wages to the more efficient and productive employees. Public employees were restricted by a pay plan and by budgeted appropriations. Private employees may seek and obtain wages from their employers based on what the business can afford to pay and upon the workers' production and ability. It is not as in government where salaries may not be changed without the application of elaborate legislative and executive restrictions. Incidentally, Bill No. 130 would cause further increases for certain public employees under our new pay plan, who, as a matter of fact, they should be exempted from such legislation!

In sympathy with labor makes it difficult for me to take this action. It apparently should not transcend the hard fact that we may be moving too fast in the wrong direction. As labor admits that wages higher than existing legal maxima are already paid to a great many workers, I cannot see that labor would be hurt by pausing here for stock-taking. I ask, therefore, that the Legislature and labor accept this vote not as a challenge to their views or as a set-back to their desires - but as a call for re-examination of our policies before it may be too late. I shall immediately appoint a committee consisting of labor, capital and government to appraise the entire situation. I ask for patience and understanding until such a survey can be made.

For these most compelling and urgent reasons, I deem it my clear duty to return herewith approved Bill No. 130. I shall offer no objection if the Council would make uniform with it the wages of utility workers and salaried

service clerks. Beyond that we should not go to for the present.

Sincerely yours.

16/ Morris F. de Castro
Morris F. de Castro
Governor

Following the reading of the letter from the Governor, honorable Carl B. Otley, move that Bill No. 130 which was retired by the Governor be reconsidered by the Council in the third discussion. A motion was seconded by Mr. Rhymen and the Chair announced for discussion the following:

Bill No. 130 - Ordinance to Further Amend "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1944, as amended.

It was moved by member Otley and seconded by member Rhymen, without discussion, that the Bill be adopted under the Governor's veto. The motion was carried and the Chair called for the Roll Call, which was as follows:

Bill No. 130

The Eight Municipal Council of St. Thomas & St. John
1951-1952

Ordinance to Further Amend "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1944, as amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 3 of the "Ordinance to Prescribe Minimum Wage and Maximum Hour Standards and for other Purposes," approved October 17, 1944, as amended, is further amended to read as follows:

1. Utility Worker, not less than 30¢ per hour.
2. Sales or Service Clerk, not less than 40¢ per hour.
3. Unskilled Labor, not less than 50¢ per hour.
4. Semi-Skilled Labor, not less than 60¢ per hour.
5. Skilled Labor, not less than 75¢ per hour.

Section 2. Section 5 (a) is amended as follows.

(a). There is hereby created the Office of "Wage Commissioner" and this ordinance shall be administered by such Wage Commissioner and such other personnel as may be necessary, to be appointed by the Mayor, in and with the advice and consent of the Municipal Council. Funds for the proper functioning of this office shall be provided in the annual Municipal Budget. The Commissioner shall have power to classify occupations under the categories prescribed in Section 3; provided however, that any aggrieved party, upon application, shall be entitled to a public hearing by the Commissioner on any order of classification, which hearing shall be held later due notice. The Commissioner shall issue an order setting forth his classification of any occupation not later than thirty (30) days after the submission of a written request for such classification.

Section 3. The following new sub-sections (e) and (f) are added to Section 5:

(e) There is hereby created the Wage Board consisting of three members to be appointed by the Mayor with the advice and consent of the Municipal Council. It shall be the duty of the Board to hear and decide appeals of any aggrieved party taken from any decision of the Wage Commissioner. Such appeals shall be in writing and filed with the Wage Commissioner. Such appeals shall be in writing and filed with the Board not later than thirty (30) days after the Wage Commissioner has rendered the decision appealed from. Appeals from the decision of the Board may be taken to the District Court and shall be in writing and filed with the Court not later than thirty days after the Board has rendered the decision appealed from. The Board shall be empowered to examine records, question employees, and witnesses and examine conditions and practice as it may deem necessary or appropriate to any matter brought before it for a decision. The Board shall elect its own officers, and adopt rules and regulations to effectuate the purposes of this section. Members of the Board shall receive compensation at the rate of \$5.00 per meeting. The Municipal Council shall appropriate annually the funds necessary for the functioning of the Board.

(f) With the approval of the Wage Board the Wage Commissioner, to the extent necessary in order to prevent curtailment of opportunities for employment, shall by regulations or orders provide for (1) the employment of learners, or apprentices, under special certificate issued pursuant to regulations of the Commission, at such wages lower than the minimum wage minimum wage application under Section 3 and subject to such limitation.

as to time, number, proportion and length of service as the Commissioner shall prescribe and (2) the employment of individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, under special certificates issued by the Commissioner at such wages lower than the minimum wage applicable under section 3, and for such periods as shall be fixed in such certificates.

Section 4. All laws or parts of laws in conflict with this ordinance are hereby repealed.

Section 5. This ordinance shall take effect upon the expiration of thirty (30) days from the date of its enactment.

Mr. Brown	-----	yes
Mr. Creque	-----	absent
Mr. Harris	-----	absent
Mr. Otley	-----	yes
Mr. Thomas	-----	yes
Mr. Richards	-----	yes
Mr. Sprue	-----	no

The chair announced that since 4 members voted for / against, and a 35 vote is required, the bill is lost and the Governor's veto stands.

The meeting adjourned at 7:43 P. M. October 8, 1952

Gene Brown, Chairman

Charles D. Otley, Secretary

For the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held Tuesday, October 21, 1952, at 7:00 P.M.

The Municipal Council convened in Extraordinary Meeting on Tuesday, October 21, 1952, pursuant to call of the Chair, in accordance with Section 13 of the Organic Act of the Virgin Islands. Present were

Honorable: Omar Brown
Gerald C. Harris
Earle B. Stiles
George O. Griffin
Robert V. Richards

The Chair announced the receipt of a communication dated October 16, 1952, from the Governor nominating Mr. Cyril Smith for appointment as a member of the Electoral Board for the Saint District, vice Mr. Edmund Smith. The matter was placed before the Council for consideration. Pursuant to a duly made motion, the nomination was unanimously confirmed by the Council. All members present as indicated above voted "Aye".

Bill No. 171 was put before the Council. Following the pre-requisite stipulated in the Organic Act and the Rules of Business, the Bill was unanimously adopted by the Council and in the form below shown.

Bill No. 171

The Right Municipal Council of St. Thomas & Saint John
1951-1952

Whereas, Approving the Application of the Virgin Islands Housing and Development Authority to the Public Housing Administration for an additional Preliminary Loan of not to exceed fifteen thousand dollars, and for other purposes.

Whereas, On November 17, 1949, Bill No. 90 of the Fourth Municipal Council of St. Thomas and St. John was enacted and approved by the Governor of the Virgin Islands on November 15, 1949, approving the application of the Virgin Islands Housing Authority for the Preliminary Loan by the Public Housing Administration in the sum of \$15,000, covering the costs of survey and planning in connection with the development of 350 Housing Units; and,

Whereas, The Virgin Islands Housing and Development Authority, successor of the Virgin Islands Housing Authority, has applied to the Public Housing Administration for an additional Preliminary Loan of \$15,000, covering

park costs in connection with the development of an additional 150 dwelling units; and,

Whereas, By Bill No. 103 of the Eight Municipal Council of St. Thomas and St. John, enacted on August 29, 1952, and approved by the Governor of the Virgin Islands on September 8, 1952, the Cooperation of the Municipality of St. Thomas and St. John was extended to these additional dwelling units:

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. That the Municipal Council of St. Thomas and St. John hereby approves the application of the Virgin Islands Housing and Development Authority to the Public Housing Administration for an additional Preliminary Survey, not to exceed \$15,000 covering the cost of surveys and planning in connection with the development of projects authorized for the Municipality of St. Thomas and St. John by the Public Housing Administration and the approximate number of dwelling units including in such Projects.

Mr. Brown --- yes
Mr. Harris --- yes
Mr. Little --- yes
Mr. Rogers --- yes
Mr. Sibbald --- yes

Bill No 172 was announced for discussion. Following the request stipulated in the Organic Act and the rules of business the bill was unanimously adopted by the votes and in the form below shown.

Bill No. 172

The Eight Municipal Council of St. Thomas and St. John.
1951-1952

Ordinance to Amend "Ordinance to Provide Annual License Fee for the Municipality of St. Thomas and St. John, Approved July 6, 1950".

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 4 of Ordinance to Provide Annual License Fee for the Municipality of St. Thomas and St. John, approved July 6, 1950, is hereby amended to read as follows:

The fee herein prescribed for license shall be for a full calendar year. These fees shall be paid not later than January of each year. License issued for the unexpired portion of a calendar year shall be charged for as a monthly license, the calendar month in which issued to be counted as a full month. No license shall be issued for less than a calendar year, or the unexpired portion thereof.

Mr. Brown. --- \$5.00
 Mr. Harris --- \$5.00
 Mr. Ottley --- \$5.00
 Mr. Quinn --- \$5.00
 Mr. Richards --- \$5.00

The meeting adjourned at 4:20 P. M. October 24, 1952

Emar Brown
 Chairman

Earl B. Ottley
 Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on Friday, November 14, 1952, at 4:00 P.M.

The Municipal Council of St. Thomas and St. John assembled in Extraordinary Session at 4:00 o'clock P.M. on November 14, 1952, pursuant to call of the Chairman of said body. Present, were:

Omar Brown, Chairman
 Earl B. Ottley, Secretary
 Lowell E. Harris
 Henry V. Richards
 Wilmouth Rhymen

By unanimous consent approval was given to the following leases:

- (A) Lease between the St. Thomas Development Authority and Harry Harmand III.
- (B) Lease between the St. Thomas Development Authority and Fortunato Beretta.
- (C) Lease between the St. Thomas Development Authority and Leopold Berger.

Bill No. 173 to amend Section 14, Chapter 90, Title III of the Code of Laws of the Municipality of St. Thomas and St. John, as amended, and passed in the following manner, and by the vote indicated:

Bill 173

The Right Municipal Council of St. Thomas + St. John
 1951-1952

Ordinance to amend Section 14, Chapter 90, Title III of the Code of Laws of the Municipality of St. Thomas and St. John.

Be it enacted by the Municipal Council of St. Thomas and St. John, session assembled.

Section 1. Section 14, Chapter 90, Title III of the Code of Laws of the Municipality of St. Thomas and St. John, as amended, be amended to read as follows:

The uninterrupted, genuine, actual, physical, adverse, continuous, notorious possession of real property, without claim or color of title for 15 years or more, shall be conclusively presumed to give title thereto, except against the government.

Section 2. All laws, ordinances or parts thereof in conflict with this ordinance are hereby repealed.

Mr. Brown-----yes
 Mr. Harris-----present
 Mr. Ottey-----yes
 Mr. Rymer-----yes
 Mr. Richards-----yes

Bill No. 174, Ordinance to authorize a loan to the St. Thomas Power Authority for use by the St. Thomas Municipal Telephone System, was discussed and adopted in the following manner and by the votes indicated.

Bill 174

The Eight Municipal Council of St. Thomas and St. John

1951-1952

Ordinance to authorize a loan to the St. Thomas Power Authority, for use by the St. Thomas Municipal Telephone System.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session, assembled:

Section 1. The St. Thomas Power Authority is hereby authorized and directed to repay to the Municipal Insurance Fund a sum of \$5,000 from the proceeds of \$5,000 loaned to the said Authority pursuant to Bill No. 272, Ordinance approved August 11, 1948.

Section 2. The Governor of the Virgin Islands is hereby authorized and directed to borrow from the Municipal Insurance Fund a sum not to exceed \$5,000 and to make the same available as loan to the St. Thomas Power Authority for the purpose of meeting immediate urgent needs of the St. Thomas Municipal Telephone System. This loan shall bear interest at the rate of 2% per annum and shall be payable in annual installments of \$1,000 plus interest, within a period not to exceed six years.

Mr. Brown-----yes
 Mr. Harris-----yes
 Mr. Ottey-----yes
 Mr. Rymer-----yes
 Mr. Richards-----yes

Bill No. 175

The Right Municipal Council of St. Thomas and St. John.
1851-1852

Ordinance to Amend Title V, Chapter XII, Section 7 of the Code of Laws of the Municipality of St. Thomas and St. John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled:

That Title V, Chapter XII, Section 7 of the Code of Laws of the Municipality of St. Thomas and St. John, is amended to, read as follows:

Section 7. When said list of names, selected as directed in the preceding section is made and certified as herein provided, immediately thereupon the Judge of the District Court in the presence of the Jury Commission, shall cause all of the names selected and placed in the list as aforesaid to be neatly written upon tickets, which shall be of equal size and of the same color and appearance, and when the tickets rolled or folded and placed by the Judge in a cloth-covered box, with a sliding top and after depositing said tickets the said box shall be closed and the Judge shall direct the Clerk or one of his deputies whom the Judge shall designate, but not one of the Jury Commission, to draw from said box through a hole or holes placed in making the sliding top, as far as will admit conveniently, admit all those and without, in any manner looking into said box, one by one, such number of tickets as the Judge may direct but not exceeding forty-eight, which names shall be recorded in the Jury-Panel for the term. Summons shall thereafter be issued by the Clerk of the District Court directing each person drawn on the Jury-Panel to attend the District Court and place as summoned by the Judge of the District Court and to serve as juror in the next term of Court for the stated term of Court, unless excused by the Judge of the Court for good and sufficient cause. Provided, however that if the case to be tried, as pronounced by the Judge, is a misdemeanor, the Clerk shall issue Summons directing the first twenty-four on the Panel to attend if a felony then the first thirty-six, and if a capital case, then the entire Jury-Panel. Provided, further, that the names of all members of the Jury-Panel, who were not summoned to attend during the stated term of Court, shall be included in the list from which the Panel of seventy-five persons for the following term is selected pursuant to the preceding section.

Mr. Brown - - - - - yea
Mr. Harris - - - - - yea
Mr. Otley - - - - - yea
Mr. Shipner - - - - - yea
Mr. Richards - - - - - yea

Bill No. 176

The Eight Municipal Council of St. Thomas + St. John.
1951-1952

Amendment No. 4 to the Budget for Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, is amended as follows:

RevenuesIII. Lundry Revenue:

Increase Item 14, Miscellaneous, by ----- \$29,011.00

ExpendituresMunicipal Council and Municipal Committee

Increase Item 10-3, Maintenance, by ----- \$1,700

Top Bossor's Office:

Increase Item 150-1, Salaries, by ----- \$840

Increase Item 150-2 Equipment, for purchase of desks, chairs, lighting fixtures for offices, filing cabinet, and adding machine and Calculator, by ----- \$1,565

Increase Item 150-3, Maintenance, including travel to St. John, necessary supplies, and pay for substitute employees, by ----- 760- \$3,365

Office of the Governor

Add new Item 170-6 - for expense for transportation, travel and incidental expenses of one delegate and one adviser from the Municipality of St. Thomas and St. John to the fifth West Indian Conference to be held in Jamaica, B. W. I. from November 24 to December 4, 1952, including per diem in lieu of subsistence at the rate of \$20 dollars per day for two persons and addition per diem only of \$8 for the second adviser. The Commissioner of Finance is authorized to advance the estimated per diem for 16 days to each official to be accounted for upon return in the usual manner ----- \$1,192

Public Works & Fire Department

Increase Item 310-1, Roads and Highways
St. Thomas, Ly ----- \$3700

Increase Item 310-2, Roads and Highways
St. John, Ly ----- \$700

Add new sub. Item 310-3, for construction of
Bridge over the gutter in the Seventh Day Adventist Street \$2,000

Add new item 310-10, for installation of sewer
and water lines at Palm Stree, Ly ----- 1,400 3,400

Department of Health

Increase Item 400-2, Equipment, Ly ----- 1,500

Department of Social Welfare:

Add new Item 51-510-1, Special Relief Living
Project for the island of St. John ----- 1,000

Office of the Wage Commissioner & Labor Relations Board:

Increase Item 710-3, Maintenance, Ly ----- 400

Contributions:

Increase Item 800-6, Contributions to Public
Assistance Fund, for Christmas grants to needy persons
in St. Thomas and St. John, Ly ----- 2,100

Add new Item 800-15 Christmas grants of \$3
each to 118 Virgin Islands patients at St. Elizabeth's
Hospital ----- 354

Add new item 800-16 Contribution to the Virgin
Islands Planning Board ----- \$5,000

Refunds

Increase Item 905-1, Income Tax and
General Refunds, Ly ----- 3,000 29,000

Mr. Brown ----- yes
Mr. Harris ----- yes
Mr. Otley ----- yes
Mr. Palmer ----- yes
Mr. Roberts ----- yes

Bill No. 177 Amendment to the Budget for the Municipality of St. Thomas and St. John for the fiscal year, 1952, was discussed and passed in the following manner and by the votes indicated:

Bill No. 177

The Eight Municipal Council of St. Thomas + St. John.
1951-1952

Amendment No. 34 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1951 to June 30, 1952.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1951 to June 30, 1952, is hereby amended as follows:

Expenditures

Municipal Council

Reduce Item 01-10-3 by \$700.00
which amount is thereby
transferred to the 1953 fiscal year ----- \$700.00

Mr. Brown --- yes
Mr. Harris --- yes
Mr. Utley --- yes
Mr. Johnson --- yes
Mr. Richards --- yes.

The meeting adjourned at 4:50 P.M. November 14, 1952

Omar Brown
Chairman

Earle B. Utley
Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for November 18, 1952, at 10:00 o'clock A.M.

Pursuant to call of the Chairman of the Municipal Council of St. Thomas and St. John the Municipal Council convened in Extraordinary Session on November 18, 1952 at 10:00 o'clock A.M. Present were:

Hon. Omar Brown, Chairman
 Hon. Carlo B. Odley, Secretary
 Hon. Henry O. Crepe,
 Hon. Oswald E. Harris
 Hon. Weymond Phynes
 Hon. Julius E. Spruance

The Municipal Council proceeded to give its attention to the consideration of Bill No. 179, Ordinance Exempting the S.S. "Puerto Rico" of the Bull Inular Line from Pilotage Fees. The bill was passed in the following form and by the votes indicated.

Bill No. 179

The Eight Municipal Council of St. Thomas + St. John.
 1951-1952

Ordinance Exempting the S.S. "Puerto Rico" of the Bull Inular Line from Pilotage Fees.

Whereas, an emergency existed in the surface transportation of cargo (especially refrigerated cargo) to St. Thomas; and,

Whereas, Recognizing the for surface transportation, the Bull Inular Line has agreed to route the S.S. "Puerto Rico" to St. Thomas on a schedule of one trip every two weeks; and,

Whereas, the S.S. "Puerto Rico" will bring both cargo (general and refrigerated) and passengers, thus contributing materially to the economy of the Municipality of St. Thomas and St. John; and,

Whereas, It is anticipated that this service will be rendered at a loss to the Bull Inular Line,

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled.

Section 1. The S.S. "Puerto Rico", a passenger and cargo ship of the Bull Inular Line, or any suitable successor, vessel of like accommodations and facilities to, and is hereby exempted from the payment of pilotage fees provided for in Ordinance No. 100 for piloting, mooring, and unmooring.

vessels in the Port of St. Thomas, Virgin Islands, and for other purposes, approved June 29, 1949. This exemption shall continue in force and effect as long as the U.S. Customs and Border Protection, and herein above named, maintains a regular schedule of one ship call, two weeks to the Port of St. Thomas, bringing passengers and cargo (General and refrigerated).

Section 1. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Mr. Brown - - - yes
 Mr. Regue - - - yes
 Mr. Harris - - - absent
 Mr. Stutz - - - yes
 Mr. Johnson - - - yes
 Mr. Brown - - - yes

The Chairman announced the consideration of Bill No. 178, Ordinance Authorizing the sale to the Virgin Islands Corporation, a federal instrumentality, of the electric light and power facilities and related assets of the Municipality of St. Thomas and St. John.

The following letter on this subject was authorized to be inserted in the proceedings.

Virgin Islands Corporation
 Christiansted, St. John
 Virgin Islands
 U. S. I.

November 14, 1952

Hon. Morris F. de Castro
 Governor of the Virgin Islands
 St. Thomas, Virgin Islands.

Dear Governor de Castro:

In keeping with the report made in your letter of July 9, 1952 and our subsequent discussions and pursuant to the St. Thomas and St. John Municipal Council No. 102, passed on April 3, 1952, and approved on April 4, 1952, incident to and authorizing you to sell to the Virgin Islands Corporation the properties and power facilities owned by the Municipality of St. Thomas I am authorized to present herewith the basis of this Corporation's offer to purchase this transaction. This offer is based upon the balance sheet of the St. Thomas Power Authority dated June 30, 1952, which listed the assets owned by the Authority, as well as those under operating agreements with other branches of the Federal Government, principally the Navy Department.

1. We propose to take over for continued use and operation the physical assets which are under operating lease to the power authority by transfer to us of those agreements.
2. On the physical assets owned outright by the St. Thomas Power Authority, comprising the distribution system, the general plant, materials and supplies, and accounts receivable, we have had our Consulting Engineer appraise the physical assets at present day cost less depreciation as prescribed by the Federal Power Commission, and herewith attached Sheet No. 1 showing the summary of these net values.
 - (A) The detailed listing, mechanics of evaluation and total net value of \$155,174.89 covering the distribution system is shown on the attached sheet No. 2.
 - (B) The same determinations for the general plant showing a net value of \$10,828.85 is shown on the attached No. 3. The general plant is to be subject to physical inventory and verification of costs prior to finalizing the acquisition.
 - (C) The materials and supplies have been checked and accepted at the quantities and value shown by the power authority, with the only further adjustments to be made based on the actual quantity of fuel oil on hand at the date of transfer, which will be done on actual job basis but, naturally cannot be anticipated in advance.
 - (D) The accounts receivable, which were \$52,922.27 as of June 30, 1952, and \$52,875.52 as of September 30, 1952, have been averaged at \$53,000 for purposes of general estimate but statement will be based on the actual receivables at the time of acquisition. Inasmuch as we will be paying cash for the receivables we will make a deduction of 5% to cover costs of collection, as well as retain 10% of the remainder to cover the estimated amount of uncollectable accounts, subject to a final adjustment within one year from date of acquisition in the light of the actual amount uncollected at that date, but not greater than the original 10%. In other words, if at the end of one year the sum of the uncollectable accounts is less than the 10% retained we will pay to the Municipality of St. Thomas and St. John the difference. If, however, the sum of uncollectables at the end of the first year should be greater than the 10% withheld we will make no further claim on the Municipality.

- 3) The total value that we are offering, subject to those certain final adjustments as described above is shown on Sheet No. 1 presently at \$284,220.03.
4. All figures and calculations have been made for an Acquisition date as of the close of business November 30, 1952.
5. It is this Corporation's unqualified intention to continue the operation, improvement and expansion of the electric service on the island of St. Thomas and will further guarantee no increases in the basic schedule of rates now existing, except as may be occasioned and dictated by future increases in costs of labor, materials and supplies used in operations.

As you know, this Corporation has no available budgets for fiscal year in 1953 for the acquisition of the power facilities in St. Thomas, additional generating capacity, as well as rehabilitation of city and rural lines amounting to \$690,000. There is proposed and already before the Bureau of the Budget the sum of \$250,000 for fiscal year 1954 for further expansion and improvement to the power facilities in St. Thomas.

I shall be glad to meet with you and any others interested in this transaction, at any time you may desire for further discussion if necessary.

I shall look forward to your early advice with the hope that the final documents may be drawn and the matter consummated by November 30, 1952, as planned.

Sincerely

Gordon M. Skoach
President

The Bill was then open for discussion. Member Henry L. Creque expressed opposition to the passage of the bill on the grounds that private enterprise ought to be given an opportunity to present a proposal. He expressed the feeling that private enterprise, particularly, the West Indian Co. Ltd. could offer the same proposal as the S. Corp.

Mr. Creque read a letter dated November 17, 1952, from C.C. Busch, General Manager, The West Indian Company, Ltd., purporting to show that the company is interested in offering a proposal.

The letter reads as follows: "we take pleasure in confirming various conversations in connection with the power system, the telephone system, as well as the portable water system, and wish to confirm our statement to you that we, The West Indian Company, are keenly interested in an opportunity to negotiate for any or all of the above mentioned systems, and provided it should be decided to turn any of these systems over to private operation."

Mr. Creque stated that the St. Thomas Power Authority is an asset to this community and as such it is to the community's interest to have the system operated by private enterprise. He expressed the view that he will vote against the bill.

The discussion was closed after which the bill was passed in the following manner and by the votes indicated.

Bill No. 198

The Eight Municipal Council of St. Thomas and St. John.

1951-1952

Ordinance authorizing the sale to the Virgin Islands Corporation, a federal instrumentality, of the electric light and power facilities and related assets of the Municipality of St. Thomas and St. John.

Whereas, a serious emergency exists for additional electrical energy in the islands of St. Thomas to meet the growing needs of expanded residential, business and tourist facilities and to stabilize the economy of the islands; and,

whereas, this emergency cannot be met by public or private sources within the Virgin Islands, other than by the Virgin Islands Corporation, in sufficient time to prevent a collapse of the economic structure of the island through lack of adequate power facilities; and,

whereas, recognizing this emergency, the Municipal Council of St. Thomas and St. John by Resolution passed October 6, 1951, authorized the Virgin Islands Corporation to apply for federal funds with which to acquire, rehabilitate and expand the facilities for generating and distributing electrical energy in the island of St. Thomas; and

whereas, the Municipal Council by Ordinance passed April 3 and approved April 4 1952, authorized the Governor of the Virgin Islands, subject to the advice and consent of the Municipal Council to sell to the Virgin Islands Corporation the electric light and power facilities owned by the Municipality of St. Thomas and St. John; and

Whereas, the Congress of the United States has made available to the Virgin Islands Corporation the sum of \$690,000 to be expended for the purpose of acquiring, rehabilitating and expanding the facilities for generating and distributing electrical energy in the Island of St. Thomas during the fiscal year July 1, 1952 to June 30, 1953; and

Whereas, in furtherance of these authorities the Governor now seeks the advice and consent of the Municipal Council for the consummation of this transaction; and,

Whereas, the Municipal Council deems its advice and consent to be in the public interest:

Now, Therefore, Be It Enacted by the Municipal Council of St. Thomas and St. John's session Assembled:

Section 1. The Governor he and he is hereby authorized to sell to the Virgin Islands Corporation the fixed properties and distribution system used for the transmission and distribution of electrical energy on the island of St. Thomas for the sum of \$155,174.89 representing the present day replacement values of all such property less depreciation.

Section 2. The Governor he and he is hereby authorized to sell to the Virgin Islands Corporation the office equipment, transportation equipment, laboratory and miscellaneous equipment of the electric light and power system on the island of St. Thomas for the sum of \$10,826.55 representing the inventory values of all such property less depreciation.

Section 3. The Governor he and he is hereby authorized to sell to the Virgin Islands Corporation the miscellaneous line materials, stores, motors and fuel oil of the electric light and power system on the island of St. Thomas for a sum aggregating the net book value thereof as of November 30, 1952. These items, as of the latest inventory, were valued at \$72,941.59 but it is recognized that they will be adjusted to actual inventory as of the date of transfer.

Section 4. The Governor he and he is hereby authorized to sell to the Virgin Islands Corporation the accounts receivable of the electric light and power system on the island of St. Thomas as of November 30, 1952 for a sum representing their actual value (September 30 actual value was \$52,895.52) less five percent for collection costs, and less ten percent of the remainder for estimated uncollectible accounts and bad debts,

Provided: that if on December 1, 1952 the sum of the uncollectible accounts is less than the 10% retained as reserve for bad debts, the Virgin Islands Corporation will pay the difference to the Municipality of St. Thomas and St. John. If the sum of uncollectibles on December 1, 1953 is greater than the 10% bad debt reserve, the Virgin Islands Corporation will make no further claim on the Municipality.

Section 5. The Governor he and he is hereby authorized to transfer to the Virgin Islands Corporation without cost, except for cancellation of the outstanding loan from the Corporation for the 750 K.V. generator and appurtenances and the incomplete structure for housing the same, which was purchased for the St. Thomas Power Authority from funds borrowed from the Corporation.

Section 6. Ordinance to authorize a Municipal Electric Light Plant and Distribution System and to create an Authority for the purpose of operating such a Plant and System, approved December 20, 1945, as amended, is hereby repealed effective December 1, 1952.

Section 7. The Governor he and he is hereby authorized to liquidate the accounts of the St. Thomas Power Authority as of December 30, 1952 in the following manner:

- (A) Payments by the Virgin Islands Corporation shall be used immediately to liquidate the outstanding long term debts of the St. Thomas Power Authority to the Public and Trust Funds and to private parties, plus all accrued interest.
- (B) Cash-in-hand of the St. Thomas Power Authority shall be used to liquidate its accounts payable. Any funds remaining from cash after settlement of all accounts shall be transferred to the St. Thomas Municipal Telephone Fund to be used for capital improvements only.
- (C) The agreement between the Municipality of St. Thomas and St. John, the St. Thomas Power Authority, and the West Indian Company Ltd. dated February 5, 1945 for the discounting of the sum of \$100 per month from the electric power bill of the said Company in satisfaction of a debt of \$23,030.64 of the Municipality to the said Company, shall be assumed by the Municipality which shall make monthly payments on the same term and conditions to the Company until the debt shall have been liquidated.
- (D) The principal amount of the Consumer deposit shall be transferred to the Virgin Island Corporation.

Section 8. The Governor he and he is hereby authorized, and directed to negotiate with the Virgin Islands Corporation for the sale to the Corporation of the Municipal power plant and facilities on the island of St. John as soon as the Corporation shall have obtained authority from Congress or its Board of Directors to purchase the said facilities.

Section 9. In further consideration of the transfer herein authorized, the Virgin Islands Corporation shall undertake to continue the operation, improvement and expansion of the electric light and power system in St. Thomas, shall guarantee no increases in the basic schedule of rates now existing, except as may be occasioned and dictated by future unforeseen increases in costs of labor, materials and supplies used in operations; and shall also undertake to reduce the existing basic schedule of rates ~~from~~ ^{so} as operating returns shall warrant and justify such reduction.

Mr. Brown - - - - yes
 Mr. Clegg - - - - nay
 Mr. Harris - - - - yes
 Mr. Otley - - - - yes
 Mr. Phyllis - - - - yes
 Mr. Francis - - - - yes

Upon completion of its work the Council adjourned
 at 11:05 P.M. November 16, 1952

Omar Brown,
 Chairman

Charles B. Otley
 Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on November 28, 1952, at 10:00 o'clock A.M.

Pursuant to call of the Vice Chairman of the Municipal Council, the council convened in Extraordinary Session on November 28, 1952, at 10:00 o'clock A.M. Present were:

Ward: Oswald E. Harris
 Henry O. Creque
 Heymouth Rhymer
 John E. Spence

The Council proceeded to and considered the following appointments which were confirmed by the notes shown:

Recreation Commission

Mr. John O. Scott
 Mr. Miguel Gonzalez
 Mr. John E. Martin
 Mr. Maximilian Wallace
 Mr. Mario Lewis.

Anti + Anti Central Commission

Mrs. Lucinda Miller
 Mr. Adolph Screen
 Mr. Harry Davis
 Mr. Joseph Vante
 Mr. Volmer Wolterding

Virgin Islands Housing + Redevelopment Board:

Mr. Ariel Mulgrew
 Mr. Guy O. Reynolds

The School Board:

Mr. Oswald Heath.

The St. Thomas Home Guard Committee:

Mr. Leslie Marshhead
 Mr. Rodney Pacha

The Ex-Emption Board:

Mr. Lemuel Lindquist
 Mr. Peter Sackbuck

The Jury Commission:

Mr. Bonford Caney

The Public Utilities Commission

Mrs. Grace Gordon
 Mr. Daniel Orie
 Mr. Albion S. Halder
 Mr. Leslie Moorhead
 Mr. C. H. Kindl, Jr.

The Police Commission

Mr. Cyril Michael
 Mr. Alarado Lugo
 Mr. Amos Benjamine, Sr.
 Mr. Hugh W. Smith

The Domestic Commission

Mr. Earle H. Charles
 Dr. Albert France
 Miss Edith Williams
 Mr. Louis Holger

Committee on Distribution of Interest

Mr. Joseph Bechtle
 Miss Corrigate Chudrac.

Board of Social Welfare

Mrs. Isidor Taimanovsky

Civil Defense Advisory Committee

Major Earle H. Charles
 Hon. Oswald E. Harris
 D. Randolph V. Landon
 Capt. Alfred H.
 Mr. Frank Jacobs
 Hon. Henry E. Robleson
 Dr. Francis C. Davis

Compensation Commission:

Mr. Edmund L. Dean

Wage Commission:

Mr. Edmund L. Dean

Mr. Creque
 Mr. Harris

yes
 yes

yes
 no

Mr. Hughes
 Mr. Sprague

yes
 yes

The Municipal Council then discussed and passed the following bills:

Resolution

The Eight Municipal Council of Saint Thomas and St. John.
1951-1952

Expressing the Appreciation of the People of the Virgin Islands for the genuine interest, sincere and invaluable services rendered in behalf of the People of the Virgin Islands by Congressman Fred L. Crawford of Michigan.

Whereas, During the past eighteen years the Virgin Islands of the United States have enjoyed significant developments in Government and in Community life principally as a result of congressional assistance; and

Whereas, The great advancements which the Virgin Islands have made during this period of time can, in some measure, be attributed to the efforts of Congressman Fred L. Crawford; and,

Whereas, During the 18 years Congressman Fred L. Crawford has been a member of the House Committee on Territories and Insular Affairs he has always evinced great interest and keen knowledge in the affairs of the territorial possessions of the United States; and,

Whereas, Because of his familiarity with the problems of territorial possessions, Congressman Fred L. Crawford has been able to give freely of his service to improve conditions in the Virgin Islands and was responsible for spearheading several major improvement projects for the islands including the rechartering of the Virgin Islands Corporation, the revision of the Organic Act and many other worthwhile congressional projects for the islands; and,

Whereas, The People of the Virgin Islands deem it proper and fitting to publicly record their appreciation and heart-felt gratitude for the unselfish service which Congressman Fred L. Crawford has rendered in their behalf:

Now, therefore, Be it Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled, that the Municipal Council of St. Thomas and St. John hereby express the appreciation of the People of the Virgin Islands to Congressman Fred L. Crawford of Michigan for the genuine interest he has evinced, and the invaluable services he has rendered, in behalf of the People of the Virgin Islands; and,

Be it Further Resolved, and it is hereby further resolved that this Resolution, properly engrossed, be presented to the Honorable Fred L. Crawford and that Copies hereof be forwarded to the Secretary of the Interior, the Director of the Division of Territories and Insular Affairs and the Governor of the Virgin Islands.

Mr. Cresser - - - - - yes
 Mr. Harris - - - - - yes
 Mr. Cresser - - - - - yes
 Mr. Spaw - - - - - yes

Bill No. 183

The Eight Municipal Council of St. Thomas and St. John.
 1951-1952

Ordinance to further amend Ordinance of August 17, 1951, "To Encourage the Establishment of New Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the granting of Exemptions from the Payment of certain Taxes and fees and the granting of Special Subsidies, and for other purposes."

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled:

Section 1. Section 3 of Ordinance of August 17, 1951, "To Encourage the Establishment of New Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the granting of Exemptions from the Payment of certain Taxes and fees and the granting of Special Subsidies, and for other purposes," is hereby amended to read as follows:

From and after the date of approval hereof, all persons, firms or corporations shall, upon application thereof, as hereinafter provided, be granted exemption from the payment of the taxes or fees and shall be eligible for industrial subsidies as specified in section 3, sub-sections (a), (b) and (c) thereof, upon satisfactory proof that such person, firm or corporation is engaged in a new business or industry as hereinafter defined, the said exemption and subsidies to last for a period of eight years from the order granting such exemption or subsidy; provided that application for tax or fee exemption and the granting of subsidies under this Ordinance shall be made not later than December 31, 1953; provided, that in the case of any business or enterprise engaged in the manufacture, creation or production of more than one article or

commodity the exemption from payment of taxes or fees or granting of industrial subsidies shall be restricted and limited only to the portion of such business or enterprise as is not in competition with business existing in the Municipality during 1947 within the meaning and spirit of this Ordinance.

Mr. Cregar - - - - yes
 Mr. Harris - - - - yes
 Mr. Clymer - - - - yes
 Mr. Sprague - - - - yes

Bill No. 182

The Eight Municipal Council of St. Thomas + St. John.

1951 - 1952

Ordinance to create the St. Thomas Municipal Telephone System and to provide for its management and operation.

As enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. There is hereby created and established, effective, December 1, 1953, the St. Thomas Municipal Telephone System as an agency of the Municipality of St. Thomas + St. John.

Section 2. The Governor of the Virgin Islands to and is hereby authorized to enter into a contract with the Virgin Islands Corporation to permit the general manager of the Power Division of the Corporation in St. Thomas to serve as Manager of the St. Thomas Municipal Telephone System and to permit the Cashier of the St. Thomas Municipal Telephone System, on a reimbursable basis of not to exceed 15% of the salary of the said General Manager and the salary of the said Cashier of the Power Division.

Section 3. Upon execution of a contract as authorized in Section 2, the Governor is authorized to make proper reimbursements to the Virgin Islands Corporation from the funds of the St. Thomas Municipal Telephone System for services rendered.

Section 4. Except for the managerial and financial services to be provided by the Virgin Islands Corporation under a contract to be executed in accordance with Section 2, the St. Thomas Municipal Telephone System shall be operated separate and apart from the operation of the power division of the Virgin Islands Corporation.

Section 5. All funds derived from the operation of the St. Thomas Municipal Telephone System shall be deposited with the Commissioner of Finance in the St. Thomas Municipal Telephone Fund, and all disbursements shall be made there-

from in accordance with regular municipal procedures for the expenditure and accounting of public funds.

Section 6. The employees of the St. Thomas Power Authority assigned to the St. Thomas Municipal Telephone Service shall be transferred to the St. Thomas Municipal Telephone System effective December 1, 1952. All facilities, buildings, equipment, funds and other property and records of the St. Thomas Power Authority used in the operation of the telephone system, shall be likewise transferred to the St. Thomas Municipal Telephone System.

Section 7. The budget for the St. Thomas Municipal Telephone System shall be approved annually by the Governor and the Municipal Committee. An operating budget shall be immediately prepared and approved for the period December 1, 1952 to June 30, 1953.

Section 8. The Governor with the approval of the Public Utilities Commission shall establish rates for the use of the St. Thomas Municipal Telephone System.

Mr. Cregue ----- yes
 Mr. Harris ----- yes
 Mr. Rhyan ----- yes
 Mr. Sprague ----- yes

Bill No. 180

The Eight Municipal Council of St. Thomas and St. John.
 1951-1952

Ordinance to authorize the Governor of the Virgin Islands to contract for Representative Services for the Virgin Islands in Washington, D.C.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized to contract for and on behalf of the Virgin Islands and the representative municipalities, for the services of a person or persons to represent matters pertaining to the political, social and economic advancement of the people of the Virgin Islands before all official bodies and agencies in Washington, D.C.; the contract for said services not to exceed the sum of fifteen thousand (\$15,000) Dollars per annum. The person or persons so contract with shall actively represent all matters which may be presented by the Legislative Assembly of the Virgin Islands; they shall also assist all official delegations from the Virgin Islands.

Mr. Cresson --- yes
 Mr. Harris --- yes
 Mr. Pymmer --- yes
 Mr. Sprague --- yes

The meeting adjourned at 11:45 A. M. November 29, 1952

Oswald C. Harris,
 Vice Chairman

Weymouth Pymmer
 Acting Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Vice Chairman for Monday, December 8, 1952, at 2:00 P.M.

Pursuant to Call of the Vice Chairman, the Municipal Council of St. Thomas and St. John, on Monday, December 8, 1952, convened in Extraordinary Session at two o'clock P.M. Municipal Council's Chamber, Charlotte Amalie, St. Thomas, Virgin Islands.

Present were:

Hon. Oswald E. Harris
Henry O. Oregan
Weymouth Phymen
Julius C. Johnson

The Municipal Council proceeded to consider Bill No. 185, repealing the Hotel & Company Tax, and after a brief discussion agreed to and passed the bill in the following manner and by the votes indicated.

Bill No. 185

The Right Municipal Council of St. Thomas and St. John.

1951-1952

Ordinance to Repeal Section 12, subsections a, b, c and d of Ordinance "To Provide Additional Revenue by Levying Certain Trade Taxes and Fees, to Impose Certain Penalties and for other purposes," approved April 16, 1949, as amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 12, subsections a, b, c and d of "Ordinance to Provide Additional Revenue by Levying Certain Trade Taxes and Fees, to impose Certain Penalties and for other purposes," approved April 16, 1949, as amended, is hereby repealed effective retroactively to July 1, 1952.

Section 2. The repeal of Section 12, subsections a, b, c and d of said "Trade Tax Law of 1952" shall not have the effect to release or extinguish any penalty, forfeiture, or liability incurred under the other sections of said Trade Tax Law of 1952. Such release of penalty, forfeiture or liability shall apply only to Section 12, subsections a, b, c, and d of said "Trade Tax Law of 1952."

Mr. Oregan --- yes
Mr. Harris --- yes
Mr. Phymen --- yes
Mr. Johnson --- yes

Bill No. 186

The Eighth Municipal Council of St. Thomas and Saint John
1951-1952

Amendment No. 5 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled.

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, be amended to read as follows:

Revenues.

III Existing Revenues

Increase Item 14, Miscellaneous, by ----- \$ 17.20

Expenditures

Office of the Governor

General Contingent

Add new sub-item 01-170-7, for expenses in connection with the construction, management and use of a Virgin Islands Boat for display in the inaugural parade for President Elliot Dwight D. Eisenhower. ----- \$ 600.00

Office of the Wage Commission
and Labor Relations Board

Increase Item 01-710-1, Salaries, by ----- 17.20 \$ 17.20

Mr. Cropper ----- yes
Mr. Harris ----- yes
Mr. Symon ----- yes
Mr. Sprague ----- yes

Consideration was next given to Bill No. 187, Ordinance authorizing the construction of a Boat, and after a brief discussion agreed to and passed the Bill in the following manner and by the votes indicated.

Bill No. 187

The Eighth Municipal Council of St. Thomas and Saint John
1951 - 1952

Ordinance authorizing the construction and preparation of a float to be used in the Inaugural Parade of President-elect Dwight D. Eisenhower and authorizing Honorable Henry O. Creque to attend the Inaugural Ceremonies of President-elect Dwight D. Eisenhower, and for other purposes.

Whereas, the People of the Virgin Islands wish to participate in the inaugural ceremonies of President-elect Dwight D. Eisenhower and consider it a great opportunity to pledge their support and loyalty to the new President of the United States; and,

Whereas, the Virgin Islands should be represented in the Inaugural Parade by an appropriate float representative of the Virgin Islands; and,

Whereas, the Municipal Council, on behalf of the People of the Municipality of St. Thomas and St. John, desires to have Honorable Henry O. Creque, Member of the Municipal Council, represent the People of St. Thomas and St. John at the Inaugural Ceremonies of our new President, and to have Mr. Creque express to the new President the felicitations of the people. Honorable Creque is a staunch Republican, a member of the Young Republican National Federation, Washington, D. C., and an influential member of the Insular Republican Organization which gave its full support to President-elect Dwight D. Eisenhower.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized and directed to spend from Municipal Funds a sum of not more than one Thousand (\$1000) Dollars for the purpose of procuring an appropriate float, truly representative of the Virgin Islands of the Virgin Islands of the United States for display in the Inaugural Parade for President-elect Dwight D. Eisenhower.

Section 2. Honorable Henry O. Creque is authorized, to travel to Washington, D. C. to witness the inaugural ceremonies, and to render whatever assistance necessary in the preparation of the Virgin Islands float, and to otherwise act on behalf of the Municipality of St. Thomas and St. John.

Section 3. The Honorable Henry O. Creque is hereby authorized, for and on behalf of the Municipal Council of St. Thomas and St. John, and the People of the Virgin Islands, to

present to Congressman Fred L. Crawford the Resolution of this Body passed on November 28, 1952, expressing our appreciation for the services he rendered the Virgin Islands.

Section 4. Mr. Creque's stay in the Nation's Capital is hereby authorized for a period of not exceeding 10 days at \$200 a day, payable in advance by the Municipality, fiscal year 1953. Provided, that proper accounting therefor shall be made upon his return to St. Thomas, Virgin Islands.

Mr. Creque --- yes
 Mr. Harris --- yes
 Mr. Thompson --- yes
 Mr. Sprague --- yes

Bill No. 188, Amendment to the Budget for the 1953 fiscal year, was taken up, discussed briefly and passed in the following manner and by the votes indicated.

Bill No. 188

The Eight Municipal Council of St. Thomas and St. John
 1951-1952

Amendment No. 6 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953
 As it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, is amended as follows.

Revenues

III. Sundry Revenues

Increase Item 14, Miscellaneous, by - - - \$200.00

Expenditures

Municipal Council

Increase Item 10.3, Maintenance, by - - - \$200.00

Mr. Creque --- yes
 Mr. Harris --- yes
 Mr. Thompson --- yes
 Mr. Sprague --- yes

The Municipal Council, after brief discussions, agreed to and sent the following bills to the Committee for the whole for further study.

Bill No. 184 - Draft of Ordinance for the Conservation of Wildlife in the Municipality of St. Thomas and St. John, and for other purposes. Proposed by Oswald E. Harris.

Bill No. 72 - Draft of Ordinance to provide for the establishment and organization of Municipal Fire Service. Proposed by Oswald E. Harris.

The Council adjourned at 3:15 P.M. December 8, 1952

Oswald E. Harris
Vice Chairman

Waymouth Phipps
Acting Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on Wednesday, December 27, 1952, at 11:00 A.M.

The Municipal Council of the St. Thomas and St. John convened in Extraordinary Session on December 27, 1952, at 11:00 o'clock A.M. pursuant to Call of the Chairmen in accordance with Section 13 of the Organic Act of the Virgin Islands. Present were:

Hon. Omar Brown, Chairman
 Hon. Carl B. Kelly, Secretary
 Hon. Oswald E. Harris,
 Hon. Henry I. Richards
 Hon. Elizabeth Rogers.

The Chair ordered that the following correspondence be inserted in the Journal.

"December 19, 1952

Hon. Henry O. Creque, Second Elected Member, Country District
 Municipal Council of St. Thomas & St. John
 St. Thomas, Virgin Islands

Dear Hon. Creque:

I am enclosing some information which I have just received from the Republican National Committee in reference to the date on January 20, 1953 for the inauguration of the President, Elect Dwight D. Eisenhower. I suggest that this information be passed on to who ever the Municipal Council is negotiating as their representative in the Maynard Trade.

Sincerely yours,

Ray B. Gordon
 Republican National Committee
 for the Virgin Islands

cc. Hon. Omar Brown:

The lease entered into between the St. Thomas Development Authority and Messrs. Warren Lewis and Frank Lewis were approved.

File No. 112 was also discussed and passed in the following form and by the votes indicated

Bill No. 172

The Eighth Municipal Council of St. Thomas & St. John 1951-1952

Resolution No. 7 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953 be and is hereby amended as follows:

Revenues

II Income Revenues

Income Item 14, Miscellaneous, by ----- \$11,650

Expenditures

Municipal Council:

Income Item 10-2, Equipment, by ----- \$500

Income Item 10-3, Maintenance, by ----- \$12,000

Office of the Treasurer:

Add New Item 51-170-5, Per payment to Mrs. Maryanne Macpherson for damages done to her property at No. 5 + Kensington, Kings Court, by the filling-in operation of the waterfront project. ----- \$450

Add New Item 51-170-7, For monthly installments of \$100 each month, beginning with the month of December 1952 to the West Indian Co. Ltd., in settlement of Contract, and pursuant to authority contained in Bill No. 178. ----- 700

Add New Item 51-170-10 - Contributions of Municipality of St. Thomas and St. John toward payment of salary of full-time Director of Customs & Excise (flat \$6,000 per month) ----- \$720 2,050

Department of Health

Income Item 900-1, Salaries, Classified Employees, by ----- \$2,000

Contributions:

Increase Item 01-800-2, Tourist
Development fund: for the purchase and
assembling of permanent decorative
material to be used for community
celebrations, by. -----

\$11,601

Mr. Brown. yes
Mr. Harris. yes
Mr. Seely. yes
Mr. Shover. yes
Mr. Richards. yes

Bill No. 104, proposing to amend section 12, subsection a,
b, c, and of the Code City of 1952, was tabled.

Let to the Committee of the whole were:

Bill No. 104. - Draft of Ordinance for the Conservation
of Wildlife in the Municipality of St. Thomas and St.
John and for other purposes.

Bill No. 92 - Draft of Ordinance to provide for the
Establishment and Organization of a Municipal Fire
Service.

The meeting adjourned at 11:53 p. m. December 24, 1952

James Brown.
Chairman

Earle D. Orby.
Secretary

Ordinary meeting, January 8, 1953

Ordinary meeting of the Municipal Council of St. Thomas and St. John held on Thursday, January 8, 1953 at 8:30 p.m.

The Municipal Council of St. Thomas and St. John convened on Thursday, January 8, 1953, at 8:30 p.m. pursuant to call by the Governor, Mr. Alphonso S. Holder acted as secretary and read the correspondence from the Governor concerning the general elections held in 1952.

Government of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas
November 3, 1952

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I have the honor to inform you that pursuant to Section 8 of the Organic Act of the Virgin Islands of the United States, approved June 22, 1936, general elections were held on Tuesday, November 4th 1952, for the purpose of choosing the entire membership of the Municipal Council of St. Thomas and St. John for the two-year period beginning January 1, 1953.

The Administration has been advised that the results of the election were as follows:

Town District of St. Thomas

1. Carl B. Olley
2. Percival H. Price

Country District of St. Thomas

1. Joseph Gomez
2. Weymouth Brymer

Member at Large

1. Henry V. Richards
2. Henry O. Cregue

District of St. John

1. Julius E. Sprauve

Sincerely yours,

18/ Morris H. de Castro
Morris H. de Castro

After verifying the members present the Acting Chairman asked the Acting Secretary to administer the Oath of Office.

Thus the following members took the oath of office, namely:

Henry O. Cregue
Joseph A. Gomez
Earle B. Olley
Cervical H. Reese
Weymouth Rhymes
Henry V. Richards
Julius E. Sprauve

"I do promise and swear to perform with conscientious fidelity the duties incumbent upon me in my capacity of Member of the Municipal Council. To help me God and His Holy Word."

The following Prayer was offered by the Reverend Archdeacon John Swinson, Rector of All Saints.

"O God, the fountain of wisdom, whose statutes are good and gracious; we beseech Thee for the People of the Virgin Islands, and especially for their representatives here assembled, that thou wouldst so guide and bless the Council of this Municipality, that they may ordain for our governance only such things as please Thee, to the

glory of Thy name and the welfare
of all the People; through Jesus
Christ thy son, our Lord. Amen."

The Acting Chairman: Gentlemen, we will
now proceed with the election of Officers.

[7 Tickets were handed in; Joseph A. Gomez
received 6 votes; Otley, Reese and Rhymon.]

The Acting Chairman: I declare the
Honorable Joseph A. Gomez the duly
elected and qualified Chairman of the
Municipal Council of St. Thomas and St.
John for the year 1953. [The Chair
was turned over to the newly elected
Chairman who proceeded with the
electing of the remaining officers.

The following is the result of the
elections:

President H. Reese, Vice Chairman
Earle B. Otley, Secretary

Members to the Municipal Committee:

Earle B. Otley
Henry D. Richards
Weymouth Rhymon

Substitute Members to the Municipal Committee:

Henry O. Torque
Julius E. Sprauel

Committee on Investigations:

Weymouth Rhymon
Henry D. Richards
Henry O. Torque

Committee on Appointments:

Earle B. Otley
Presidential H. Reese
Julius E. Sprauel

Following the elections the Council
ceased briefly until the arrival of the
Governor. Upon resumption, the
Governor addressed the body as follows:

The Governor: Mr. Chairman and members of the Municipal Council of St. Thomas & St. John:

On behalf of the Administration I extend to you greetings and best wishes for the New Year!

It is a pleasure for me to congratulate most heartily the five members who have been re-elected as well as the two new members. The elected representatives of the people and the administration, although not elected, are entrusted with a sacred duty to conduct the public affairs of this Community with integrity and wisdom. We must heed the voice of the people, but at the same time we must not desert that trust which has been placed in us. In the past administration has tried to get to cooperate with the Municipal Council in the handling of public affairs. I can assure you that we will continue the work hand in hand with the Municipal Council for the advancement of the public welfare. We pledge you full cooperation in all matters relating to the public interest.

We are looking forward to a cordial working relationship with the new Council. We have always striven for such relationships. However, in the past, when we disagreed on issues, there was a tendency for that good relationship to degenerate. I have always felt that, because of the importance of the public service we render, we should be able to differ on issues without in any way breaking down the relationship between the two branches of government which we represent. Let us, therefore, strive to maintain a good and harmonious working relationship under any and all circumstances during the year 1953.

This year, which is just beginning, may well be recorded in history as one of the most epoch-making in the development of the Virgin Islands. We have had

Twenty years of administration under the Democratic Party; and now we are about to enter a change of government under the Republican Party. In our outstanding and recognized national leader, General Dwight D. Eisenhower, will become our President in the course of a few short weeks. We shall also have a new Secretary of the Interior. In the Virgin Islands we have made great strides in social, political and economic advancement under the administration of President Franklin D. Roosevelt and President Harry S. Truman, also under the wise guidance of Secretaries of the Interior Harold L. Ickes and Oscar E. Chapman, the latter of whom has been a most outstanding friend of the people of the islands and a constant promoter of their aims and aspirations. We are confident that these gains will be consolidated and furthered under the new administration.

At this time I would like you to bear with me as I review the highlights of accomplishments and progress of the year 1952, particularly in the Municipality of St. Thomas and St. John. Here is a brief sketch of the major activities during the last fiscal year. The medical care program was accelerated. There were 1920 admissions to the hospital and 84,101 dispensary treatments. A total of 422 major operations were performed in most of the surgical specialities. Public assistance grants which averaged \$7.73 per an aged person increased to approximately \$11.00 per month. Total assessed valuation of real property in St. Thomas and St. John rose to \$3,751,872, an increase of \$1,518,088 over the previous year. A total of 3,447 plane landings at Harry S. Truman Airport with a total of 41,635 passengers. Seventy-four connections were made to the potable water supply system. There were 19 fire alarms during the fiscal year, including one barge and one grass fire. Excluding the barge, property damage was less than \$1,000. Police records show 1,175 criminal complaints filed in the courts in St. Thomas, with 953 convictions and 222 dismissals. Disorderly conduct was the major offense involving 324 cases, followed by 317 traffic violations. Major cases were 11 cases of involuntary manslaughter, 12 cases of burglary, 2 cases of

embezzlement, 1 case of murder, 1 case of arson, 3 cases of forgery, and all classes of grand larceny. At the close of the fiscal year there were 9 cases from minor causes unsolved, 6 cases of burglary and 3 cases of grand larceny. There were also outstanding 2 cases of petit larceny, 1 case of aggravated assault and battery, and 2 cases of recovery of lost property. A total of \$18,864.00 reported lost or stolen, \$6,274.00 were recovered. A total of 3,513 were enrolled in the public schools of whom 276 were in senior high school. Of 116 teachers, 34 were college trained, 9 had normal equivalent, and 54 had high school training only. The cost of education per pupil rose from \$70.00 in 1951 to \$70.00 in 1952. In St. Thomas, revenues raised locally were \$1,081,142 as compared with \$423,843 the year before and \$349,162 eleven years ago.

Here in Charlotte Amalie 240 units of low-cost housing entered the stage of actual construction and are now 42% complete. Another 150 units are in the planning stage.

A modern 116-bed hospital in St. Thomas is about complete, and a 4-bed health facility at Cruz Bay, St. John, has been completed. The plans and specifications for a new 1200-student high school in Charlotte Amalie and for rehabilitation of four rural schools were completed and bids for their construction will be opened in January 12th.

The new waterfront and bulkhead is slowly but surely progressing in its concluding stages of construction. Portions of it are already in use. A new and modern telephone plant has been substantially completed in St. Thomas and is in operation.

Cruz Bay, St. John, has been provided with a fresh water catchment area and reservoir of 100,000-gallon capacity. Funds have been available for a pioneer road, 8 1/2 miles between Carol Bay and Cruz Bay, St. John, and construction will start tonight week.

The Virgin Islands Corporation, a Federal instrumentality, has taken over the former municipally-owned electric light and power system in St. Thomas, and is engaged in increasing the power plant capacity and in rehabilitating and distribution system. The vocational education program has been re-organized and extended.

It is estimated that 105,000 persons visited the Virgin Islands in the last fiscal year and that they spent a total of over \$4,600,000. St. Thomas enjoyed the major portion of this tourist business. The Federal Credit Union Act was extended to the Islands and credit unions have been established in St. Thomas and St. John.

Certain taxes have been increased and, as a direct result, a new pay plan was adopted, substantially increasing the salaries of our municipal civil-service workers; the medical care and public health program of the Islands has been accelerated and improved; public assistance grants, still far below an adequate level, were increased by approximately 50% through federal matching of local funds.

The Bureau of Old Age and Survivors Insurance of the Federal Social Security Administration is at present paying 67 insurance beneficiaries with total monthly benefits averaging \$1500 per month.

On the other hand we have not made much progress along certain lines. Generally, we have not been successful in obtaining the passage by Congress of the New Organic Act, due mainly to local objections to many of the recommendations of the Committee on Interior and Insular Affairs of the House of Representatives. Thus we have not been able to obtain the return of the United States internal revenue taxes and provide for urgently needed reorganization in government. We have failed to impress Congress with our need for a resident Commissioner in Washington, D.C.

We have also failed to substitute the more liberal benefits of social security insurance for the inadequate local

retirement benefits for which our local civil service workers are eligible. We have been delinquent in providing adequate hospital fees to assist in meeting the substantial cost of our medical care program.

In the foregoing, I have endeavored to give you a frank, brief review of the accomplishments and lack of accomplishment during the present year. My recommendations for the immediate future on the Federal level are as follows:

A new Organic Act to be enacted by Congress as soon as possible containing the following main provisions: (1) a unicameral legislature, (2) a single treasury, (3) annual legislative sessions of 60 days and special sessions not to exceed 30 days, (4) return of internal revenue taxes, (5) a Resident Commissioner, (6) an appointive governor until 1954, and elective governor thereafter, and (7) elimination of Presidential consideration of bills passed over the Governor's veto.

The extension of the National Head Act to the Virgin Islands.

The revision of the matching formula for public assistance from the present dollar-for-dollar formula to the three dollars for one formula which is in effect for the States.

The revision of the Federal Public Works Program authorized in 1944, to provide sufficient funds for an acceptable school housing program, and additional potable water supplies.

On the local level there is much to be done. Top on the list of priority legislation is a revised schedule of hospital fees. I am sending again to the Municipal Council a Hospital Fee Bill. The need for a revised schedule of hospital fees is so urgent that it can no longer be considered a controversial

subject. No one can deny the fact that the new modern hospital in St. Thomas will not cost more to maintain. Even without the construction of modern hospital facilities it would have been necessary at this time to provide more adequate quarters for those are presently in existence. It is evident that we do not want to meet this increased cost of operation and maintain by additional taxation. Others who must obtain the necessary revenue by requiring those people who are able to pay the cost of services rendered to do so. This is a fair method of raising the additional funds needed. I want to emphasize the fact that those who are unable to pay will be denied medical care in this community. The future planning of the island. Grand Hansen Memorial Hospital will be determined to a large extent by the enactment of an adequate hospital fee bill.

Prompt action should be taken by the Municipal Council in adoption of a resolution authorizing the approval of a grant offer of \$33,137 of Federal funds for the purchase of the Harry S. Truman report. Authorization for use of Federal funds together with funds of the St. Thomas Development Authority is required immediately in order to begin the tremendously important project of surfacing the airstrip, grading and paving the taxiway connecting the apron with the runway and repairs to the existing entrance road to the airport.

I shall again urge enactment of a historic zone ordinance declaring a certain section of the city of Charlotte Amalie as a historic district. The preservation of the architectural features of the buildings included in the proposed area is of great necessity as a cultural economic asset. An informal recommendation of the Virgin Islands Planning Board. Mr. Robert Quinn, Vice Commissioner for the City of New York, stated: "I would urge restoration, protection, and exhibition of the Islands' antiquities and their historical places and associations - our architecture and of course careful conservation of their natural beautiful. In part this can be done by establishments of additional national monuments and appropriations to repair and maintain them. In part zoning restrictions should be the instruments.

In part special laws and regulations should be imposed such as those which have been effective in the Vieux Carré in New Orleans. This is sound advice which we should follow. In St. Croix a segment of the City of Christiansted has already been declared a national historic site assuring the preservation of its architecture and the establishment in July this year of a branch of the National Park Service.

The hotel tax should be repealed. The last Municipal Council passed a repeal ordinance, but there was a mistake in the legal language which made it ineffective. Although I approved this tax which was initiated several months ago by the Municipal Council, I have come to the realization that it will not yield the revenues which were anticipated. There are two drawbacks which make the full enforcement of the law impracticable. As pointed out, substantiated by travel agencies here, is that in a great number of cases visitors pay practically their entire hotel bills in the United States to the travel agencies and come here with coupons so that, except for additional charges they do not pay their bills here and the hotels do not receive the money from the travel agencies in the United States until several months later. The other is a source, the fact that some of the hotels charged their guests to the Government and in such case they would not be required to collect cash payments. These two drawbacks are included in the bills, in the total billed charges. These two factors of considerably disturbing, and could naturally result in a drastic reduction of the revenue to be derived from the 2% hotel tax. In these circumstances, I recommend that the hotel tax be repealed.

There is urgent need for the enactment of a law to establish and organize a municipal police force. Although this legislation was submitted to the Municipal Council from the year 1951, no action has been taken on it to date. Several times during the past year I have brought the subject up with legislation to the attention of the Municipal Council, but no action. Similar legislation has also been before the Municipal Council of St. Croix since 1951, and no action has been taken. I would like to point out that the type of ordinance in question is patterned after similar progressive legislation in other jurisdictions. I believe it will meet adequately the needs of this municipality.

The enforcement provisions of the Public Health Ordinance should be strengthened. It is not possible for a top measure to yield the revenue anticipated if it cannot be enforced effectively. There

are several strong features of the Trade Tax Law of 1947 which were not included by the Municipal Council in the Trade Tax Law of 1952. I shall again recommend to this Law for the purpose of strengthening the enforcement procedure.

It will be necessary to raise upwards the telephone rates in order to meet the increased cost of operation and maintenance of the modern telephone system which was recently installed as a project under the Federal Public Works Program for the Virgin Islands. We have been fortunate to work out an arrangement with the Virgin Islands Corporation for the management of this system for the Municipality. However, we do anticipate particularly increased cost of maintenance due to the fact that this is a more complicated and technical system.

I shall again ask the Municipal Council of St. Thomas and St. John and the Municipal Council of St. Croix to provide the funds for the assignment to the Virgin Islands on a full time basis of an internal revenue expert from the United States Bureau of Internal Revenue. I hope this arrangement that we have obtained just shortly in increased revenue over and above the cost of salary from such an arrangement. There is need in the island right now for an expert in income tax examinations and procedure to work with us for at least one year. I hope that both Municipal Councils will approve this proposal and appropriate the necessary funds.

There are many other recommendations for legislation to be enacted designed to improve the economic and social development of the Municipality. These measures will be forwarded by the Administration from time to time.

In addition to the enactment of specific legislation we should hold a series of conferences to discuss proposals and plans for the future economic development of this Municipality, and the entire Virgin Islands. It is necessary that we meet from time to time to exchange views on methods and plans for the advancement of the local economy. Although we have made some progress during the past few years, we must continue to study this matter and work for the development of a program of increasing self-dependence.

Gentlemen, we have a task before us. It is a task of assuring those in authority in our sovereign

government that the people of these islands are capable of governing themselves. Every action taken by the Municipal Council or the Administration will be reviewed in the light of this major objection. Let us continue to work toward this great goal. In conclusion I would like to quote a passage from a speech of a great American statesman, which I believe is quite pertinent for the present situation, and in which he is talking about Indian citizenship, he said

It is easy to see your tongue, and hard to keep it. It is easy to distribute something now, difficult to draw from storage, and I think you will agree with me that we are most justified in being proud of the things that we have left or hard to do and the things that we have not yet done. I am not taking what seems to be the easiest way to settle them. You may make the complications just that much the more profound and inextricable, and therefore what I desire, America should exert above everything else is the sovereignty of thoughtfulness and sympathy and respect for the rights of the weaker, especially of mankind. No nation can find without reason, and no reason will yield a nation except the vision of real liberty and real justice and purity of conduct.

Gentlemen, may God throughly grant that the year 1953 be an outstanding year of progress for the people of the Virgin Islands.

The Chairman, (after the thunderous applause) Your excellency, I want to thank you most sincerely on behalf of the Municipal Council, for your very inspiring message. I am certain that the Council will not only accept every proposal in this hall, but will think over seriously. I want to assure you that the Municipal Council is best prepared for your administration's wholehearted cooperation. And now I will read my prepared message.

Gentlemen, fellow members of the Municipal Council, it gives me great pleasure to be a member of this august body. The voters of the Country District, through their implicit confidence in me has made it possible for me to attain this exalted office, and in like manner, you, my colleagues, have seen it fit to place me in the highest position, namely, that of Chairman. In accepting this singular

Honor, I must say singular, for it is seldom that an entirely new member is elected at the head of any organization, and more so, of this, one of the greatest branches of free government, the law-making body of St. Thomas and St. John, Virgin Islands of the United States.

To Chairman of the Municipal Council, I am thanking you my colleagues, and the public, most sincerely, and it is my pleasure to assure you that I shall serve you with my heart, all my strength and ability, but I shall ever be mindful that the Chairman is never the master, but always the servant.

In entering on this position, please be assured that I am fully aware of all its responsibilities and I shall persevere a course of honest, intelligent and dignified leadership, which shall restore to the Municipal Council, any confidence which it may have lost in the past.

It is my plan, and which I deem proper and highly requisite, to make known from time to time, the expenditures incurred by this Municipal Council, some shall be read publicly at a general meeting, quarterly, so that every voter, every taxpayer, may be acquainted with how money is being used in the service of the public interest.

This office, from henceforth, shall be open for any information the public may need regarding the operations of this Council.

I shall expect the fullest cooperation from my colleagues, we may not always see eye to eye on many matters brought before this Council, but we must be always mindful that our purpose here assembled is for the most good for the greatest number of the people.

As representatives of the people, we cannot, and shall not, foster class legislation, we are here to impartially and honestly deal with all subject matter properly presented to us.

We are here, as we believe, and rightly so, to surrender our individual comfort and happiness to increase the welfare of our fellow men.

We believe in the teachings of our Divine Son, Jesus Christ, that men have something, an immortal, destined to live on and after the body perishes, and capable after its release from the body of still greater development and higher enjoyment. This something we call the soul.

We are aware of the fact that we shall be called to render accounts for deeds. We respect and esteem most highly those who most consistently set upon this cheery life.

The whole world is combined to honor great men; and it is equally unanimous in expressing its indignation against a vulgar and selfish fighting or bickering. I shall, to the best of my power, with the cooperation of my fellow members, to encourage new members into the struggle, and shall give all the necessary protection to already established members, great and small. Labor shall always find this a profitable business, as long as the demands of labor are compatible with the island's economy. The labor in whatever field of occupation, can, rely on having a fair and square deal.

And now we are being faced with some very interesting problems. New doctors, schools and many other things, and above all, a change of National Administration. No one can tell at this moment, how that change shall affect us, we are like a ship at sea that has tripped her anchor with us the passengers looking out over the stormy waves and quickly replaced a placid sea that will not put us on a less favorable position.

Now has been a period of some few more years on the part of the local administration, and rightly so, we the people have assumed new obligations. There is always a cry on our part for more and better everything - who's duty is it to support these things? What we now have and be sitting in the not too distant future, the answer is obvious.

It is for the Council to find the ways and means to overcome this gigantic economic struggle.

The Council, however, has no fears of overcoming these difficulties providing we all get the wholehearted cooperative of all concerned!

It is the desire of this Council to work in harmony with the administration, for it is a well known fact, that if we pull apart the best interest of the people will not be attained.

As Chairman of this Council, I shall endeavor to preserve unity amongst the members. It is well that we always remember that the one who is to stand before the people as an example. A pattern for others to follow must reflect to be people like the pattern, preparation as we say, therefore, are of two kinds, that which is acquired through study and application and that which is earned in the school of experience.

It is my hope, belief and assurance, that with the help, this Council shall assist in accomplishing in an efficient and honorable manner.

(Applause)

[At this point there was a short recess during which the Governor and his party left the members good-bye and departed.]

The Chairman: We will now recess. Member Otley is recognized.

Mr. Otley: Mr. Chairman, I believe it is the responsibility of government to use its powers to promote the well-being and security of the people. As the elected representatives of the people of this municipality, we have the duty to sponsor measures and to take action which will make these ideals a better place in which to live.

During the last campaign I made several specific pledges to the people of this community. I intend to keep those promises, and I hope that with the assistance of my colleagues they will be translated into law.

As I begin my fourth term as a member of the municipal Council, I wish to comment briefly on one or two of my immediate legislative objectives:

In my opinion, no problem that confronts this community is more important than that involving land and home ownership. I was greatly heartened when Governor Le Costa, in his

inaugural address, pledged to take vigorous action to bring about greater land ownership. Unfortunately, not more progress has been made in that direction. The bill appearing in the appendix tonight which is designed to create the Municipal Land Authority represents an attempt to reduce that problem. It is neither a new nor a unique approach, but for the first time in many years we have the funds to finance such a program. I sincerely hope that the government will give this measure its support. I can think of nothing more important to the welfare of the people than to promote greater land and home ownership. Let us have the courage and the foresight to take early, positive action on this matter."

I strongly believe that wages for many instances are inadequate. An attempt was made last year to increase wages by 11 per cent. Unfortunately the Governor vetoed the bill and it also failed to secure the two-thirds vote and was referred to the committee on education. I will now work with the committee of my colleagues, Mr. Seese, give attention to that measure. I hope it will meet with more success in the weeks ahead. For many reasons, which I shall discuss some other night, I am not in favor of the proposal to abolish the existing wage-hour law, and to set up varying minimums for different types of industries.

During this term of office I expect to see vigorous action taken to install street lights in dark and dismal areas which have recently been enclosed, and also in other locations which have always been inadequately illuminated. With the help of my colleagues I expect to have roads built and improved at Capital Grounds, Agnes Jones, and elsewhere. We must find the means to provide more of our people with portable water. Steps are now being made to provide some accommodations for persons who take to John Brewer's Beach.

Difficulties for the purpose of Estate Inn's survey by the municipality have encountered serious delays. The only thing that is now holding up completion of the sale is a survey by the Public Works Department. I determine the best location of a road through the estate. I hope the Government will see to it that everything is done to have this transaction finalized without undue delay.

Scores of persons who line at Anna's Dancy and others who have applied for land and there are anxiously waiting to acquire plots and we should not disappoint or bluff them.

I am aware of the fact that there is considerable duplication of effort, overlapping of functions and responsibilities and some waste in our Government. Some functions are admittedly extraneous. We must do everything possible to promote efficiency and economy so that the resultant savings might be utilized to provide useful services to the public. The Municipal Committee will give critical and inquisitive attention to every request for funds, and will undertake serious and exhaustive examination of all operations of each department and agency to determine where savings are possible. I still firmly believe that considerable savings may be made if the Administration would cooperate in preventing falling resources except in cases of actual emergency. I believe that the Governor should be given limited power to reorganize the government, subject, of course, to legislative sanction and approval. I shall give attention to legislation of this type early this year.

I trust that the relationship between the Council and the Governor will be cordial. Although I have frequently disagreed with him in the past, and shall subject to him to further criticism when I think he deserves it, I sincerely feel that we should try to suppress our differences and, frank and honest discussions but in keeping the best interest of the people constantly in mind. But first, we must learn to work as a team here in the legislative body. Let us try to hammer out a program and work diligently and conscientiously to see it translated into action. I believe that a good beginning has been made by our decision to hold regular sessions of the whole sessions twice a week. If we maintain that schedule no one would be able to charge us with neglect of the public business.

With a change in the national administration now you are in a position to expect what changes will be made in the local scene, but the people are looking toward the legislature for leadership, for protection, if the word comes to the worst. And I hope that the legislature will not be found wanting.

I have always been an advocate for internal reform here. I believe that the people of the Virgin Islands are more grateful by every conceivable fact to run their own governmental affairs than any other people who have been exposed to the influence of many years. We have more self respect here in the type of direction of self government. We should insist that changes made by the administration be made in the islands' administration accelerate rather than impede the progress to put the reins of local government into the hands of the people. I so many of our people are not a little more efficient even if there were less energy and jealousy and spitefulness, if we had less selfish clinging to our position to some extent of the people is high feeling of which we are in our own intelligence, with pride in our own progress in our progress, it would not be very difficult to achieve greater progress. It seems to me to be a pity to hear some people here but the situation is such that the people feeling that our government, yet insisting that the President appoint a native governor. If we have so little faith in ourselves that we doubt our ability to elect our own governor, then - why we have no right to expect that when the President appoints a chief executive, he will be a native.

I believe that the years 1952 and 1954 will witness considerable progress in these islands. I just had with me a book on what we have in the legislative body and in the legislative assembly. If we work together with courage and determination and with the resolve to make life in these Virgin Islands more enjoyable for those who now find the going tough we cannot fail. I dedicate the next two years to the struggle for PL success.

[applause]

The Chairman: Mr. Richards is recognized.

Mr. Richards: Mr. Chairman, His Excellency, honorable
Colleagues, fellow citizens: This is an opportunity for me
to make a personal expression of my gratitude for selecting
me to the legislature. My gratitude has been so intensified
by the fact that despite my handicap, the majority of
the electors of the Municipality of St. John have not only
shown faith and confidence in me, but, ability, limited or un-
limited, to do a good job for the benefit and progress
of our beautiful island home. Your demonstration of
that confidence has been sincerely appreciated and in
accepting the responsibility I feel that I have
this tonight I have dedicated myself to you
unreservedly and unconditionally.

First, I must congratulate our Treasurer colleague, Mr. Smith, on his election to the highest office of the Institution. His position as Chairman of the Medical Council, to me, is not an enviable one. Our Legislature, today, is commensurate with that of the best, I know from personal experience, that this is a full time job. The Institution today, today, is not a part of the State as it was classified or designated in the past. Today, it is the highest and best, its problems are intimate, broad and varied. Mr. Smith, has had years of experience in a somewhat similar capacity, is well fitted, by experience, ability, stability and respectability to fulfill the requirements of this office. I wish you all success for him, and it is my sincere hope that we will be able to work together in an atmosphere of understanding for the benefit of the people we represent.

Secondly, I extend my congratulations to all the other officers of the State Medical Council, and my thanks to the President of the Council for the high regard and respect shown him during the last two years. I am also extending my thanks for whatever service they rendered me during the same period and look forward to its continuance.

Thirdly, I am extending to the administration my best wishes for a New Year of Success and Understanding. We should hope for the best. Our accomplishments should be of mutual benefit. I am also here, and at the same time, extending my congratulations to all the people of the Empire State, and to those who so generously contributed to our success in this office. To all - a new year of Peace, Health and Contentment.

Now, my friends, in accepting the responsibilities of this office, I am so fully conscious of the sacrifices I have to make and the occasional embarrassment to which I may be subjected when my views come in contact with the personal and selfish ambitions, aspirations and demands of some of my friends. In two years I have tested of the bitterness of my "saturnine" attitude. I regret, the words of the critics of officers to important committees of the Legislature have taught me a lesson. But both in and politics have been called a name. I have, with hard knocks, slayed the one extensively; but I am still an amateur in the other. Maybe with diligent application I will learn the ropes and be paid as I move on.

our heads together and find a solution to our problems. This community does not belong to any individual or a group. This is our community, those of us entrusted with the responsibility of the Legislature are only your servants. It is our duty to see that the members of the House are always sweet because this is your House - this is your community.

So, colleagues, my friends, let us make up our minds to put our shoulders to the wheel and pull together. In so doing we recognize one common principle which has remained and which has made nations great, we will eventually find ourselves pulling separately and suffering our detriment. Thank you.

Speeches

Mr. Crespo: Mr. Chairman, My fellow Colleagues, Ladies and Gentlemen: This is a great honor and pleasure for me to be back here in office to represent the people of San Juan. In the 1st Congressional District. As you know, the last election was very interesting and above all made political history in these islands and at the same time, a great cultural advancement for the people because of the fact that I switched my district from the eastern to the 1st Congressional District. Both campaigns within a period of six months. This I have considered the greatest advancement in my political life. We begin with the money forward like a new shell with great economic and political advancements ahead in the way to come, with unlimited possibilities.

This year we will be having a new Organic Act which is our Constitution that we have to work with. I hope to be able to incorporate in this constitution the new political and economic advancement that I have promised you, the people. These instruments are very important for us and when completed would bring these islands competitively close to other tourist developed areas such as, Mexico, Tijuana, Costa Rica and Bermuda. The instruments we have would cost millions of dollars. I have with the cooperation of my political Congressmen and friends that the Virgin Islands would be given their share. The instruments are as follows:

1. The Port.

2. The Construction of a Terminal Dock

3. The complete dredging of the Harbor.

4. The operation of our currency and administrative plan and facilities.
5. The construction of roads and water supply throughout the islands of St. John.
6. The repeal of all taxes with the exception of our income tax and our Real Property Tax.
7. That Continental residents be made to pay their income taxes into the local treasury.
8. To have the Congress of the United States to match each income tax with local property tax by 1916.
9. The last and most important. I am still going to fight most vigorously for clean government and to secure a thorough investigation throughout all Government agencies so that a business like attitude in our Legislature.

In closing my inaugural address to night, I wish to make it clear that I will cooperate with all of you, my fellow colleagues here tonight, and in return, will expect your sincere cooperation towards me and with the divine guidance of Almighty God, I hope for the sincere cooperation between the people of these islands and their new Council. The battles and problems ahead are great and only by Divine Guidance can we ever solve them. Thank You.

[Applause]

Mr. (Speaker): Mr. Governor, Like on so many previous occasions, tonight I have had to listen to some very inspiring words spoken by some of my colleagues. And Mr. Chairman, I only add and repeat, words that are supplemented by deeds and action.

Mr. Governor, I am sure, while under the British, French and Danish Regime, was known and always has been referred to as "The Gem of the Caribbean." But still because the things that were responsible for this Municipality, being called the "Gem of the Caribbean," and what is better, and the ardent desire of the people of these islands to go forward.

Mr. Chairman, I believe that we have everything on our hands and what we have in our possession today is 100 times more than we have those days to which I just made mention. I do not believe, Mr. Chairman that the

"Stars and Stripes" for the many years it has waved over this community have added that "Star". On the contrary, I believe that we have a request considerably, and I have a very reason to believe that the people of this Community and their representatives will go forward and make that "Star" still brighter.

Mr. Chairman, I pledge to the people of this community to do everything in my power to make this island a better St. Thomas.

Caplaner.

Mr. Speaker: Mr. Chairman, Fellow members of the Municipal Council, Ladies and Gentlemen:

It has been a great source of joy, mingled with a sense of accomplishment, to be elected member of our city office in this honorable body. I say accomplishment, because although I have not yet begun work in the Legislative field, I have been given the opportunity of making such a start due to the support and confidence placed in me by the people of this municipality. Such an honor will serve not only to guide and guide the expectations which I have in mind, but also to remind me of the pledge which I have made to the people of St. Thomas.

In the Executive branch of the Government, I will say this - I promise to work in harmony with the interests of the entire community, without regard for personalities or special groups but rather for the welfare of all conditions. Some matters of importance arise, requiring the participation of both branches of government, I also promise to share in fair and open discussion of all problems involved, with a view to arriving at solutions for the welfare of our people.

In the various groups and organization of our community, I also would like to make a statement, but that is, when there is need for the working together of the Council and such groups for community betterment, I shall give of my time and effort in this connection.

All these statements, ladies and gentlemen, are not just a mere flow of words, but rather an expression of the thoughts and determinations which I have in mind to be a successful representative of this community. Of course upon sitting out on a new field of endeavor, such as this one is, many things are expected of an individual.

as the old saying goes "You cannot please all the people all the time" but nevertheless I shall do my best.

In closing, I wish to thank once again the support received from each and every one who made my stint in the Municipal Council possible, and hope that my work for the next two years will be marked with good and that I shall retain the confidence placed in me by the people who chose me to serve them. Thank you.

(Applause)

The Chairman (Ganey): Gentlemen, we will now proceed with the items on the Order of the Day. We will continue with Item No. 5:

Approval of Amendments to the Rules of Business.

Resolution

The Faith Municipal Council of St. Thomas
and St. John
1953-1954

Amending the Rules of Procedure for the Municipal Council of St. Thomas and St. John adopted on January 15, 1942.

Be It Enacted and it is hereby Ordered, by the Municipal Council of St. Thomas and St. John in session assembled, that the Rules of Procedure for the Municipal Council of St. Thomas and St. John, adopted on January 15, 1942 be and the same be hereby amended as follows:

Section 1. (f) of Rule 1 shall read as follows: The Chairman shall take the Chair, and immediately thereafter the vice Chairman, the Secretary, and members to the following committees shall be elected by secret ballot: 3 members to the Municipal Committee; 3 members as substitute members of the Municipal Committee; 3 members to the Committee on Investigations and 3 members to the Committee on appointments.

Section 2. (h) of Rule 1 shall read as follows: "All elections shall be by a simple majority vote."

Section 3. Delete Section 1 of Rule 14 and renumber the succeeding sections accordingly.

Proposed by
The Committee of the Council

Mr. Ottley: Mr. Chairman, this resolution before us purports to amend our existing Rules of Procedure as was agreed in Committee of the whole. Section 1 of this Resolution provides for the election of the Committees which were elected earlier during the evening. Certain committees, such as Committee on Accounts, Secretary Commission, etc., have been eliminated. Section 2 merely corrects a typographical error appearing in the rules of business. It changes the word "single" to read "simple". And Section 3 merely corrects the renumbering of Rule 10 since Section 1 of that rule has been deleted.

Mr. Chairman, I believe these matters are well familiar to all members since we discussed them in Committee of the whole. I do not believe any member desires to speak on this resolution, therefore I move that the discussion be closed and the resolution be adopted by roll call.

Mr. Rymer: I second that motion, Mr. Chairman.

The Chairman: It has been moved by member Ottley and seconded by member Rymer that the discussion be closed and that same be adopted by roll call. All those in favor of the motion kindly signify in the usual manner? All were in favor. Mr. Assistant will you please call the roll?

Mr. Rymer	-----	yes
Mr. Henry	-----	yes
Mr. Ottley	-----	yes
Mr. Cooke	-----	yes
Mr. Rymer	-----	absent
Mr. Richards	-----	yes
Mr. Sprague	-----	absent

[Just prior to the calling of the roll Mr. Rymer stepped out. Mr. Sprague was forced to leave the meeting earlier because of sickness.]

The Chairman: The resolution has been adopted.

We continue now with item 7. Introduction and first discussion on Draft of Resolution to authorize and empower the Governor, or his Representatives, to sign the acceptance of a grant agreement offered by the Civil Service Administration covering certain improvements to the Harry S. Truman Airport, St. Thomas, Virgin Islands. Proposed by the Committee of the whole.

Resolution

The Ninth Municipal Council of Saint Thomas
 St. John.

1953-1954

To authorize and empower the Mayor, or his Representative to sign the acceptance of a Grant Agreement offered by the Civil Aeronautics Administration covering certain improvements to the Harry S. Truman Airport, St. Thomas Virgin Islands.

Whereas, Under date of December 2, 1952, the United States of America (hereinafter through the Administrator of Civil Aeronautics herein referred to as the "Administrator") has made to the Municipality of St. Thomas and St. John, Virgin Islands (hereinafter referred to as the "Municipality") a grant offer for project No. 7-54-002-208 at the Harry S. Truman Airport, St. Thomas, Virgin Islands, which offer in its entirety is quoted as follows:

"Whereas, the Municipality has submitted to the Administrator a project application dated October 20, 1952 for a grant of Federal funds for a project for development of the Harry S. Truman Airport (hereinafter called the "Airport"), together with plans and specifications for such project, which project application, as approved by the Administrator, is hereby incorporated herein and made a part thereof; and

"Whereas, the Administrator has approved a project for development of the Airport (hereinafter called the "Project") consisting of the following described airport development:

Grade, drain and pave taxiway connecting apron and runway; correct base deficiencies and apply bituminous surface, construct existing, entrance road, auto parking area and aircraft parking apron; strengthen pavement, drainage, sidewalks and construct bituminous seal coat on runway. (The project envisaged to be accomplished, while described, is in addition to that contemplated under the Grant Agreements between the Municipality and the United States for Project Nos. 7-54-002-201 and 7-54-002-202).

It is more particularly described in the property map and plans and specifications incorporated in the said project application;

Now, further, it is understood that the purpose of carrying out the provisions of the said Act (Public Law 401, 1948, 70th Congress), and in the contemplation of the fact that the sponsor's acceptance and ratification of the representations and assurances contained in said Project Application, and its acceptance of this Offer, as hereinafter provided, and (b) the right to accept to the United States and the Public from the accomplishment of the Project and the operation and maintenance of the Airport as here provided.

The Administrator, here and on Behalf of the United States, hereby offers and agrees to pay, as the United States' share of costs incurred in accomplishing the Project 75 per centum of all allowable project costs, subject to the following terms and conditions.

1. The maximum obligation of the United States payable under this Offer shall be \$33, 137.
2. The sponsor shall
 - (a) begin accomplishment of the Project within a reasonable time after acceptance of this Offer, and
 - (b) carry out and complete the Project in accordance with the terms of this Offer, and the Federal Airport Act and the Regulations promulgated thereunder by the Administrator in effect on the date of this Offer, which said Regulations are incorporated herein, and made a part hereof, and
 - (c) carry out and complete the Project in accordance with the plans and specifications and project cost estimates herein as they may be amended or modified with the approval of the Administrator or his duly authorized representatives.
3. The sponsor shall operate and maintain the Airport as provided in the Project Application and incorporated herein.
4. The maximum amount of building space which the sponsor shall be required to furnish and facilities of the United States for the Project and all the terms and conditions stated in paragraph 9 of Part III of the Project Application, and the maximum space requirement which is incorporated herein and made a part hereof.

5. in no circumstances or condition of a material fact in the papers concerning the project, or the Sponsor's authority, or ability to carry out the activities assumed by the Sponsor is accepting this offer shall terminate the obligation of the United States, and it is understood and agreed by the Sponsor in accepting this offer that if a material fact has been misrepresented or omitted by the Sponsor, the Administrator or behalf of the United States may recover all grant payments made.
6. The Administrator reserves the right to suspend or withdraw this offer at any time prior to its acceptance by the Sponsor.
7. This offer shall require that the United States shall not be obligated to pay any of the allowable costs of the project, whether this offer has been accepted by the Sponsor, unless so indicated by the books kept by the U.S. or such longer time as may be determined by the Administrator in writing.

The Sponsor's acceptance of the law and ratification and adoption of the project as a condition incorporated herein shall be evidenced by the execution of a written instrument by the Sponsor, as hereinafter provided, and such official and authentic shall comprise a grant agreement, as provided by the Federal Airport Act, constituting the obligations and rights of the United States and the Sponsor, with respect to the accomplishment of the project and the operation and maintenance of the airport. Such grant agreement shall become effective upon the Sponsor's acceptance of this offer, and shall remain in full force and upon the Sponsor's acceptance of this offer and shall remain in full force and effect throughout the useful life of the facilities developed under the project but in any event not to exceed twenty years from the date of said acceptance.

United States of America
the Administrator of Civil Aeronautics

By: W. H. B. [Signature]
Deputy Administrator, Oregon

Now Therefore, be it known that the Municipality of St. John, Virgin Islands, does hereby ratify and adopt all statements, representations, warranties, covenants, and agreements contained in the project application and incorporated material

referred to in the foregoing offer and does hereby accept said offer and by such acceptance agree to all of the terms and conditions thereof; and,

Be it further resolved, and it is hereby further resolved, that the Governor of the Virgin Islands, or his accredited representative, be and is hereby authorized and empowered to sign the acceptance of this Grant offer, and to enter into such contracts or agreements as he may deem necessary for the furtherance and completion of Project No. 4654-002-203 hereinafter referred to, or any supplementary project thereto within the limit of the funds authorized therefor.

Approved

The Committee of the Whole

Mr. Otley. Mr. Chairman, I think it will be best to read the Governor's letter in connection with this resolution.

January 5, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Small
St. Thomas, Virgin Islands

My dear Mr. Chairman:

In December 11, 1952 I transmitted a Draft Resolution to the Municipal Council in connection with the acceptance of a Grant Agreement from the Civil Aeronautics Administration concerning improvements to the Harry S. Truman Airport and accepting this Grant Agreement the Municipality would get the benefit of the sum of \$23,137 for additional improvements at the airport.

At that time I requested that the Draft Resolution authorizing me to execute the Grant Agreement be passed by the Municipal Council as promptly as possible. On December 29, 1952, I again asked the Municipal Council of St. Thomas and St. John to act on this important resolution.

Action has been taken and I write to request that the new Municipal Council take this matter up as soon as possible as it is important that we have authorization for the use of Federal funds together with funds from St. Thomas Government Authority for

this tremendously important project of surfacing the airport, grading, and paving the highway connecting the airport with the runway, and placing the existing entrance road to the airport.

Sincerely

101 Morris I. de Castro
Morris I. de Castro
Governor.

Mr. Colby: Mr. Chairman, this resolution purports to give the Governor the authority to sign a Grant Agreement for that work on the airport could be started. On the Governor's letter sent in his letter the matching funds have been provided by the St. Thomas Government & authorities. Therefore, adoption of this resolution by this body would not obligate the Municipality to make any additional appropriation of funds to do the work that is required on the airport. The resolution follows the form prescribed by the Island Government for transaction of this kind.

Mr. Thomas, for Chairman, I move that the discussion be closed and the resolution be adopted by roll call.

Mr. Colby: Mr. Chairman, I second that motion.

The Chairman: It has been moved and seconded that the discussion be closed and that the resolution be adopted by roll call. All those in favor of that motion kindly show by the raising of hands. (All rise over) The motion is passed and I will ask the secretary kindly to call the roll.

Mr. Bryan — Aye
Mr. — Aye
Mr. Colby — Aye
Mr. — Aye
Mr. — Aye
Mr. — Aye
Mr. — Aye
Mr. — Aye
Mr. — Aye

The Chairman: The bill is adopted and will be distributed to the Governor for his consideration. His copy came to me & introduction had first discussion on Bill No. 194. Bill of Ordinance authorizing the purchase of the property to be operated for and benefit of the Municipality of St. Thomas and St. John a modification of the ordinance is agreed & passed on June 12, 1952 with a revised title and additions. For Construction of Facilities for St. John & St. John Telephone Service of the Virgin Islands. Proposed by the Committee of the Senate.

Bill No. 74

The Municipal Council of St. Thomas and St. John

1953-1954

Draft of Ordinance to authorize the Governor of the Virgin Islands to execute, for and on behalf of the Municipality of St. Thomas and St. John, a modification of Memorandum of Agreement executed on June 12, 1952 with All America Cables and Radio, Inc., for construction of facilities for V.F. Radio Station Service of the Virgin Islands.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands be and he is hereby authorized, for and on behalf of the Municipality of St. Thomas and St. John, to execute the following:

"Modification of Memorandum of Agreement dated June 12, 1952"

Whereas, the Government of the Virgin Islands of the United States ("Government") - the Governor of the Virgin Islands acting for and on behalf of Municipality of St. Thomas and St. John and the Municipality of St. Croix, respectively, the St. Thomas Power Authority ("Power Authority") and All America Cables and Radio, Inc. ("AACR"), entered into a Memorandum of Agreement, dated June 12, 1952, relating to the construction and utilization of power and telephone wire line facilities for proposed V.F. radiotelephone service in the Virgin Islands of the United States, said Memorandum of Agreement provides, among other things, that AACR shall furnish and install at its expense, a radiotelephone station at Christiansted, St. Croix, to become the property of, and to be operated by, the Department of Public Works of the Municipality of St. Croix or other appropriate local agency; and,

Whereas, AACR believes it desirable and preferable that -- as will be the case in respect of the V.F. radio installation to be made by AACR at Charlotte Amalie, St. Thomas -- the radio communication system to be installed at Christiansted, St. Croix be capable of providing communication for both telephone and telegraph service and be owned and operated by AACR and be available and operated for telephonic communication through interconnection with the land wire telephone system of the Department of Public Works of the Municipality of St. Croix or other appropriate local agency; and,

Whereas, it is that each of the parties desire to modify their Memorandum of Agreement dated June 12, 1952:

Now Therefore, it is hereby agreed by and between the parties hereto that the Memorandum of Agreement entered into by them under date of June 12, 1952, be and the same hereby is modified and amended in the following respects:

1. Paragraph numbered 4 of the said Memorandum of Agreement is cancelled and the following substituted in its place and stead:

4. (a) AAR shall install, maintain and operate a R.F. Radiotelephone - radio telegraph station at Christ Church, St. Thomas, suitable for communication with Charlotte Harbor, St. Thomas. Such station shall be erected upon an appropriate site to be obtained by AAR.

(b) Public service radiotelephone communication between the islands of St. John and St. Thomas, on the one hand, and the islands of St. John and other external points, on the other hand, shall be provided to AAR at Christ Church, St. John, through interconnection with the telephone system of the Department of Public Works and in accordance with the provision of a separate telephone traffic interchange agreement to be executed by AAR and the Department of Public Works.

2. Except as herein expressly modified and amended the provisions of the aforesaid Memorandum of Agreement dated June 12, 1952, shall continue in full force and effect.

Government of the Virgin Islands
of the United States

St. Thomas Power Authority

All American Cable & Radio Inc.

Section 2. Municipal Council Bill No. 12, The
 Eighth Municipal Council of St. Thomas and St. John,
 1951-1952, Ordinance to authorize the Governor of
 the Virgin Islands to execute, for and on behalf of the
 Municipality of St. Thomas and St. John, an agreement
 with All America Cable and Radio Inc., for construction
 of facilities for UHF radio telephone service for the
 Virgin Islands, approved April 16, 1952 and as amended
 hereby modified as hereinafter set forth.

The Committee of the Senate.

Mr. Richards: Mr. Chairman, in introducing this
 resolution, we comply with the request of the Governor
 as contained in his letter addressed to the Council and
 to the Municipal Council. It is as follows:

January 2, 1953.

The Honorable
 The Chairman of the Municipal Council
 St. Thomas, Virgin Islands

My dear Mr. Chairman:

With the inauguration of the new Municipal Council, I
 desire to call to the attention of the Council certain legislative
 which was introduced during the past year but which
 was not acted upon before the expiration of the calendar
 year. I shall write separate letters on these subjects, from
 time to time, in order to keep the matters in their
 proper order.

On November 26, 1952 I submitted to the Municipal Council
 a draft of ordinance to authorize the Governor to execute, for
 and on behalf of the Municipality of St. Thomas and St. John, a
 modification of Memorandum of Agreement executed on June
 12, 1952 with All America Cable and Radio Inc., for construc-
 tion of facilities for UHF radio telephone service for the Virgin
 Islands.

With that correspondence I transmitted a copy of
 a letter from All America Cable and Radio Inc., dated September
 30, 1952, requesting amendment of the agreement heretofore
 executed in order that All America Cable and Radio might
 proceed to establish radio telephone and telegraph
 facilities on the islands of St. Croix in conjunction with

the radio telephone and telegraph facilities on the island of St. Thomas.

The Municipal Council of St. Croix has passed the necessary enabling ordinance which I approved on December 30, 1952. In view of the fact that the agreement with all American Cables and Radios dated June 12, 1952 was between the Government of the Virgin Islands and the corporation in question and was confirmed by both Municipal Councils, the confirmation of the proposed modification by the Municipal Councils of St. Thomas and St. John is likewise necessary.

I recommend that the draft of ordinance which I submitted to the Council on November 26 be passed as soon as possible in order that all American Cables and Radios may proceed with its work in connection with the installation of VHF radio telephone facilities on St. Thomas and St. Croix.

Sincerely,

W. M. de Castro
Governor

Mr. Chymmer: Mr. Chairman, I move that the first discussion be closed and we proceed with the second.

Mr. Otley: I second that motion.

The Chairman: It has been moved and seconded that the first discussion on Bill No. 194 be closed and that we proceed with the second discussion. Roll were in favor. The motion is passed.

Mr. Chymmer: I move that the third discussion be closed and that the bill be adopted by roll call.

Mr. Otley: I second that motion.

The Chairman: It has been moved and seconded that the third discussion be closed and that the bill be adopted by roll call. Roll were in favor. I will ask the Assistant to call the roll.

Mr. Cregue --- yes
Mr. Chymmer --- yes
Mr. Otley --- yes
Mr. Lyle --- yes
Mr. Lyle --- yes
Mr. Lyle --- yes
Mr. Lyle --- yes
Mr. Lyle --- yes

The Chairman: The bill has been passed and will be sent to the Governor. We will now proceed with Bill No. 193, Draft of Ordinance to Appeal Ordinance of May 27, 1948, authorizing the Governor to issue quarantine regulations to prevent the importation into the Municipality of St. Thomas and St. John of diseased or infected animals, plants, seeds, or other organic matter, and to issue all necessary regulation for inspection to effect the object therein specified.

Mr. Richards: Mr. Chairman, this matter can best be explained by reading the Governor's letter on this bill. The letter reads as follows:

"November 5, 1952

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

I transmit herewith, for action by the Municipal Council, a Draft of Ordinance to Appeal Ordinance of May 27, 1948 which authorized the Governor to issue quarantine regulations to prevent the importation into the Municipality of St. Thomas and St. John of diseased or infected animals, plants, seeds, or other organic matter, and to issue all necessary regulation for inspection to effect the object therein specified.

As you know, the United States Bureau of Entomology and Plant Quarantine has undertaken the enforcement of federal plant quarantine in the Virgin Islands. Although these quarantines do not include inspection of imports from Puerto Rico to the Virgin Islands, the matter has been carefully studied and it has been determined that there is really no biological need of the continuation of municipal quarantine against Puerto Rico in this connection. I attached hereto copy of a letter from the Director in Charge of the Bureau of Entomology and Plant Quarantine, U. S. Department of Agriculture, San Juan, dated October 20, 1952.

In view of the fact that plant quarantines are now being adequately handled by the Federal Government, and the further fact that the Municipality of St. Thomas and St. John is without staff to handle any such quarantines, I wish to recommend that the basic ordinance be repealed inasmuch as the regulations therein contained will also be repealed by the Governor.

I wish to urge prompt action on this matter.

Sincerely,

101 Marine St. Boston
 Thomas F. Clarke
 Secretary

Mr. Little: I move that the first discussion be closed and that we go into second discussion this evening.

Mr. Thynner: I second that motion.

The motion was agreed to in the usual manner and the following the other prerequisites as stipulated in the Organic Act and the Rules, the Bill was passed by the following vote:]

Mr. Crease	---	Yes
Mr. Little	---	Yes
Mr. Little	---	Yes
Mr. Little	---	Yes
Mr. Thynner	---	Yes
Mr. Richards	---	Yes
Mr. Sprague	---	Abstain

The Chairman: The bill has been adopted and will be forwarded to the Governor. Gentlemen...

Mr. Little: Mr. Chairman, since we will send the bill to the Governor, I would suggest that we released our report to the Chairman, passed sometime next week, and consider these items. We have in the agenda which we passed, the sending of communications and it seems to me that all of these other items the Governor speaks of subjects which we mean the Council in form of communications and that we defer them to the remaining items on the agenda.

Mr. Chairman, before we do so, however there is a correspondence here which I think should be read for the records. It is from the Committee on Marine Fisheries for the Virgin Islands.

The Chairman: If there is no objection I shall ask the secretary to read the correspondence.

"Committee of Greater Autonomy for the Virgin Islands
 Banks Charlotte Inmate, St. Thomas, V.I.

January 5, 1953

Municipality of St. Thomas and St. John
 Charlotte Inmate
 St. Thomas, V.I.

Municipal Council Elect.

Honorable Sir:

In keeping with the Spirit of Greater Autonomy for the people of the Virgin Islands, the above captioned Committee, as a result of their reasoning for the good and welfare of the Virgin Islands, request the pleasure of being privileged to meet with your most honorable body at the very earliest opportunity to discuss the purpose of the telegram sent the President Elect Dwight D. Eisenhower on January 5, 1953 copy of which is herin attached.

Your interest in this vitally important matter will be very much appreciated.

Respectfully yours,
 The Committee

101 Green House
 Green House
 Chairman

January 5, 1953

President Elect
 Dwight D. Eisenhower
 Commodore Hotel New York City

People of the Virgin Islands are mindful of America's tradition of Freedom and your Personal Position to the American Government. In the appointment of a Governor to the Virgin Islands we call upon you to Preside and Help our cherished hope for Greater Autonomy despite the calculated propaganda of Bigotry in our midst. Resolution is follow.

signed:

Arsene Messer
 Chairman

Paul Banks
 Executive Secretary

Mr. Otley: Mr. Chairman, it seems to me that the letter requests an audience with the Municipal Council, and therefore I should suggest that sometime when the committee of the whole is in session that we invite these gentlemen to come in and discuss this matter with us.

Mr. Chase: Mr. Chairman, I move that we accept the correspondence and that the Chair sets a date and time when the committee of the whole would meet with these gentlemen.

Mr. Otley: I second that motion:

[The motion was put in the usual manner and unanimously carried.]

Upon motion made by member Otley and seconded by the Council recessed upon call of the Chair.

Joseph H. Loring
Chairman.

Earle B. Otley
Secretary.

10:35 P.M.

Of the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on January 29, 1953

Pursuant to call of the Chairman of the Municipal Council, Honorable A. Gomez, the Municipal Council convened in an extraordinary session on January 29, 1953 at 3:00 o'clock P.M. Municipal Chamber, St. Thomas, V.I.

Present were:

Hon. Joseph A. Gomez
 Henry J. Creque
 Earl B. Kelly
 Henry J. Richards
 Raymond Rhynes
 Julius C. Spruill

Before proceeding with the items on the order of the day, permission was granted to Honorable Henry J. Richards to discuss a matter not on the agenda. Following is Mr. Richards' remarks.

Mr. Richards: Mr. Chairman, I believe that this is an appropriate time to bring to the attention of the members of the legislature an important and vexing problem that is developing in the country districts of the Islands.

Some years ago, deer were imported into the island. This was done in an effort to prevent complete extinction and on the other hand to repopulate the species. I do not know what roles these animals play in the economic life of the islands. I do not know if this was provided for the benefit of our sportsmen exclusively, or if the increase in the deer population would add other lucrative benefits to the islands as a whole. I simply do not know. But, we are now faced with a serious problem, gentlemen. Our farmers are beginning to complain about the intrusion of these animals on their farms. I have brought here for your inspection, after the meeting or at any time you find it convenient to examine them, evidence of the damage being wrought on our farms. One farmer is desirous of finding out if the Government is going to pay for the damage being done to his farm. His question is just, gentlemen, because the deer is protected by law. He must witness destruction to his farm. He must see his weeks, months of labor destroyed before his eyes. His gain lies only in the summer and cannot be used because the rights of the deer transcend that of the citizen - his right to protect his property.

You are aware that a five-year restriction on the shortening of these animals was declared when the deer

shipment arrived here a few years ago, and that certain facilities were implemented for violation of the law. The fact that these become a part of the Government of the Virgin Islands and as such, it is reasonable to conclude that the guardians must be held responsible and be made to pay for damages done.

This is simply bringing to your attention a grave situation which exists and which is discouraging the farmer. He cannot be asked to cooperate in growing more food - or in cultivating the lands and then have his crops destroyed - his months of hard labor wasted. He has almost been up against all kind of obstacles, some of them are beyond his own control and therefore, unavoidable. This latest threat to his peace of mind and to his security is avoidable and will be discussed fully at our next committee meeting.

[This matter was discussed informally by the members present who agreed to give detailed study to the matter as soon as possible.]

No correspondence was read.

Messrs. E. Spelman de Lagarde, Fred Violet and Richard Speerley were confirmed as members to the Board of Examiners for Electricians for 1 year.

The following Salaries Employees were confirmed.

January 29, 1953

The Honorable
The Governor of the Virgin Islands
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Governor:

I have the honor to inform you that the Municipal Council of St. Thomas and St. John, at its Extraordinary Meeting held on Thursday, January 29, 1953, confirmed the following salaried appointments:

Department of Health:

Mr. Edgar Allen Johnson, Maintenance Engineer, with pay at the rate of \$450.00 per annum, effective on and after December 1, 1952.

Mrs. Vera Roberts, Housekeeper, with pay at the rate of \$560 per annum, effective on and after January 16, 1952.

Mr. Hugo Melane, Clerk T & T, with pay at the rate of \$15.00 per annum, effective on and after September 1, 1952.

Mr. Frank Shulterbrandt, Kitchen Manager, with pay at the rate of \$24.00 per annum, effective on and after December 10, 1952.

Mrs. Purdie Culver, Nurse I, with pay at the rate of \$24.00 per annum, effective on and after November 6, 1952.

Mrs. Laura E. Peterson, Nurse I, with pay at the rate of \$22.90 per annum, effective on and after February 22, 1952.

Misses Berceen Melane, Nurse I with pay at the rate of \$12.90 per annum, effective on and after May 10, 1952.

Mr. Joaquin J. De Freitas, Nurse's Aid, with pay at the rate of \$9.60 per annum, effective on and after January 10, 1952.

Misses Dorothy Hady, Elizabeth Stagg, Edith Roberts and Mrs. Idreana Buntin as Nurse's Aides, with the pay at the rates of \$9.00 per annum, effective on and after July 1, 1952.

Mrs. Amelia Remington as Nurse's Aide, with pay at the rate of \$9.00 per annum, effective on and after September 1, 1952.

Miss Kathleen Samuel as Nurse's Aide, with pay at the rate of \$9.60 per annum, effective on and after July 1, 1952.

Miss Lilia Vance as Cook I, with pay at the rate of \$17.00 per annum, effective on and after December 1, 1952.

Mr. Samuel Henry as Food Service Worker, with pay at the rate of \$7.50 per annum, effective on and after January 1, 1952.

Miss Ruth Salomon as Food Service Worker, with pay at the rate of \$7.50 per annum, effective on and after September 16, 1952.

Miss Regina Robles as Food Service Worker, with pay at the rate of \$7.50 per annum, effective on and after April 1, 1952.

Sincerely,

Paul J. Henry
Chairman.

Resolution

The Joint Municipal Council of St. Thomas and St. John.

1953-1954

Concerning a Session of the Legislative Assembly of the Virgin Islands.

Whereas, The Municipal Council of St. Thomas and St. John deems it necessary and in the best interest of the Public to convene a session of the Legislative Assembly of the Virgin Islands for the purpose of considering matters of great importance; and,

Whereas, Section 7 of the Organic Act of the Virgin Islands authorizes sessions of the Legislative Assembly by joint resolutions of both Municipal Councils.

Now, Therefore, Be It Resolved, and it is hereby resolved, by the Municipal Council of St. Thomas and St. John in session assembled, that pursuant to Section 7 of the Organic Act of the Virgin Islands, the Legislative Assembly be convened in formal session at Charlotte Harbor on February 16, 1954 at 10:00 o'clock a.m. for consideration of the following:

1. Organization of the Legislative Assembly.
2. Appointment of Committee created by Resolution adopted by the Legislative Assembly on August 9, 1952
3. Election of Committee on Interstate Cooperation
4. Resolution to provide for election of Special Legislative Committee to hold hearings and public discussions on a Draft of Organic Act for the Virgin Islands.
5. Resolution to provide for election of a Special Committee on Social Security.
6. Resolution recommending the appointment of a Representative of the Virgin Islands as Governor for the Virgin Islands.
7. Resolution to authorize the Chairman of the Legislative Assembly to contract for representation services on Virgin Islands Affairs in Washington.

8. Resolution Petitioning the Congress of the United States to make available to the Virgin Islands the proceeds which accrue to the Treasury of the United States from articles exported from the Virgin Islands to the United States.

9. Bill No. 51 an Act to amend "Law to Establish the Office of the Auditor," Approved May 16, 1949.

Thus passed by the Municipal Council of St. Thomas and St. John on January 29, 1953.

Witness Our Hands and the Seal of the Municipal Council of St. Thomas and St. John this 29th day of January, 1953.

Mr. Cregue --- yes
 Mr. Cregue --- yes
 Mr. Cregue --- yes
 Mr. Cregue --- yes
 Mr. Cregue --- yes
 Mr. Cregue --- yes
 Mr. Cregue --- yes

Resolution

The Ninth Municipal Council of St. Thomas and St. John.

1953-751

Whereas, the Hospital on Cruz Bay, St. John, Virgin Islands, the Marie F. de Castro Hospital;

Whereas, on January 14, 1953, the four-bed Hospital on Cruz Bay, St. John, Virgin Islands, was officially opened to serve the People on the Island of St. John; and,

Whereas, the opening of this Hospital fulfills a long, long need of the People of St. John; and,

Whereas, the completion of this Hospital is truly the physical evidence of the untiring efforts which Marie F. de Castro has contributed towards the uplift of the People in general; and,

Whereas, it is the long-established policy of all civilized peoples to record and offer a token of their admiration and sincere gratitude to men who have given outstanding service.

Now, therefore, be it Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled, that, in consideration of the impressive and fruitful work in which Marie F. de Castro engaged to fulfill the dream of the people of St. John, the dead-end Hospital now on Cruz Bay, St. John, Virgin Islands, be officially designated as "The Marie F. de Castro Hospital" and that a plaque, appropriately inscribed be conspicuously placed at said Hospital; and,

Be it further Resolved, and it is hereby further Resolved, that copies of this Resolution be prominently displayed at said Hospital and the St. Thomas Public Library.

Mr. Creque --- yes
 Mr. Long --- yes
 Mr. Little --- yes
 Mr. Sizer --- absent
 Mr. Thomas --- absent
 Mr. Richardson --- yes
 Mr. Frame --- yes

Bill No. 195

The Joint Municipal Council of St. Thomas and St. John.

1953 - 1954

Ordinance to authorize the Governor to accept from the Department of the Interior certain facilities and site protection facilities; certain public water supply facilities; and certain improvements to existing pipelines and roads constructed under the act of Congress of December 20, 1944 (58 Stat. 527).

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands be and he is hereby authorized to execute, for and on behalf of the Municipality of St. Thomas and St. John, the following agreement by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of St. Thomas and St. John, acting by and through the Governor of the Virgin Islands, for the acceptance of title in and to certain facilities and site protection facilities constructed in St. Thomas under the Act of Congress of December 20, 1944 (58 Stat. 527).

Agreement

This agreement, dated this _____ day of _____, 195____, by and between the United States of America, acting by and

through the Secretary of the Interior and the Municipality of Saint Thomas and Saint John, acting by and through the Governor of the Virgin Islands, who has been duly authorized to act by Ordinance No. of the Municipality Council of Saint Thomas and Saint John, adopted on the day of 195 ;

Witnesseth that,

Whereas, pursuant to the Act of Congress approved on December 20, 1944 (58 Stat. 827), certain sanitation and fire protection facilities (Project 53-102) have been constructed on the Island of St. Thomas; and

Whereas, the United States has also made available out to spend four thousand eight hundred fifty (\$4,850.50) Dollars for the extension of a new main in Laurel Side, between Bank Side and Pike Side, and the installation of three hydrants; the extension of a new main line in the Baiter Road for approximately 300 feet from the pump station to a point near Republic's residence, and installation of one hydrant and the purchase of 100 inspection pipes, repair parts for hydrants, work at tie-in points on Laurel Side extension and on the Baiter Road extension, and replacement of corroded copper tubing with brass tubing which will constitute additions and improvements to the sanitation and fire protection facilities described herein; and,

Whereas, said sanitation and fire protection facilities are intended for the benefit of the Island of St. Thomas; and

Whereas, Section 3 of this Act of Congress, approved on December 20, 1944, provided that all rights and title of the United States in projects constructed pursuant to the provisions of said Act may be transferred to the Municipality of St. Thomas and Saint John;

Now, therefore, in consideration of the mutual agreements and covenants herein expressed, it is agreed by and between the parties hereto as follows:

1. The United States of America hereby quitclaims, assigns and transfers to the Municipality of Saint Thomas and Saint John all its rights, title, and interest in and to the sanitation and fire protection facilities of Saint Thomas, together with any right and title it may have in the land in upon which said facilities are constructed, which said facilities are described as follows:

1. sanitary sewer system consisting of 117 linear feet of 4-inch concrete sewer, 15,777.6 linear feet of 6-inch concrete sewer, 14,827.2 linear feet of 8-inch concrete sewer, 8,835.7 linear feet of 10-inch concrete sewer, and 1,528.7 linear feet of 12-inch concrete sewer, 18 linear feet of 8-inch cast iron sewer and 100 linear feet of 12-inch vitrified clay sewer, with manholes, sags, and miscellaneous and appurtenant works.

a water distribution system to be used for fire protection purposes consisting of 13,905.7 linear feet of 24-inch cement lined salt water main, 67.9 linear feet of 4-inch cement lined salt water main, 32,939.8 linear feet of 6-inch cement lined salt water main, 1,315.8 linear feet of 8-inch cement lined salt water main, and 6,805.8 linear feet of 10-inch cement lined cast iron salt water main with valves, fire hydrants and corporation cocks, the installation of two 150-gallon per minute salt water centrifugal electric motor driven pumps, a 200,000 gallon reinforced concrete salt water storage tank and miscellaneous and appurtenant work.

The United States also maintains any right, title and interest in and to the authorized additional appurtenant equipment to be purchased in behalf of the United States and to be installed and become a part of the sanitary and fire protection facilities herein provided to the Municipality of Saint Thomas and Saint John, as of the time of such installation.

2. The Municipality of Saint Thomas and Saint John hereby agree that the sanitary and fire protection facilities described above have been completed, and hereby consent to the transfer of the said facilities, and all other additional appurtenant equipment to be included in the future, to the Municipality of Saint Thomas and Saint John.

3. The Municipality of Saint Thomas and Saint John hereby accepts the transfer of said sanitary and fire protection facilities and agrees to operate and maintain them and all additional appurtenant equipment for the purposes for which they have been constructed and installed, unless and until relieved of such responsibility by the United States of America.

4. No Member of our Delegation to the Congress of the United States shall be admitted to any share or part of this agreement or to any benefit arising therefrom.

Mr. Cramer --- yes
 Mr. Jones --- yes
 Mr. Lott --- yes
 Mr. Chase --- absent
 Mr. Rymer --- absent
 Mr. Richards --- yes
 Mr. Sprague --- yes

Section 2. The Governor of the Virgin Islands be and he is hereby authorized to execute, for and on behalf of the Municipality of St. Thomas and St. John, the following agreement by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of St. Thomas and St. John, acting by and through the Governor of the Virgin Islands, for the acquisition of title in and to certain potable water supply facilities constructed in St. Thomas under the Act of Congress of December 23, 1944 (58 Stat. 827).

Agreement

This Agreement, dated this _____ day of _____, 195____, by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of Saint Thomas and Saint John, acting by and through the Governor of the Virgin Islands, who has been duly authorized so to act by Ordinance No. _____ of the Municipal Council of Saint Thomas and Saint John, adopted on the _____ day of _____, 195____;

Witnesseth That:

Whereas, pursuant to the Act of Congress approved December 23, 1944 (58 Stat. 827), certain potable water supply facilities have been constructed on the Island of Saint Thomas (Project No. 53-104); and

Whereas, The United States has also made available out to spend on Thomas (\$10,000.00) Dollars for the purpose of additional water mains and other minor improvements to the water supply facilities herein provided; and

Whereas, said potable water supply facilities are intended for the benefit of the Island of Saint Thomas; and

Whereas, Section 3 of the Act of Congress, approved on December 23, 1944, provides that all rights and title of the United States in projects constructed pursuant to the provisions of said Act may be transferred to the Municipality of Saint Thomas and Saint John;

Now, therefore, in consideration of the mutual agreements and covenants herein expressed, it is agreed by and between the parties hereto as follows:

1. The United States of America hereby quitclaims, assigns, and transfers all its rights, title and interest in and to the potable water supply facilities of Saint Thomas to the Municipality of Saint Thomas and Saint John together with any right and title it may have in the

land in and upon which said facilities are constructed, which said facilities are described as follows:

A substantial pond catchment area 4200 feet long and 700 feet wide, a hopper section to collect water from the catchment and a piping system complete with all necessary appurtenances to transmit water from the hopper collecting area to a raw water reservoir, salt intrusion detection wells, a gallery wells, complete with all necessary piping and machinery, sanitary sewer line complete with manholes, and a storm sewer complete with inlet, manholes, overflow structure and floodwall, and all necessary appurtenant work.

A 1,440,000-gallon raw water reservoir complete with inlet structure and booster pumping station, a 1,000,000-gallon filtered water reservoir, a pumping plant and filter plant complete with all necessary appurtenances, a wash water and two 100,000-gallon chloride treated storage tanks complete with all necessary appurtenances and all necessary appurtenant work.

A potable water distribution system consisting of 16,302.4 lined feet of two-inch cast iron pipe, 13,722 lined feet of four-inch cast iron pipe, 14,145 lined feet of six-inch copper pipe for service connections with all necessary valves, valve boxes, fittings, corporation cocks, curb stops and service meters and all necessary appurtenances, a 285-foot three-inch cast iron pipe sanitary line and a portable filter plant complete with motor truck.

Repair to existing catchment areas Nos. 1, 4, 5, 6, 7, 8, 11, and 12, including cleaning and patching of all cracks and necessary masonry repairs.

The United States also disclaims any right, title and interest in and to the authorized additional equipment and appurtenances to be purchased with funds of the United States and to be installed and become a part of the potable water supply facilities hereby conveyed to the Municipality of Saint Thomas and Saint John, as of the time of such installation.

2. The Municipality of Saint Thomas and Saint John, agree that the potable water supply facilities described above have been completed, and hereby consent to the transfer of the said facilities, and all other additional equipment and appurtenances to be included in the future, to the Municipality of Saint Thomas and Saint John.

3. The Municipality of Saint Thomas and Saint John hereby accepts the transfer of said potable water supply facilities and agrees to operate and maintain them and all additional equipment and appurtenances for the purpose for which they have been constructed and installed, unless and until relieved of such responsibility by the United States of America.

4. No member or member to the Congress of the United States shall be admitted to any share or part of this agreement or to any benefit arising therefrom.

Section 3. The Governor of the Virgin Islands he and his heirs, authorized to execute, for and on behalf of the Municipality of St. Thomas and St. John, the following agreement by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of Saint Thomas and St. John, acting by and through the Governor of the Virgin Islands for the acceptance of title in and to the certain improvements to the existing roads constructed in St. Thomas under the act of Congress of December 20, 1914 (50 Stat. 927).

Agreement

This agreement, dated this _____ day of _____, 1915, by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of Saint Thomas and Saint John, acting by and through the Governor of the Virgin Islands, who have been duly authorized, do hereby agree that the Municipal Council of Saint Thomas and Saint John, acting by and through the _____ day of _____, 1915;

Witnesseth that;

Whereas, pursuant to the act of Congress approved on December 20, 1914 (50 Stat. 927), certain improvements to existing highways and roads (Project 5-B-107) have been constructed on the Islands of Saint Thomas; and

Whereas, said highways and road improvements are intended for the benefit of the Island of Saint Thomas; and

Whereas, section 3 of the act of Congress approved December 20, 1914 provides that all rights and title of the United States in projects constructed pursuant to the provisions of said act may be transferred to the Municipality of Saint Thomas and Saint John;

Now, therefore, in consideration of the mutual agreement and covenants herein expressed, it is agreed by and between the parties hereto as follows:

1. The United States of America hereby certifies, assigns and transfers to the Municipality of Saint Thomas and Saint John all its rights, title and interest in and to the highway and road improvements on the island of Saint Thomas, together with any right and title it may have in the land upon which they are constructed, which improvements are described as follows:

The improvement of the following existing roads, including all necessary excavation, grading, preparation of base, widening, drainage and pavement;

- (A) From a point at the intersection of Rogers Hill and West Second Avenue at Lincoln School, northwesterly along Laggard Hill Road a distance of approximately 0.3 miles, known as Public Roads Administration Project 1-T-1, including combination concrete curb and gutter, and the construction of a wall for protection to property, and
- (B) From the end of Project 1-T-1 to the top of the ridge at Limestone, the intersection of the Shillingham Road, a distance of approximately 0.7 miles, known as Public Roads Administration Project 1-T-2, including combination of concrete curb and gutter, and
- (C) A section of the Shillingham Road from station 33+00 to station 34+00 and a connection to the Magnus Bay Road approximately 7 feet long, a total distance of approximately 0.153 miles, known as Public Roads Administration Project 1-T-2A, including combination concrete curb and gutter, and
- (D) From the entrance to the Municipal Airport, a station 1+50, to Curioa Road, station 8+87.5, a distance of approximately 1.5 miles, known as Public Roads Administration Projects 1-T-1, 2 and 3, including combination concrete curb and gutter, sidewalks, and replacement of approximately 500 lineal feet of fencing.

2. The Municipality of Saint Thomas and Saint John hereby agree that the improvements to existing highways and roads described above have been completed and hereby consents to the transfer of them to the Municipality of Saint Thomas and St. John.

3. The Municipality of Saint Thomas and Saint John hereby accepts the transfer of the said highway and road improvements and agrees to operate and maintain

there for the purposes for which they were constructed, and shall not be held responsible by the United States of America.

7. No member of our Delegation to the Congress of the United States shall be admitted to any share or part of this Agreement or to any benefit arising therefrom.

Mr. Cramer --- yes
 Mr. Hume --- yes
 Mr. Smith --- yes
 Mr. Foster --- absent
 Mr. Jones --- absent
 Mr. Nichols --- yes
 Mr. Brown --- yes

Bill No. 196

The Parish Municipal Council of Saint Thomas and St. John.

1953-1954

Intending to authorize the establishment of law for medical care in the municipality to provide for the payment of such fees, and for other expenses.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor, with the advice of the Commissioner of Health, is hereby authorized to establish a schedule of fees for medical care rendered by the Department of Health effective February 1, 1953. The fees shall cover not only direct costs of services rendered and medical supplies used in the treatment of patients. The schedule of fees may be revised from time to time by the Governor, with the advice of the Commissioner of Health, whenever change in the cost of services and/or medical supplies warrants such a change. The schedule of fees so changed shall become effective if not disapproved by the Municipal Council within thirty (30) days after the Council shall have received the same.

The term "medical care" shall include medical treatment, surgical operations, dental and hospital services. The schedule of fees and all amendments thereto shall be printed and shall be available to the public.

Section 2. No residents of the Virgin Islands shall be denied public medical care because of financial inability to pay the cost thereof; and no payment shall be required

of a resident which would create a financial hardship, on the said resident needing or receiving such care. In such cases the necessary adjustment or cancellation of the Hospital bill shall be determined by the Committee on Hospitalities, Permits, Patients, Infants, school children and prisoners shall receive the medical care.

Section 4. All persons, except those entitled to full or partial medical care, under the provisions of section 3 and 5 hereof, shall be required to pay full cost for medical care and hospital services on a liberal basis, as determined with the approved schedule of fees. Credit facilities may not be granted such persons except upon the approval of the Committee on Hospitalities.

Section 5. There is hereby created the Committee on Hospitalities, which shall be composed of the Commissioner of Health, or his deputy, the Commissioner of Social Services, or his deputy, and three other members appointed by the Board, with the power and control of the Department Board, which three members shall serve for a term of two years and will their successors be thus appointed and qualified. The Commissioner of Health, or his deputy, shall be Chairman of the Committee. Members of the Committee shall receive compensation at the rate of \$5 a meeting, but total compensation to any one member shall not exceed \$200 a year.

Section 5. (1) The Committee on Hospitalities shall advise the Commissioner of Health on the propriety of the schedule of fees, rates, and charges, of all persons. The Committee shall also prepare for Public Health care for the poor (1) determining the ability of persons or families to pay for medical care; (2) determining the amount, method, and schedule to be paid by persons or families; and (3) determining hardship, such as such persons for public health care. Making arrangements therefor, and the same question if not approved by the Council within thirty days after the submission to the Council by the Committee, and shall have the force and effect of law. The cases of inability to pay or hardship, which are reviewed and decided by the Committee, its members, with the Vice President of the Board.

(2) The Committee shall investigate such cases and regulations as may be necessary for the proper operation of this Committee.

Section 6. Any patient who is not a resident of the Department shall be required to pay the full cost of the Hospital bill, except that in cases of persons in such economic circumstances, as Committee in view of the same and subject the Hospital bill, with the approval of this Board "residents" in cases of persons.

with a bona fide residence established in the Virgin Islands.

Section 7. If a person shall neglect or refuse to pay any fees for medical services provided under this ordinance within ninety days after the hospital bill has been rendered to the said person, the Commissioners of Finance shall proceed to collect the same by filing suit against such person.

Section 8. Professional services may be charged by doctors, dentists, and nurses for personal services rendered to private patients in the municipal hospital. Provided, that if municipal supplies are used, their actual cost shall be billed monthly to the municipal hospital and paid for by the private practitioners, except for the "private patient" as used in this ordinance, which means a patient who specifically requests and is contracted for services of a particular doctor, dentist, or nurse. Foreign physicians, dentists, and nurses may charge fees for services rendered outside of the regular hospital.

Section 9. A deposit, as provided for in the rules and regulations promulgated by the Committee on Finance, shall be made at the municipal hospital by every person within six months after admission, except in cases where appointments of the hospital bill will be required under the provisions of national laws, or in cases where the hospital bill requires adjustment, the same shall be paid as may be determined by the said committee promulgated by the Committee on Finance.

Section 10. All fees collected under the provisions of this ordinance shall be turned into the Municipal Treasury.

Section 11. The Commissioners of Health are hereby authorized to accept and on behalf of the Municipality, including the said hospital, contributions as follows: (1) that the Corporation in a special fund (2) that the said fund shall be applied for the operation of the hospital with a donation to the said fund for the purpose of the said fund from the public shall be made upon the initiative of the Commissioners of Health, or the Mayor.

Section 12. The Mayor shall appoint, with the advice and consent of the Municipal Council, a Committee of five citizens to make a thorough study into the possibility of instituting an adequate program of health insurance for the Municipality of St. Thomas and St. John.

This Committee shall submit to the Governor and the Municipal Council a report with its findings and recommendations no later than September 30, 1953.

Section 13, This ordinance shall become effective on February 1, 1953, and shall expire on January 31, 1954, unless otherwise extended by the Municipal Council.

Mr. Creque --- yes
 Mr. Long --- yes
 Mr. Pittley --- yes
 Mr. Reese --- absent
 Mr. Rhorer --- absent
 Mr. Richards --- yes
 Mr. Sprague --- yes

Bill No. 197

The Ninth Municipal Council of St. Thomas and St. John.

1953 - 1954

Ordinance to Provide for the Establishment and Organization of a Municipal Fire Service.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. (a). There is hereby created and established, under the general supervision of the Superintendent of Public Works, a Municipal Fire Service, as a Division of the Public Works Department, for the purpose of preventing and fighting fires on the island of St. Thomas. The Municipal Fire Service shall be composed of a Fire Chief, Deputy Fire Chiefs, Inspectors, paid and volunteered firemen, and such other officials and employees, paid and volunteered, as may be necessary for protection against the devastation of fires.

(b) Volunteered members of the Municipal Fire Service shall receive no compensation but shall be covered by Municipal insurance.

Section 2. The Fire Chief shall be responsible for the discipline, good order and proper conduct of the Fire Service, the enforcement of laws, ordinances and regulations pertaining thereto and for the care and condition of the hose, hose carriages, engines and all other property of the Fire Service. The Governor shall appoint a paid full-time Fire Chief with the advice and consent of the Municipal Council who, under the

general administration of the Superintendent of Police, Clarke, shall be in active and immediate command of the Fire Service. All responsibility, but the fire chief and control of the Fire Service shall rest on the fire chief.

Section 3. The fire chief or his representative shall have absolute control and command of all fire and fire alarms. Whoever, without his legitimate authority, shall willfully or negligently set a fire, not to exceed \$1000 dollars, or by imprisonment, not to exceed thirty (30) days or both such fire and imprisonment.

Section 4. The fire chief shall:

(1) Prepare and issue, subject to approval of the Governor, such rules and regulations as may be necessary for the prevention of fires in all places including but not confined to houses, public buildings, hotels, restaurants, places of public assembly, theatres, schools, hospitals, industrial and commercial establishments, docks, warehouses, etc. These rules and regulations after being approved and promulgated by the Governor, shall be enforced by a fine of not less than five (\$5) dollars, not more than one hundred (\$100) dollars, or by imprisonment in jail for a term of not more than thirty (30) days, or by both fine and imprisonment.

(2) Prepare and issue, subject to the approval of the Governor, such rules and regulations as the necessary for the organization and operation of the fire service.

(3) Determine the qualifications for enlistment and recruiting of volunteer firemen and other volunteers, members of the fire service.

(4) Prepare report of all fires, including statistics, as to the extent of such fires and the damage caused, and submit such report to the Governor, and to the State Board of Fire Insurance, and to the State Board of Fire Insurance, and to the State Board of Fire Insurance. The report shall be made by the fire chief or his representative, and shall be made public.

(5) It shall be the duty of the fire chief to prepare an annual report containing a summary of the activities carried on by the service during the year, and to submit such report to the Governor, and to the State Board of Fire Insurance, and to the State Board of Fire Insurance. The report shall also recommend such amendments to the rules and regulations promulgated by the Governor, or by the fire chief, as may be necessary.

(6) Institute a training program and through personal instruction by the fire chief, improve the efficiency of the fire service.

noted with jurisdiction to determine such appeals, whose decisions shall be final, and no person shall be liable to comply with such order within five days after the giving of said order or within five days after the appeal shall have been determined, shall be liable to punishment for a misdemeanor. Orders issued by representatives of the Service shall be in writing and service shall be made upon the occupant of the premises by delivering a true copy thereof to such occupants personally, or by delivering the same to or leaving it with any person who the said representative deems, in charge of the premises, and in case no such person is found in the premises, a copy of such notice shall be affixed, posted or tacked in a conspicuous place on said building or premises, and service of such order shall be deemed to have been made upon the owner thereof by delivering to him a true copy of said order.

Section 4. The public officers of the State, and other public officers, are hereby empowered to destroy the engines and boilers of the locomotives, and in such cases shall constitute a misdemeanor and punishable by imprisonment.

[illegible][illegible]

Section 19. When fire is in progress, the Superintendent
of the Fire Department shall order any building or buildings that are in close proximity
to such fire torn down. He shall use all necessary force
for the purpose of executing his suggestions, but this
authority shall not be exercised unnecessarily or rashly.

Bill No. 114 - Omnibus to provide for the
 property and exemption for persons and
 less than \$100,000.00. Release.

Bill No. 211 - Omnibus to provide for the
 sections 2, 3, 4, and 5 of the Omnibus "to provide additional
 provisions for certain trade goods and services to be
 provided to certain persons and for other purposes," approved July
 5, 1953.

The following bills approved in the same manner as indicated.

Bill No. 211

The Bill transferred Council of H. House and H. House.

1953-1954

Agreement No. 1 to the Council for the Municipality of H. House and H. House for the first year July 1, 1953 to June 30, 1954.

Be it enacted by the Municipal Council of H. House and H. House to provide for the same.

Let the Council for the Municipality of H. House and H. House for the first year July 1, 1953 to June 30, 1954 in the following manner:

Expenditures:

General Expenditures:

General - Item 1-120-1, for the City of H. House and H. House.

Municipal Council and Committee

General - Item 1-120-1, for the City of H. House and H. House.

" 60.00

General - Item 1-120-1, for the City of H. House and H. House.

General - Item 1-120-1, for the City of H. House and H. House.

" 40.00

Division of General

General - Item 1-120-1, for the City of H. House and H. House.

" 40.00

Bureau of Health and Welfare

General - Item 1-120-1, for the City of H. House and H. House.

43.00

<u>Department of Justice</u>		
Increase Item 01-150-1, Salaries, by		2,211.00
<u>Office of the Virgin Islands Auditor</u>		
Increase Item 01-160-1, Salaries, by		490.50
<u>Police and Public Safety</u>		
Increase Item 01-200-1, Salaries, by		2,210.00
<u>Public Works and Fire Departments</u>		
Increase Item 01-300-1, Salaries, by		4,050.00
<u>Parish Departments</u>		
Increase Item 01-390-1, Salaries, by		2,776.00
<u>Department of Health</u>		
<u>Office of the Commissioner</u>		
Increase Item 01-400-1, Salaries, by		804.00
<u>Medical Services</u>		
Increase Item 01-410-1, Salaries, by		19,000.00
<u>Dental Services</u>		
Increase Item 01-420-1, Salaries, by		285.50
<u>Public Health Nursing</u>		
Increase Item 01-440-1, Salaries, by		7,485.32
<u>Department of Social Services</u>		
<u>Child Welfare Division</u>		
Increase Item 01-500-1, Salaries, by		4.00
<u>Senior Citizens Center</u>		
Increase Item 01-530-1, Salaries, by		1,008.00
<u>Contribution to the Public</u>		
<u>Sanitation Fund</u>		
Increase Item 01-530-1, Salaries, by		1,800.00

Department of EducationSchool & Headquarters Division

Increase Item 01-610-1, Salaries, by

\$34,001.35

School Book Division

Increase Item 01-620-1, Salaries, by

\$2,510.00

Public Libraries Division

Increase Item 01-630-1, Salaries, by

\$162.00

Public Library Division

Increase Item 01-640-1, Salaries, by

\$80.00

Board of Commissioners

Increase Item 01-700-1, Salaries, by

\$700.00

Mr. Rogers	---	400
Mr. Jones	---	400
Mr. Otley	---	400
Mr. Cook	---	400
Mr. Thompson	---	400
Mr. Richards	---	400
Mr. Brown	---	400

Total \$2,142.00

The Board of Commissioners of St. Lawrence and St. John
 are advised to & to the budget for the Municipality of St. Lawrence
 and St. John for the fiscal year July 1, 1952 to June 30, 1953.
 It is reported by the Municipal Council of St. Lawrence and St. John
 in previous resolutions.

But the budget for the Municipality of St. Lawrence and St.
 John for the fiscal year July 1, 1952 to June 30, 1953, be and the
 hereby recommended as follows:

SummarySt. Lawrence

Increase Item 1-1, Miscellaneous, by

\$2,000.00

Edwin L. Latham

Liquidator General

Volume No 11-101-2, Monterey, Ca 1511

the American people

Change Item 01-150-3, Maintenance, to read as follows: "All necessary expenses including travel allowance of \$250 per month for three months during absence from duty."

Spice of the Virgin Islands and other

Spokane Star 11-10-23 *Printed on* 1, 270

Charles Herbert Hill, Boston.

Adm. Expenses 11-30-01 for the month of Dec. 1901	222	\$ 2,850.00
--	-----	-------------

Mrs. I. Squard - - - - -
 Mr. Thayer - - - - -
 Mr. Little - - - - -
 Mr. Clark - - - - -
 Mr. Brown - - - - -
 Mr. Richards - - - - -
 Mr. Green - - - - -

Bill 203

The Ninth Municipal Council of St. Thomas + St. John.
1953 - 1954

Amendment No. 25 to the Budget for the Municipality
of St. Thomas and St. John for the period July 1, 1951
to June 30, 1952.

But cracked by the Municipal Council of St. Louis and St.
who in session assembled:

that the Budget for the Municipal Year 1951-52
and Mr. John Lee the Fiscal Year July 1, 1951 to June 30, 1952, is
being amended as follows:

Edmund

III Sunday School.

Increase In R. Kishinouye - 7				" 18.11"
-------------------------------	--	--	--	----------

ExpendituresOffice of the Wage Commissioner

Increase Item 51-910-1, salaries, by

\$ 7.20

Local Relations BoardIncrease Item 51-920-3, maintenance, by \$24.95 \$920.50

Mr. Vogel --- 4.00
 Mr. Jones --- 4.00
 Mr. Allen --- 4.00
 Mr. Smith --- 4.00
 Mr. Brown --- 4.00
 Mr. Richards --- 4.00
 Mr. Green --- 4.00

Total to. 28.00

The Ninth Municipal Council of St. Thomas and St. John

1953-1954

Ordinance To Amend "Ordinance To Prescribe Minimum Wage and Maximum Hour Standards and for other purposes" approved October 17, 1941, as amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The following new sub-sections, is hereby added to Section 5 of "Ordinance To Prescribe Minimum Wage and Maximum Hour Standards and for other purposes" approved October 17, 1941, as amended.

(a) There is hereby created the Wage Board comprising of three members to be appointed by the Governor with the advice and consent of the Municipal Council, it shall be the duty of the Board to hear and decide upon any appeal from any decision of the Wage Commissioner. Such appeals shall be in writing and filed with the Board not later than thirty (30) days after the Wage Commissioner has rendered the decision appealed from. Within seven days from the filing of the writing and filed with the Board, not later than thirty days after the Board has rendered the decision appealed from. The Board shall be empowered to examine records, question employers and employees, and witnesses and investigate conditions and practices in the work. When necessary or advisable to any matter brought before it for a decision, the Board shall call its own officers and adopt rules and regulations to effectuate the purpose of this section. Members of the Board

shall receive compensation at the rate of \$5 per meeting, but total compensation for any one member shall not exceed \$300 per year. The Municipal Council shall appropriate annually the funds necessary for the functioning of the Board.

Mr. Ingram — — — — —
 Mr. Brown — — — — —
 Mr. Little — — — — —
 Mr. Cook — — — — —
 Mr. Johnson — — — — —
 Mr. Edwards — — — — —
 Mr. Brown — — — — —

Bill No. 205

The Ninth Municipal Council of St. Thomas & St. John

1953-1957

Ordinance to amend Ordinance of November 19, 1952, "relating to the sale to the Virgin Islands Corporation, a Federal instrumentality, of the Electric Light and Power Facilities and related assets of the Municipality of St. Thomas and St. John."

Enacted by the Municipal Council of St. Thomas and St. John as follows:

Section 1. Section 2 of Ordinance of November 19, 1952, relating to the sale to the Virgin Islands Corporation, a Federal instrumentality, of the Electric Light and Power Facilities and related assets of the Municipality of St. Thomas and St. John, is hereby amended to read as follows:

The Corporation is and it is hereby authorized to liquidate the assets of the St. Thomas Power Authority as of November 20, 1952 in the following manner:

- (1) Amount by the Virgin Islands Corporation shall be used to liquidate the outstanding long term debt of the St. Thomas Power Authority, to the Electric and Gas Board and to create sinking fund and reserve interest.
- (2) Cash in hand of the St. Thomas Power Authority shall be used to liquidate its accounts payable and also the debt of the Municipality to the Virgin Islands Corporation in the amount of \$28,537.54 in accordance with arrangement of settlement agreed upon by the Municipality and said Company, together with sinking fund cash the settlement of all accounts and liquidation of the debt to the Virgin Islands Corporation, shall be transferred to the St. Thomas

Municipal Office. That to be made for capital improvements only.

- (c) The principal amount of the consumer indebtedness shall be transferred to the Virgin Islands Corporation.

Mr. Ingram - Vice
 Mr. Rogers - Vice
 Mr. Little - Vice
 Mr. Lee - Chair
 Mr. Thomas - Vice
 Mr. Edwards - Vice
 Mr. Johnson - Chair

The Council adjourned at 6:10 P.M.

Earl B. Doherty
 Secretary

Joseph P. Doherty
 Chairman

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Mayor for Wednesday, February 11, 1953, at 2:00 P.M., St. Thomas V.I.

Pursuant to call of the Mayor of the Municipal Council, Honorable Joseph A. Budge, the Municipal Council convened in extraordinary session on February 11, 1953, at 2:00 P.M. Municipal Chamber, St. Thomas, V.I.

Present were:

Mr. Joseph A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge
 Mr. J. A. Budge

The following correspondence were read:

January 22, 1953

The Mayor,
 The Chairman of the Municipal Council,
 Charlotte Amalie,
 St. Thomas, Virgin Islands

My dear Mr. Chairman,

I am transmitting, herewith, Harbor Regulations for the Port of St. Thomas, Virgin Islands, which have been prepared by the Harbormaster, and approved by me, with the request that these Regulations be approved by the Municipal Council so that they may have the force and effect of law.

Ever since 1941, when the law creating the Harbor Board was repealed, there have been in existence, any Harbor regulations with the force and effect of law. These Regulations have been prepared very carefully by the Harbormaster and will meet the need for control of the existing harbor facilities.

I recommend that the Municipal Council approve these Regulations at its earliest convenience.

Sincerely,

19 Morris F. de Castro
 Governor

Encl.

February 9, 1953

The Honorable,
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am returning herewith, without approval, Bill No. 204, the Ninth Municipal Council of Saint Thomas and Saint John, 1953-1954 Ordinance to further amend "Ordinance to Regulate Minimum Wage and Maximum Hour Standards and for other purposes" Approved October 17, 1944, as amended. This Bill purports to create a Wage Board to hear appeals from decisions of the Wage Commissioners. It also purports to allow appeals from decisions of the Wage Board to the District Court.

In setting a similar provision in April 1, 1952, I pointed out:

"The new sub-section 5(a) is section 2 of the Bill, establishes an appeal board to which appeals may be taken rather than going directly to the District Court. However, this conflicts with sub-section 5(a) of the law which definitely states 'an appeal from any decision of the Commissioner may be taken to the District Court of the Virgin Islands'. Bill No. 109 has no repeal provision indicating that part of ordinance is in conflict with this Bill are repealed. Therefore, both provisions would be incorporated in the law if Bill No. 109 is approved."

For this same reason I am forced to disapprove Bill No. 204.

I would like to bring to your attention the suggestion which I made in my letter of April 1, 1952, that in the interest of consolidation and simplification of our government structure, it would seem that the Employment Commissioner could be designated the Board of Appeal under the Wage and Hour Law just as it is designated the Labor Relations Board under the Labor Relations Law. However, if Bill No. 204 should be re-enacted eliminating the legal conflict between subsections 5(a) and the new sub-section 5(c), I would have no objection to approving this measure.

Sincerely,

161 Morris F. de Castro,
Governor

February 9, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Ordalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

This is to confirm the recommendations which I made to the Municipal Council in conference last week that Bill No. 195, the First Municipal Council of St. Thomas and St. John, 1953-1954 Ordinance to Authorize the Establishment of fees for Medical Care in the Municipality to Provide for the Payment of Such Fees, and for other purposes, approved February 3, 1953, be amended as soon as possible, as follows:

The first sentence of Section 1 to be amended to read as follows:

"The Governor, with the advice of the Commissioner of Health, is hereby authorized to establish a Schedule of Fees for medical care rendered by the Department of Health effective not earlier than the opening of the Knud Hansen Memorial Hospital."

Although I did not discuss the following matter with the Council it appears to me that it would be only fair to extend the term of the Ordinance accordingly. As the Ordinance now reads, it would expire on January 1, 1954 because of the fact that it was intended that Schedule of fees should have become effective on February 1, 1953, which is now possible. Accordingly, I wish to recommend that Section 1 be amended to read as follows:

"This ordinance shall expire on June 30, 1954, unless otherwise extended by the Municipal Council."

Sincerely,

13/ Morris F. Lester
Governor

After the correspondence was read there was an informal discussion on the whole situation after which the Chairman was directed to write the following letter to the Governor.

February 13, 1953

The Honorable
The Governor of the Virgin Islands
Charlotte Small
St. Thomas, Virgin Islands

My dear Governor:

In accordance with instructions of the Municipal Council, pursuant to its motion of January 11, 1953, I wish to bring your attention to the following and to request that you forward the compliance of the responsible officer.

Section 4 of "Ordinance to Regulate, Control and Operate the Potable Water Supply System of the Municipality of St. Thomas and St. John, and for other purposes," approved September 12, 1951, provides in part as follows: "The Superintendent of Public Works shall personally establish, patrol and strictly observe a schedule for the opening up of Public Hydrants. Provided further, that said Public Hydrants shall be opened at least three times weekly during drought periods."

It has been observed by members of this Body that this provision of the law is not being complied with especially during this period of drought. It is felt that the inhabitants of this Municipality should be given every assistance in this respect.

The members of the Council have also asked that you direct the Superintendent of Public Works to give some attention to the cleaning of the numerous cisterns in the country districts at this time in order that they may be in proper condition when the rainy season sets in.

Sincerely,

Joseph A. Gomez
Chairman

The following members to the Council Board were performed:

St. John

Alma C. Christie
Leah Brodhead
Mrs. Raphael Armstrong
Frank Alexander
Henry E. Andersen

St. Thomas

Isidore Carivinsky
Donald E. Moore
Eric Hildner
Charles B. Olney

A Brief was read from the Virgin Islands Legislative Association urging confirmation of members of the Council Development Board.

The following Leases were approved:

- (A) Lease with the Caravel Club, Inc., and the St. Thomas Development Authority for the southward wing of the Recreation Hall at Bournemouth.
- (B) Lease with Mrs. Louise Smith for the back lot House at Harry S. Truman Airport.
- (C) Lease with Gustave of the Virgin Islands, Inc., for Building No. 14 in the Submarine Base Area.

Mr. Henry S. Bryan	---	yes
Mr. John T. Smith	---	yes
Mr. Walter B. Little	---	yes
Mr. Donald A. Rose	---	yes
Mr. Wymond Rogers	---	yes
Mr. Henry V. Richards	---	yes

The following resolutions were considered and adopted in the following form:

Resolutions

The Joint Municipal Council of St. Thomas and St. John.

1953 - 1954

Amending Resolution of January 29, 1953, concerning a session of the Legislative Assembly of the Virgin Islands.

Be it Resolved, and it is hereby Resolved, by the Municipal Council of St. Thomas and St. John as follows:

Said Resolution of January 29, 1953, concerning a session of the Legislative Assembly of the Virgin Islands for February 16, 1953, at 10:00 o'clock, be and the same is hereby amended by the addition of the following subject matter for consideration at said session:

- (10) An Act to Amend Law Regulating Banks and Banking in the Virgin Islands, Creating a Banking Board and Repealing "The Banks' and for other purposes."

(11) An Act to provide a Plan for the
 Improvement of the Organized City of the Virgin Islands.

Mr. Cregar - - - - - Yes
 Mr. Jones - - - - - Yes
 Mr. Petty - - - - - Yes
 Mr. Cook - - - - - Yes
 Mr. Brown - - - - - Yes
 Mr. Roberts - - - - - Yes

Bill No. 200

The Ninth Municipal Council of St. Thomas and St. John

1952 - 1954

Ordinance to repeal Section 12, Subsections a, b, c, and d of
 Ordinance No. 10, and to provide additional powers by changing certain
 words and terms, to repeal certain provisions and for
 other purposes, approved July 2, 1952.

Be It Enacted by the Municipal Council of St. Thomas and
 St. John in session assembled:

Section 1. Section 12, subsections a, b, c, and d, of
 Ordinance No. 10, and to provide additional powers by changing
 certain words and terms, to repeal certain provisions and
 for other purposes, approved July 2, 1952, is hereby repealed
 upon the effective date of this Ordinance.

Section 2. The repeal of Section 12, subsections a, b, c, and
 d of said "Ordinance No. 10 of 1952" shall not have the effect
 to release any person from any penalty, forfeiture, or liability
 incurred under the other provisions of said "Ordinance No. 10
 of 1952". Such release of penalty, forfeiture or liability shall apply
 only to sections 2, subsections a, b, c, and d of said "Ordinance
 No. 10 of 1952".

Mr. Cregar - - - - - Yes
 Mr. Jones - - - - - Yes
 Mr. Petty - - - - - Absent
 Mr. Cook - - - - - Yes
 Mr. Brown - - - - - Yes
 Mr. Roberts - - - - - Yes

Bill No. 206

The Ninth Municipal Council of St. Thomas and St. John.

1953-1954

Ordinance to further amend the "Amended Workmen Compensation Ordinance of October 10, 1946"

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1. The first paragraph of Section 7 of the "Amended Workmen Compensation Ordinance" of October 10, 1946, is hereby amended to read as follows.

There is hereby created a Compensation Commission consisting of five members who shall be appointed by the Governor in Council with the advice and consent of the Municipal Council. One member shall serve a term of three years, two for a term of two years and two for a term of one year. The Commission shall elect its own officers.

Section 2. This Ordinance shall take effect immediately upon approval.

Mr. Cyprian — yes
Mr. Gomez — yes
Mr. Little — yes
Mr. Allen — yes
Mr. Hopper — yes
Mr. Richards — yes

Bill 207

The Ninth Municipal Council of St. Thomas and St. John.

1953 1954

Ordinance to further amend "Ordinance to Amend Business Signs and Traps and House Standards and for other purposes" approved October 17, 1941, as amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 5(1) of "Ordinance to Amend Business Signs and Traps and House Standards and for other purposes," is hereby amended to read as follows:

There is hereby created the office of the "Wage Commissioner" and such other personnel as may be necessary, and to be appointed by the Board with the advice and consent of the Municipal Council. In case for the proper functioning of this office shall be provided in the annual municipal budget. The Commissioner shall have power to classify occupations under the categories prescribed in Section 3; provided, however, that any adverse party upon application, shall be entitled to a public hearing by the Commissioner or any order of classification, which hearing shall be held after due notice.

Section 2. The following new subsection 3(a) is added to said "Ordinance to Create Municipal Wage and Minimum Hour Standards and for other purposes": (a) There is hereby created the Wage Board consisting of three members to be appointed by the Board with the advice and consent of the Municipal Council. It shall be the duty of the Board to read and decide appeals from appeals being taken from the decisions of the Wage Commissioner. Such appeals shall be in writing and filed with the Board not later than thirty (30) days after the Wage Commissioner has rendered the decision appealed from. Appeals from the decisions of the Board may be taken to the District Court and shall be in writing and filed with the Court not later than thirty days after the Board has rendered the decision appealed from. The Board shall be empowered to examine records, practices, employees and employers, and witnesses and investigate conditions and practices as it may deem necessary or appropriate to any matter brought before it for decision. The Board shall enact its own rules and adopt rules and regulations to effectuate the purposes of this act. Members of the Board shall receive compensation at the rate of \$5 per meeting, but that compensation for any one member shall not exceed \$30 per year. The Board's fund shall appropriate annually the funds necessary for the functioning of the Board.

Section 3. All ordinances in part of ordinances in conflict herewith is hereby repealed.

By Mayor	_____	Yes
By Council	_____	Yes
By Alder	_____	Yes
By Alder	_____	Yes
By Alder	_____	Yes
By Alder	_____	Yes

Bill No. 208

The Ninth Municipal Council of St. Thomas and St. John

1953 - 1954

Ordinance to Amend Ordinance to Authorize the establishment of fees for Medical Care in the Municipality to Provide for the Payment of such fees, and for other purposes, approved February 2, 1954

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The first sentence of Section 1 of "Ordinance to Authorize the Establishment of fees for Medical Care in the Municipality to Provide for the Payment of such fees, and for other purposes," approved February 2, 1953, is amended to read as follows:

The Council, with the advice of the Commissioner of Health, is hereby authorized to establish a schedule of fees for medical care rendered by the Department of Health appointed not earlier than the opening of the next session of the Municipal Council.

Mr. Dwyer	---	yes
Mr. Dwyer	---	yes
Mr. Dwyer	---	yes
Mr. Dwyer	---	yes
Mr. Dwyer	---	yes
Mr. Dwyer	---	yes

Bill No. 209

The Ninth Municipal Council of St. Thomas + St. John

1953 - 1954

Ordinance to further amend Ordinance to Prescribe Minimum wage and Maximum Hour Standards and for other purposes, approved October 17, 1944.

Be It Enacted by the Municipal Council of St. Thomas + St. John in session assembled:

Section 1. Subsections (1) and (2) of Section 3 of "Ordinance to Prescribe Minimum wage and Maximum Hour Standards and for other purposes," approved October 17, 1944, is amended, and hereby amended as follows:

1. Utility Worker not less than 30¢ per hour.
2. Sales or Service Clerk not less than 35¢ per hour.

Section 2. This Ordinance shall become effective immediately upon approval.

Mr. Creger	---	Yes
Mr. Gomez	---	Yes
Mr. Gately	---	Yes
Mr. Duke	---	Yes
Mr. Shymur	---	Yes
Mr. Richards	---	Yes

Bill No. 210

The First Municipal Council of St. Thomas and St. John.

1953 - 1954

Ordinance Providing for the transfer of certain Municipal Properties to the Municipal Homestead Commission.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Effective upon the approval of this ordinance, the following parcels of land owned by the Municipality of St. Thomas and St. John are hereby transferred to the Municipal Homestead Commission for sale to applicants as provided with the provisions of the Homestead Act, except as otherwise provided:

1. No. 5 Star Side, Jones's Quarter
2. No. 6 Star Side, Jones's Quarter
3. No. 4 Cedar Side, Jones's Quarter
4. No. 3 Cedar Side, Jones's Quarter
5. No. 1 Cedar Side, Jones's Quarter
6. No. 7 Gate Side, Jones's Quarter
7. No. 16 St. Catherine's
8. No. 24 Bridge Side, Jones's Quarter
9. Parcel of land at Backland not included in other list
10. No. 12 Horseshoe, Jones's Quarter, excepting portions used for post office
11. No. 7 Cedar Side, Jones's Quarter
12. No. 14 St. Catherine's, Horseshoe Quarter
13. No. 14 Horseshoe Side, Jones's Quarter
14. No. 1 Hospital Grounds.

Section 2, applications for the purchase of any of the foregoing property shall be submitted to the Homestead Commission in accordance with applicable law; provided that the Commission shall give priority to applications filed with the Commission prior to the enactment of this ordinance; and, provided further that none of the plots of land listed herein shall be sold unless and until previously required or reasonably expected to be required for public use in connection with the construction of low cost housing, urban clearance or redevelopment projects, or for other improvements.

Mr. Brown -----
 Mr. Brown -----
 Mr. Brown -----
 Mr. Brown -----
 Mr. Brown -----
 Mr. Brown -----

The meeting was then adjourned at 5:00 P.M.

Joseph H. Brown
 Chairman

Charles B. Odley
 Secretary

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on March 10, 1953 at 2.00 P. M.

Pursuant to call of the Chairman of the Municipal Council, honorable Joseph A. Gamzy, the Municipal Council convened in extraordinary session on March 10, 1953, at 2.00 clock P. M. Municipal Chamber, St. Thomas, V.I.

Present were

Hon. Joseph A. Gamzy
 Henry O. Cresue
 Carlo B. Odley
 Henry J. Richards
 Arthur J. Jones
 Wymouth Symon
 Julius C. Spence

There were no correspondence read. There were no external business.

The following non-scheduled appointment was confirmed:

Committee On Hospital Fee:

Joseph A. Gamzy, Algernon Francis and Gerald Cooper to serve as members to this committee.

The following bills were next taken up and considered and adopted.

Bill No. 206

The with Municipal Council of Saint Thomas and Saint John.

1953 - 1954

Ordinance to further amend the "Amended Workmen Compensation Ordinance of October 10, 1946."

By It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The first paragraph of section 9 of the "Amended Workmen Compensation Ordinance" of October 10, 1946, as amended, is hereby further amended to read as follows:

There is hereby created a Compensation Commission consisting of five members who shall be appointed by the Governor and with the advice and consent of the Municipal Council.

They shall originally hold office for one, two and three years. One member shall serve for a term of three years, two for a term of two years, and two for a term of one year. Hereafter the term of each member shall be two years. The Commission shall select its own officers.

Section 2. This ordinance shall take effect immediately upon approval.

Mr. Cregar	-----	Absent
Mr. Dwyer	-----	Yes
Mr. Gidley	-----	Yes
Mr. Reed	-----	Yes
Mr. Richards	-----	Yes
Mr. Thomas	-----	Yes
Mr. Young	-----	Yes

Bill No. 211

The Ninth Municipal Council of St. Charles and St. John.

Ordinance to Award Workmen Compensation Claim to Miss Leah Blair who contracted disease while working as a nurse in the Municipal Hospital.

Whereas, Miss Leah Blair contracted pulmonary tuberculosis while working as a nurse in the Municipal Hospital; and,

Whereas, Miss Blair was hospitalized in the local hospital from August 29, 1946 until July 1948 when she was taken by plane to New York for further treatment; and,

Whereas, the Workmen Compensation act at the time of Miss Blair's injury, did not cover occupational disease. But was amended in September, 1946, one month after Miss Blair's illness became evident, to cover such disease; and,

Whereas, the amendment to the compensation act to include occupational diseases was enacted as a direct result of an injury suffered by Miss Blair, but through no fault of her own, her claim for compensation was not filed within the period fixed by law; and,

Whereas, Miss Blair is still undergoing treatment in a sanatorium in New York and is in need of financial assistance; and,

Whereas, the Municipal Council believes that Miss Blair is entitled to reasonable compensation for the injury suffered and feels that it would be an injustice to deny her such compensation.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Notwithstanding any law or parts thereof to the contrary, the Commissioner of Finance is hereby authorized and directed to pay to Miss Hazel Slater a sum in the amount of \$2,000 from the Municipal Insurance Fund in full satisfaction of her claim for expenses including payment of medical expenses for injury suffered while employed as a nurse in the Municipal Hospital. The Commissioner shall determine the number of installments in which payments shall be made.

Mr. Bogue ----- Yes
 Mr. Boney ----- Yes
 Mr. Dethlefs ----- Yes
 Mr. Dyer ----- Yes
 Mr. Edwards ----- Yes
 Mr. Thomas ----- Yes
 Mr. Sprague ----- Yes

Bill No. 217

The Ninth Municipal Council of St. Thomas and St. John.

1952 - 1953

Amendment No. 10 To the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1952 to June 30, 1953, is hereby amended as follows:

Revenue

I. Direct Taxes

Increase Item 2, Income Tax \$ 10,000

II. Indirect Taxes

Increase Item 4, Net Revenue from

\$ 500

\$ 10,500

Expenditures
 of Department of Health
 Chief Office of the Commissioner,

new sub. Item 10-4 - for employment of

1 Consultant on Hospital Planning for a period of not exceeding two weeks

500

Change Item 400-1 in Bill 192 to read Item 400-1

Top Refunds:

Increase Item 905-1, Income Tax and General Refunds, by

15,000

\$15,500

Mr. Cuzco ----- yes
Mr. Sawyer ----- yes
Mr. Dettling ----- yes
Mr. Cuzco ----- yes
Mr. Johnson ----- yes
Mr. Edwards ----- yes
Mr. France ----- yes

The following bills were sent to the Committee of the whole for further study:

Bill No. 212 - An Act to provide that every Employee of a Commercial Establishment or Industry or any other Enterprise business, whose service is contracted for without a definite term and who is discharged without just cause, shall be entitled to receive from his employer a sum equivalent to his earned salary plus an indemnity representing one month's salary. Proposed by Earl B. Cobby, (First Reader), Town Minister

Bill No. 213 - Ordinance Providing for the transfer of certain Municipal Sanitation Commissioner. Proposed by the Committee of the whole.

Bill No. 214 - Ordinance authorizing the Governor to lease or sell Lot No. 3 Aua Cru Bay, Barbados, and of St. John Virgin Islands proposed July 20, 1951. Proposed by the Committee of the whole.

Bill No. 215 - Ordinance to create a Commission to regulate and control the prices of foodstuffs and general supplies in the Municipality of St. Charles and St. John, Virgin Islands and for other purposes. Proposed by the Committee of the whole.

Bill No. 216 - Ordinance to amend Ordinance of July 5, 1952 to provide additional revenues by imposing certain taxes on paper and fees, to impose certain penalties and for other purposes.

Bill No. 217 - Ordinance to provide for arbitrary determination of the amount of taxes due in the event the taxpayer fails to

make resolution as required. Proposed by the Committee of the whole.

Bill No. 218 Ordinance to Further Invest Ordinance of August 17, 1951, "To Encourage the Establishment of New Businesses and Industries and the Creation of Jobs in the Virgin Islands through the Granting of Exemptions from the Payment of certain Taxes, and also for the Granting of Special Privileges, and for other purposes." Proposed by Clements Chynoweth, Second Member - Acting District

The meeting was then adjourned at 2.31 P.M. 1958

Joseph H. Govey
Chairman

Frank B. Otley
Secretary

Meeting of March 26, 1953

Ordinary meeting of the Municipal Council of St. Thomas and St. John called by the Governor of the Virgin Islands for Thursday, March 26, at 8:30 P.M.

Pursuant to call of the Governor, the Vice Chairman of the Municipal Council, Honorable Percival H. Reese convened the Municipal Council in Ordinary Session on March 26, 1953, at 8:30 o'clock P.M. Municipal Chambers, St. Thomas, V. I.

Hons: Henry O. Creque
Earle B. Otley
Henry V. Richards
Percival H. Reese
Julius E. Sprauve

There were no correspondence read. There were no informal discussion.

The following non-salaried appointments were confirmed:

Wage and Hour Board:

Virgin Islands Tourist Development Board

Reverend Father Mark Knoll
Mr. Stiel Melchior
Mr. Herber E. Lockhart

Mrs. Irene L. Bayne
Mr. Francisco Corneiro

Committee on Hospital Insurance:

Library Commission

Honorable Percival H. Reese
Dr. Eric L. O'Neal
Mr. Percy de Jongh
Mr. Arturo Watlington
Attorney Louis Hoffman

Mr. Ira Smith as a member for a term of two years.

Virgin Islands Board for Vocational Education:

Mr. Carl Trantum for a term of two years.

The following Salaried Appointment was also confirmed:

Clarice A. Brayon as Tax Assessor and Water Commissioner, with pay at the rate of \$4,200 per annum, effective on and after March 19, 1953 up to and including March 18, 1955.

The following Rules and Regulations was approved.

Rules and Regulations to Regulate Sewage Disposal, Connection with the Public Sewerage System and for other Purposes.

Mr. Creque yea
Mr. Gony Absent
Mr. Otley ... yea

Mr. Reese yea
 Mr. Glymer Absent
 Mr. Richards yea
 Mr. Sprauve yea

The following legislations were considered and adopted in the following form:

Resolution Petitioning the Departments of Justice and State on Behalf of Resident Aliens whose Applications for Permanent Residence in the American Virgin Islands were Recently Rejected by Congress

— " —

Whereas, The Commissioner of Immigration and Naturalization has ordered some 97 aliens, who have been residing in the Virgin Islands for periods ranging from three to twelve years, to depart by May 1, 1935; and,

Whereas, The Commissioner's order was necessitated merely on account of the failure of the last Congress of the United States to approve the applications of these aliens for suspension of deportation; and,

Whereas, Most of these persons affected by the Commissioner's order have families here, and in some instances have established business on the island, and their deportation from the island would definitely create serious economic hardships both to those affected by the order and the community in general and would further impair the labor supply on the island;

Now, Therefore, Be it Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled, that the Commissioner of Immigration be and is hereby petitioned to authorize a one year extension to these aliens in order that they may apply for non-quota visas; and,

Be it Further Resolved, and it is hereby further Resolved by the Municipal Council of St. Thomas and St. John in session assembled, that the Department of State be and is hereby petitioned to assign an American Counsel to these islands to grant non-quota visas to those persons eligible therefore; and,

It is Further Resolved that copies of this Resolution be forwarded to the Secretary of the Interior, the Chief of the Caribbean Section of the Department of the Interior, the Director of the Division of Territories and Island Possessions; the Governor of the Virgin Islands, and the

British Consulate in St. Thomas, Virgin Islands.

Thus passed by the Municipal Council of St. Thomas and St. John at its Ordinary meeting held on March 26, 1953.

Resolution

The Ninth Municipal Council of St. Thomas + St. John 1953 - 1954

Convening A Session of The Legislative Assembly of the Virgin Islands.

Whereas, The Municipal Council of St. Thomas and St. John deems it necessary and in the best interest of the Public to convene a session of the Legislative Assembly of the Virgin Islands for the purpose of considering matters of great importance; and,

Whereas, Section 7 of the Organic Act of the Virgin Islands authorizes sessions of the Legislative Assembly by joint Resolutions of both Municipal Councils:

Now Therefore Be it Resolved and it is hereby 'Resolved' by the Municipal Council of St. Thomas and St. John in session Assembled, that pursuant to Section 7 of the Organic Act of the Virgin Islands, the Legislative Assembly of the Virgin Islands be, and it is hereby, convened in formal session at Charlotte Amalie on Friday, March 27 1953 at 10:00 o'clock A.M., for consideration of the following subject - matter:

Act to Amend "Law Concerning Actions to Declare Void or Dissolve the marriage Contract, and for other Purposes," Approved December 29, 1944.

Mr. Creque	... yea
Mr. Gomer	... absent
Mr. Otley	... yea
Mr. Reel	... yea
Mr. Rymer	... absent
Mr. Gilhards	... yea
Mr. Sprauve	... yea

Bill No. 226

The Ninth Municipal Council of St. Thomas and St. John
1953-1954

Amendment II to the Budget for the Municipality
of St. Thomas and St. John for the fiscal year
July 1, 1952 to June 30, 1953
— " —

Be it Enacted by the Municipal Council of St. Thomas
And St. John in session assembled:

That the Budget for the Municipality of St. Thomas
and St. John for the fiscal year July 1, 1952 to June
30, 1953, is hereby amended as follows:

RevenuesI Direct Taxes

Increase Item 2, Income Tax, by... \$28,370

II Indirect Taxes

Increase Item 11, Trade Taxes, by...

22,000

\$55,370.00

Expenditures:Legislative Assembly:

Increase Item 01-001-2, maintenance by \$600

Municipal Council & Municipal Committee:

Increase Item 10-3, maintenance, by....

3000

\$3,600

Police Court (Including Electoral Board):

Increase Item 20-1, Salaries
Classified employees, by.....

5644

Increase Item 30-3 maintenance by...

75

739

Office of the Administrator for St. John:

Increase Item 100-4 Boat
Transportation, by.....

\$600

Office of the Government Secretary:Bureau of Deeds & Records:

Increase Item 125-3 maintenance and
Equipment, by.....

\$130.00

Increase Item 130-5 Registration of
Patents and Trade Marks, by.....

100.00

230

Office of the Governor:

Increase Item 170-4, General
Contingent, by

500

Department of Finance:

Increase Item 140-1, Salaries,

\$2,000.00

Increase Item 140-3, maintenance by

1,000.00

3,000

Tax Assessor's Office:

Increase Item 150-1 Salaries, by

\$840.00

Increase Item 150-3 maintenance, by

960.00

1,800

Police and Public Safety

Increase Item 200-3, maintenance, by

2,000

Public Works and Fire Department:

Increase Item 300-2, Equipment, by

\$2,500.00

Increase Item 300-3, maintenance, by

500.00

Add new Item 01-300-5, Salaries, Fire
Chief, for 3 nos. \$300 per month

900.00

Add new Item 01-300-6, maintenance,
Fire Chief, by

500.00

Increase Item 310-1, Roads & Highways,
St Thomas, by

3,000.00

Increase Item 01-330, Street Lighting by

800.00

Increase Item 335-1, Salt Water &
Sewage Lift Station, by

8,000.00

Increase Item 335-2, Sewers & Water
Lines, by

\$1,000.00

Increase Item 340, maintenance of
Public Bldgs., by

600.00

Increase Item 355, maintenance &
operation of Transportation Equipment,
by

500.00

Increase Item 360, Surveys, by

200.00

Increase Item 365, Leases &
Substitutes by

300.00

\$18,800

Department of Health:Medical Services:

Increase Item 410-3, maintenance, by

\$8,000.00

Dental Services:

Increase Item 420-1, Salaries, by

680.00

8,680

Department of Social Welfare:Child Welfare Division:

Increase Stem 520-3, maintenance, by... \$300.00

Queen Louise Home:

Increase Stem 530-3, maintenance, by 800.00

Juvenile School:

Increase Stem 540-3, maintenance, by... 2,000.00 3,100

Department of Education:

Increase Stem 600-1, Salaries, by... \$6,000.00

Increase Stem 600-3, maintenance, by... 1,500.00

School Lunch Division

Increase Stem 620-3, maintenance, by 1,500.00

Public Recreation Division

Increase Stem 630-1, Salaries, by... 60.00

Increase Stem 630-3, maintenance By... 2,500.00

Public Library Division

Increase Stem 640-1, Salaries, by... \$761.00 \$12,321 \$55,370.00

Bill No. 219

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Authorize the Governor of the Virgin Islands to Award Posthumous Medals to Virgin Islanders who have died in Battle.

Statement of Motives

The Virgin Islands people are duty bound to honor everlastingly the memory of those countrymen who gave their lives in the hard and bloody struggle being fought in the battlefields where the names of freedom, democracy are depending, with outstanding heroism, the basic principles of the government of the people, by the people and for the people.

As a posthumous to those servicemen, it is desire of the Government of the Virgin Islands to award a medal of honor with the proper embossing which shall be delivered to the next of kin of each fallen here, in an adequate act or ceremony to be held for such purpose as the Governor may direct.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized to transfer from any available funds in any Public or Trust Fund, or from any special fund an amount not to exceed Five Hundred Dollars (\$500), which shall be set aside and used specifically for the purpose of defraying the necessary expenses for the purchasing and embossing of medals to be granted as posthumous homage to the Virgin Islands servicemen who have died in battle or in the line of duty.

Section 2. The medals whose awarding is herein provided for shall be delivered to the next of kin of each fallen here in an act or ceremony for the purpose to be determined by the Governor of the Virgin Islands.

Bill No. 213

The Ninth Council of St. Thomas and St. John

1953-1954

Ordinance to Amend Ordinance Authorizing the Governor to Lease or Sell Lot No. 3 Aaa Cruz Bay Town, Island of St. John, Virgin Islands
Approved July 20, 1951

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That Section 1 of Ordinance Authorizing the Governor to Lease or Sell Lot no. 3 Aaa Cruz Bay Town, Island of St. John, Virgin Islands, be and hereby is amended to extend the time from two years to three years to three years within which the property therein described shall be developed for hotel or other tourist-promotion purposes to the extent specified in the Ordinance dated October 1, 1951, made pursuant to said Ordinance.

Mr. Creque... yes
 Mr. Honey... absent
 Mr. Otley... yes
 Mr. Reese... yes
 Mr. Thymmer... absent
 Mr. Richards... yes
 Mr. Sprague... yes

The following Bills were sent to Committee for further study in Second Discussion.

Bill No. 195 - Draft of Ordinance to Create the municipal Land Authority; to Establish Municipal Homesteads, to Provide Home Loans and for other purposes. Proposed by Earl B. Otley, 1st member for the Town District and Henry V. Richards, 1st member at Large.

Bill No. 212 - Draft of an Act to Provide that every employee of a Commercial Establishment or Industry or any other Recreational Business whose services are contracted for without a definite term and who is discharged without just cause, shall be entitled to receive from his employer a sum equivalent to his earned salary plus an indemnity representing one month's salary. Proposed by Earl B. Otley, 1st member for the Town District.

Bill No. 214 - Draft of Ordinance to Create a Commission to Regulate and Control the Prices of Foodstuffs and General Supplies in the Municipality of St. Thomas and St. John, Virgin Islands and for other purposes. Proposed by the Committee of the whole.

Bill No. 199 - Draft of Ordinance to Provide a Ten-Year Real Property Tax Exemption for Superficial Homes valued at less than \$1,000. Proposed by Hon. Earl B. Otley and Percival H. Reese, 1st and 2nd members of the Town District.

Bill No. 222 - Draft of Ordinance to Create an Authority for the purpose of Operating Public Beaches, Municipal Parks, and other Recreational Areas and Maintaining Programs of Recreational and Athletic Activities, and for other purposes. Proposed by Hon. Earl B. Otley, 1st member for the Town District.

Bill No. 223 - Draft of Ordinance to create and establish a Department of Public Safety in the Municipality of St. Thomas and St. John. Proposed by Wm. Earle B. Otley, First member for the Town District, and Henry A. Orger, Second member for the Town at Large.

Bill No. 224 Draft of Ordinance for the Conservation of Wildlife in the Municipality of St. Thomas and for other Purposes. Proposed by Percival H. Reese, Second member for the Town District.

Bill No. 225 - Draft of Ordinance to Amend "Ordinance for the Conservation of Wildlife in the Municipality of St. Thomas and St. John and for other Purposes. Proposed by Julius E. Sprauve, Member for the District of St. John.

The meeting was then declared adjourned at 9:30 p.m.

Percival H. Reese
Vice Chairman

Earle B. Otley
Secretary

Meeting of April 7, 1953

A special meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for April 7, 1953 at 12:00 o'clock p.m.

The meeting was called to order by the Chairman of the Municipal Council Joseph A. Gomez.

Present were:

Hons.: Henry A. Creque
Joseph A. Gomez
Earle B. Otley
Gerald H. Reese
Weymouth Rhymen
Henry V. Richards

There were no correspondences read. There were no informal votes.

Bill No. 227

The Ninth Municipal Council of St. Thomas and St. John.

1953-1954

Ordinance authorizing a Grant of \$2,000 from the St. Thomas Electric Fund, and for other purposes.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session Assembled:

Section 1. A grant of two thousand (\$2,000) Dollars is hereby made from the St. Thomas Electric Fund for the purpose of reimbursing the Power Division, Virgin Islands Corporation for the work of erecting and dismantling of the special electric lights in the city of Charlotte Amalie for the 1953 Carnival, and to cover the cost of electric energy used by said lights during the Carnival period. Reimbursement shall be made by the Commissioner of Finance from this Grant on a cost basis and upon the submission of the proper vouchers by the Virgin Islands Corporation. The Commissioner of Finance is also authorized to pay for the electric energy used by said lights during the 1953 Carnival period.

Mr. Henry A. Creque ... Yea
Mr. Joseph A. Gomez ... Yea
Mr. Earle B. Otley ... Yea
Mr. Gerald H. Reese ... Yea
Mr. Weymouth Rhymen ... Yea
Mr. Henry V. Richards ... Yea

A motion was then made to consider the appointment of a Fire Chief which was seconded. The appointment was then confirmed by the following votes:

Mr. Omar Brown as Fire Chief, with pay at the rate of \$3,600 per annum effective on and after April 1, 1953.

Mr. Henry A. Creque	...	yea
Mr. Joseph A. Gomez	...	absent
Mr. Earle B. Otley	...	yea
Mr. Percival H. Reece	...	yea
Mr. Weymouth Rhymen	...	absent
Mr. Henry V. Richards	...	yea

The meeting was then declared adjourned at 2:15 p.m.

Joseph A. Gomez
Chairman

Earle B. Otley
Secretary

Meeting of April 15, 1953

The Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Wednesday, April 15, 1953, at 3:00 P.M.

Pursuant to call of the Chairman of the Municipal Council, Honorable Joseph A. Gomey, the Municipal Council convened in extraordinary session on April 15, 1953, at 3:00 P.M. Municipal Chambers, St. Thomas, V.I.

Present were:

Honors: Henry O. Creque
Joseph A. Gomey
Charles B. Atley
Gerard H. Reese
Weymouth Rhynes
Henry V. Richards

The following communication was read:

The Honorable,
The Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith, Draft of Ordinance to Amend Ordinance of August 16, 1951, "to Fix Rates for the Use of the Government Bulldozer in St. John." The purpose of this Ordinance is to transfer the Bulldozer now stationed in St. John to be used exclusively on the construction of the Centerline Road from Cruz Bay to Coral Bay for a period of one year. The assignment of this Bulldozer will greatly assist in the construction of this new highway. I urge that early action be taken by the Municipal Council on this proposal so that the transfer may be made and the Bulldozer be assigned temporarily to the road project in St. John.

Sincerely,

Morris F. de Castro
Governor.

The following Lease was approved:

Lease between the St. Thomas Development Authority and the St. Thomas Athletic Association

Mr. Creque: yea	Mr. Reese . . . yea
Mr. Gomey . . . yea	Mr. Rhynes . . . yea
Mr. Atley . . . yea	Mr. Richards . . . yea

The following bill was next considered and adopted by the following votes:

Bill no. 22nd
The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Amend Ordinance of August 16, 1951, "To Fix Rates for the Use of the Government Bulldozer in Saint John."

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Ordinance of August 16, 1951, "To Fix Rates for the use of the Government Bulldozer in St. John," is hereby amended by adding the following Section 2:

The Government Bulldozer referred to in Section 1 of this Ordinance is hereby transferred to the Public Works Department for a period of one year beginning April 1, 1953, without rental cost. During this period of transfer the Bulldozer shall be used exclusively on the Highway Project in St. John. The Bulldozer shall be repaired, maintained and operated by the Department of Public Works and such expenses shall be charged against the Highway Project in St. John. The rates set forth in this Ordinance to be charged for the use of the Bulldozer are hereby suspended for the period April 1, 1953 to March 31, 1954.

Mr. Creque	...	yea
Mr. Gomey	...	yea
Mr. Otley	...	yea
Mr. Rees	...	yea
Mr. Rhymmer	...	yea
Mr. Richards	...	yea

The following bill was sent to the Committee of the whole for further study.

Bill No. 229 - Draft of Budget for the Municipality of St. Thomas and St. John. for the fiscal year beginning July 1, 1953 and ending June 30, 1954. Proposed by His Excellency the Governor of the Virgin Islands.

The meeting was then declared adjourned at 4:00 p.m.

Joseph A. Honey
Chairman

Earle B. Otley
Secretary

Meeting of April 24, 1953

Extraordinary meeting of the Municipal Council of St. Thomas and St. John held on Friday, April 24, 1953, at 3:00 P.M.

The Municipal Council of St. Thomas and St. John convened in Extraordinary Session on April 24, 1953 at 3:00 o'clock P.M., pursuant to Call of the Chairman in accordance with Section 13 of the Organic Act of the Virgin Islands.

Present were:

Hon. Henry O. Cregue
Joseph A. Honey, Chairman
Earle B. Otley, Secretary
Weymouth R. Byrnes
Henry O. Richards

There were no correspondence read: no informal discussion.

Meeting of April 24, 1953

The following legislations were considered and adopted in the following form:

Bill no. 214

The Ninth Municipal Council of Saint Thomas and St. John.
1953-1954

Ordinance to create a Commission to Regulate and Control the Prices of Foodstuffs and General Supplies in the Municipality of St. Thomas and St. John, Virgin Islands, and for Other Purposes.

Whereas, Approximately ninety per cent of the foodstuffs consumed and general supplies used in the Municipality of St. Thomas and St. John are imported from Continental United States and foreign countries; and,

Whereas, The food consumption and the use of general supplies of the population of this Municipality have greatly increased, due to increased population and expansion of the tourist trade, thus resulting in the scarcity of food commodities and general supplies imported as well as those produced locally; and

Whereas, It would work great hardships on the citizens and residents of the Municipality of St. Thomas and St. John if the prices of foodstuffs, and general supplies, were not controlled to prevent unjustified increases of said prices:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. There is hereby created a Commission to be known as the "Price Control Commission of St. Thomas and St. John" hereinafter referred to as the Commission which shall have power to control and regulate prices in the Municipality of St. Thomas and St. John. The Chairman of the Commission shall be the Executive and administrative head of the Commission and shall receive such compensation as is stipulated in the annual Municipal Budget. Other members of the Commission shall be compensated at the rate of \$5 per day, or any fraction thereof, actually spent in the work of the Commission.

Section 2. The Commission shall consist of five (5) members who are citizens of the United States, appointed by the Governor by and with the advice and consent of the Municipal Council. The members of the Commission shall be appointed for one year, provided however, that any or all members shall be subject to recall by the Governor at any time for just and proper reasons. The Commission shall elect its own officers.

Section 3. The Commission shall have the power to investigate the prices at which all articles of food and general supplies are sold or purchased by importers, merchants, dealers, producers, manufacturers, or consumers; and for that purpose the invoice of all such shall be opened to inspection by the Commission, and if necessary, it may issue subpoenas for the attendance of witnesses or for the production of invoice or other documents, and it shall have the power to take testimony under oath.

Section 4. The Commission shall have the power to determine the prices and quantities at which all or any article of food and general supplies, may be sold by wholesalers, retailers, producers, or manufacturers: Provided, however, a reasonable margin of profit shall be allowed; and provided further, that a wholesale price and retail price be set for each item. Subject to the approval of the Governor, it shall have the power to restrict exportation of all locally produced or imported manufactured articles of food and general supplies to the extent of the amount required for local consumption. The Commission shall publish regularly and at least once a month a schedule of the approved selling price of basic food commodities and general supplies.

Section 5. It shall have the power to test all weights, scales, and measures, and to fix standards thereof.

Section 6. It shall have the power to make all rules and regulations necessary to efficiently carry out the power herein granted.

Section 7. Any person who shall refuse to appear before the Commission when summoned, or who shall refuse to testify, or shall testify falsely, or shall fail to produce invoices or documents required, or sell at price other than prescribed by the Commission or shall use a weight, measure or scale prohibited by the Commission or violate any rule or regulation promulgated by the Commission shall be guilty of a misdemeanor and upon conviction therefore shall be punished by fine not to exceed \$200 or by imprisonment not exceed 6 months or both such fine and imprisonment by the discretion of the Court.

Section 8. All prosecution for violation of this Ordinance shall, by information, be filed by the District Attorney in the District Court of the Virgin Islands.

Section 9. All Laws and Ordinances or parts thereof, in particular, "Ordinance to Create a Commission to Regulate and Control the Price of Foodstuffs and General Supplies in the Municipality of St. Thomas and St. John, Virgin Islands, and for other purposes" Approved March 17, 1942, are hereby repealed and declared null and void.

Bill No. 230

The Ninth Municipal Council of Saint Thomas & St. John
1953-1954

Amendment No. 12 to the Budget for the Municipality of St. Thomas & St. John for the Fiscal year July 1, 1952 to June 30, 1953

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953, is hereby amended as follows:

Revenues

Direct Taxes

Increase Item 2, Income Tax, by... \$2,000.—

Expenditures

Public Works & Fire Department

Add new item 01-300-7, maintenance for the Repair and remodeling of Estate Brown But by... \$2,000.—

Bill No. 232

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Amendment No. 13 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be it Enacted by the Municipality of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953 is hereby amended as follows:

Expenditures:Public Works & Fire Department

Reduce Item 300-2 & equipment
by.

\$250.00 -

Municipal Council &
Municipal Committee:

Increase Item 01-10-2
Equipment, Purchase of one
Passenger-carrying Vehicle, by...

\$250.00 -

The Ninth Municipal Council of St. Thomas &
St. John. Bill No 233
1953-1954

Ordinance to Grant Pension to Widow
Louise Hansen of St. Thomas, Virgin Islands.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session
assembled:

Section 1 Beginning May 1, 1953, and continuing
each month thereafter there shall be paid to Mrs.
Louise Hansen, widow of Axel Hansen, former
Translator of Deeds, a lifetime pension in the
amount of \$60 a month.

The Ninth Municipal Council of St. Thomas &
St. John. Bill No. 235
1953-1954

Ordinance Authorizing the Commissioner of
Finance to Waive the levying and collection
of the one cent a gallon Indirect in Gasoline Tax
for the period July 1 to July 7, 1952.

Whereas, Ordinance of July 5, 1952, to Amend
Ordinance of May 16, 1938, to Levy a Tax on Gasoline,
etc., provided for an increase of one cent per gallon
in the Gasoline Tax, effective as of July 1, 1952; and,

Whereas, it was not physically possible to trans-
mit information to the Gasoline Dealers of the
increase in the Gasoline Tax in order to have it
collected during the period July 1 to 7, 1952; and,

Whereas, the Amount of Tax involved is negligible.

Be it Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1. The Commissioners of Finance is hereby authorized to waive the levying and collection of the increase of one cent per gallon in the Gasoline Tax for the period July 1, 1952 to July 7, 1952. All importers and dealers of gasoline in the Municipality are hereby exempted from the payment of the increase of one cent per gallon in the Gasoline Tax for the period July 1, 1952 to July 7, 1952.

Mr. Cresque	...	yes
Mr. Gomey	...	yes
Mr. Otley	...	yes
Mr. Reese	...	absent
Mr. A. Dwyer	...	yes
Mr. A. Richards	...	yes
Mr. Sprauve	...	absent

The meeting adjourned at 8:00 P.M.

Joseph A. Gomey
Chairman

Earl B. Otley
Secretary

Meeting of May 4, 1953

The Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Monday, 4, 1953, at 2:30 P.M.

Pursuant to Call of the Chairman of the Municipal Council, Honorable Joseph A. Gomez, the Municipal Council, convened in Extraordinary session on May 4, at 2:30 p.m., Municipal Council's 6 members, St. Thomas, V. I.

Present were:

Those: Henry A. Creque
Joseph A. Gomez
Halle B. Atteley
Gervail H. Reed
Weymouth B. Bryman
Henry V. Richards

There were no correspondence read: There were no informal discussion.

The following legislations were considered and adopted in the following form:

Resolution

The ninth Municipal Council of Saint Thomas and Saint John. 1953-1954

Convening a session of the Legislative Assembly of the Virgin Islands.

Whereas, The Municipal Council of St. Thomas and St. John deems it necessary and in best interest of the Public to convene a session of the Legislative Assembly of the Virgin Islands for purpose of considering matters of great importance; and,

Whereas, Section 7 of the Organic Act of the Virgin Islands authorizes sessions of the Legislative Assembly by joint resolutions of both Municipal Councils:

Now Therefore Be It Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John. That pursuant to Section 7 of the Organic Act of the Virgin Islands, the Legislative Assembly of the Virgin Islands be, and it is hereby, convened in session at Charlotte Amalie, on Monday, May 11, 1953, at 10:00 o'clock A.M., for consideration of the following subject matters:

1. Report and Recommendation of the Organic Act Committee on Revised Organic

Act for the Virgin Islands.

2. An Act to Amend "Law Concerning Actions to Declare Void or Dissolve the Marriage Contract, and for other Purposes," approved December 29, 1944.

Mr. Creque	...	Absent
Mr. Goner	...	Yea
Mr. Etchell	...	Yea
Mr. A. C. C.	...	Yea
Mr. Richards	...	Yea
Mr. Spraine	...	Absent
Mr. G. Hymer	...	Yea

Bill No. 237
The Ninth Municipal Council of Saint Thomas and Saint John. 1953-1954

Amendment No. 14 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas for the fiscal year July 1, 1952 to June 30, 1953, is hereby amended as follows:

Revenues:

II Indirect Taxes
Increase item 7, Net Revenues from Customs, by \$1,700.00

Expenditures

Legislative Assembly:
Increase item 11-501-2, Maintenance, by \$1,500 -

Department of Health-Medical Service:
Increase item 411-1, Salaries Classified Employees - for 1 Laboratory Technician Aide for two months -
by 200 - \$1,700.00

Bill No 236
The Ninth Municipal Council of St. Thomas and St. John. 1953-1954

Ordinance providing for the transfer of certain Municipal Properties to the Municipal Homestead Commission

Section 1. Effective upon the approval of this Ordinance, the following plots of land owned by the Municipality of St. Thomas and St. John are hereby transferred to the Municipal Homestead Commission for sale to applicants in accordance with the provisions of the Homestead Ordinance, except as otherwise provided.

1. No. 5 Skov Gade, Queen's Quarter
2. No. 8 Skov Gade, Queen's Quarter
3. No. 4 Cecilia Gade, Queen's Quarter
4. No. 6 Cecilia Gade, Queen's Quarter
5. No. 7 Cecilia Gade, Queen's Quarter
6. No. 7 Int. Gade, Queen's Quarter
7. No. 16 g. Palmstrade
8. No. 2 g. Sjærgade, Queen's Quarter
9. No. 15 Nordsidevej, Queen's Quarter
10. No. 9 Cecilia Gade, Queen's Quarter
11. No. 8b g. Nordsidevej, Kronprindsens Quarter
12. No. 17 b. Brøndesøe Gade, Kronprindsens Quarter
13. No. 9c Hospital Grounds
14. No. 8b g. Nordsidevej, Crown Princess Quarter
15. No. 17b Brøndesøe Gade, Crown Princess Quarter
16. No. 16b and c Palm Strade, Queen's Quarter
17. No. 26 Vester Gade

Section 2. Applications for the purchase of any of the foregoing property shall be submitted to the Homestead Commission in accordance with applicable law; provided, that the Commission shall give priority to applications filed with the Governor prior to the enactment of this ordinance, and provided further, that none of the plots of land listed herein shall be sold unless title is clear, and unless upon a finding by the Homestead Commission that the same are not presently required or reasonably expected to be required for public use in connection with the construction of low-rent housing, slum clearance or redevelopment projects, or for street improvement.

Mr. Cregue	...	yea
Mr. Gomer	...	yea
Mr. Otley	...	yea
Mr. Reese	...	yea
Mr. Richards	...	yea
Mr. Rhymer	...	yea
Mr. Sprague	...	absent

Meeting was then declared adjourned at 3:05 P.M.

Joseph A. Gomer
Chairman

Earle B. Otley
Secretary

Meeting of May 22, 1953

The Ordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Governor, for Friday, May 22, 1953, at 3:00 P.M.

Pursuant to Call of the Governor the Chairman of the Municipal Council, Honorable Joseph A. Goney, convened the Municipal Council in Ordinary Session on May 22, at 3:00 p.m. Municipal Chamber, St. Thomas, V.I.

Present were:

Hons: Henry P. Creque
Joseph A. Goney
Charles B. Steley
Henry V. Richards

There were no correspondence read: no informal discussion.

The following legislations were considered and adopted in the following form:

Bill No. 243

The Ninth Municipal Council of St. Thomas & St. John.
1953-1954

Amendment No. 16 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1952 to June 30, 1953.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1952 to June 30, 1953, is hereby amended as follows:

Revenues:

I. Direct Taxes

Increase Item 2, Income Tax by.... \$16,000 -

II. Indirect Taxes

Increase Item 4, Net Revenues from Customs, by..... 3,236 -

Increase Item 11, Trade Taxes by... 64,000 - \$83,236.00

Expenditures

Municipal Council & Municipal Committee

Increase Item 01-10-2, Equipment... \$500 -

Add new sub-item 01-10-3-1, Transportation and travel expenses for two (2) members of the Organic Act Committee and 1 Clerk, to and from Washington, D.C., including a per diem in lieu of subsistence of \$20 per day or fraction thereof. The Commissioner of Finance may advance to each member and clerk the amount of the per diem for a total not to exceed 20 days, to be accounted for upon return.

2,000 - \$2,500 -

Electoral Board

Increase Item 01-30-3, maintenance, all necessary expenses.

\$400 - \$400 -

Office of the Administrator for St. John

Increase Item 01-100-4, Boat transportation

800 - 800 -

Department of Finance

Increase Item 01-140-2, Equipment,
Increase Item 01-140-3, maintenance,
all necessary expenses.

1,500 -
3,000 4,500 -

Office of the Governor

Increase Item 01-170-4 General Contingent, all necessary expenses in the discretion of the Governor.

600 -

Increase Item 01-170-5, Insurance
Premiums.

700 - 1,300 -

Police and Public Safety

Increase Item 01-200-2, Equipment
Increase Item 01-200-3, maintenance,
all necessary expenses including
the employment of one detective
instructor.

1,000
500 - 1,500 -

Public Works and Fire Department

Increase Item 01-300-2, Equipment,
including purchase of one dump
truck.

2,600 -

Increase Item 01-300-3, maintenance,
all necessary expenses.

500 -

Increase Item 01-310-1 Roads and
Highways, St. Thomas.

3,000 -

Increase Item 01-310-2 Roads and
Highways, St. John.

500 -

Increase Item 01-320 Street Cleaning.

2,000 -

Increase Item 01-330 Street Lighting

4,000 -

Increase Item 01-335-1 Salt Waterland
Sewage Lift Station.

2,000 -

(Public Works and Fire Department con't)

Increase Item 01-345, Cemeteries, Parks And Playgrounds	100 -	
Increase Item 01-350, Electric Light Plant maintenance and operation of electric light plant, public and street light system, City Bay, and maintenance of radio-telephone set in St. John	200 -	
Increase Item 01-355 maintenance and operation of transportation equipment	500 -	
Increase Item 01-360, Surveys	100 -	
Increase Item 01-365-1, Workmen's Compensation Insurance	<u>2,300</u>	17,800.00

Department of Health

Increase Item 01-410-3, maintenance, all necessary expenses	14,000 -	
Increase Item 01-440-1, Salaries, Classified Employees	1,650 -	15,650.00

Department of Social WelfareChild Welfare Division

Increase Item 01-520-3, maintenance, all necessary expenses	300 -	
Increase Item 01-520-1, Salaries, Classified Employees	105 -	

Queen Louise Home

Increase Item 01-538-3, maintenance all necessary expenses	500 -	
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Juvenile School

Increase Item 01-540-2 Equipment ..	\$1,900 -	
Increase Item 01-540-3 maintenance, all necessary expenses	<u>1,500 -</u>	\$4,305.00

Department of Education:

Increase Item 01-600-1 Salaries, Classified Employees	7,000 -	
Increase Item 01-600-3, maintenance all necessary expenses	2,000 -	

School Lunch Division:

Increase Item 01-620-3, maintenance, all necessary expenses	5,000 -	
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Vocational Division:

Increase Item 01-610 Grant to Vocational Education Fund	<u>6,708 -</u>	29,708.00
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Contributions:

Increase Item 01-800-2 Contribution to Tourist Development Fund, by.....

3,373 --

Increase Item 01-800-16, Contribution to Virgin Islands Planning Board, by

400 -

3,773.00

Tax Refunds:

Increase Item 01-905-1 Income Tax and General Refunds.....

10,000.00

83,236.00

Mr. Crique yes
 Mr. Loney yes
 Mr. Otley yes
 Mr. Richards yes
 Mr. Reese Absent
 Mr. Rhymes Absent
 Mr. Sprauve Absent

Bill No 238The Ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Further Amend the Emergency Rent Act approved December 5, 1947

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 7 of the Emergency Rent Act approved December 5, 1947, is hereby amended to read as follows:

"Section 7. The Price Control Commission of the Municipality of St. Thomas and St. John, created by Ordinance of May 4, 1953, is hereby authorized and designated to administer the provisions of this Ordinance, and for the purposes of this Ordinance shall be known as the Commission of Rent Control, hereinafter referred to as the Commission."

Mr. Crique nay
 Mr. Loney yes
 Mr. Otley yes
 Mr. Reese Absent
 Mr. Rhymes Absent
 Mr. Richards yes
 Mr. Sprauve Absent

Bill No. 244
The Ninth Municipal Council of St. Thomas and
St. John 1953-1954

Ordinance to Authorize the Governor to sell Certain Municipal Property in St. John, and to Utilize the Proceeds of the Sale as Matching for Federal Funds for the Construction of a new Clinic at Coral Bay, St. John, and for Other Purposes.

Whereas, The present Clinic at Calabash Boom, in St. John, is not properly located in order to serve the population in that area of the island; and,

Whereas, It is possible to obtain Federal Funds on a matching basis for the purpose of constructing a new Clinic at Coral Bay, St. John, properly located to adequately serve the people in that area.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor is hereby authorized to sell, to the most favorable bidder, after advertising for bids, the following property belonging to the Municipality of St. Thomas and St. John:

Parcel No. 1, Estates Calabash Boom and Lamprecht de Koning nos. 9 and 10 Coral Bay, Quarter, St. John, Virgin Islands, together with building attached thereto;

Provided, however, the municipal property described herein shall be sold on the following conditions: (1) title to this property shall not pass to the successful bidder until the new clinic facilities have been constructed and placed in operation; (2) upon determination of the most favorable bidder a deposit of seventy-five (75%) percent of the bid price shall be deposited with the Commissioner of Finance in order to make the transaction binding; Provided further, that the proceeds from the sale of the the municipal property described herein shall be deposited by the Commissioner of Finance in a Special Fund, hereby created, to be expended only for matching purposes with Federal funds for the construction of a new Clinic building and facilities at Coral Bay, St. John, Virgin Islands.

Mr. Creque Yea
Mr. Gomez Yea
Mr. Otley Yea

Mr. Reese . . . absent
Mr. Ghymer . . . absent
Mr. Richards . . . yea
Mr. Sprague . . . absent

The meeting was then adjourned at 4:05 p.m.

Joseph A. Gomez
Chairman

Charles B. Otley
Secretary

Note: meeting of May 22 on page 184

Meeting of May 8, 1953

For Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Chairman, for Friday, May 8, 1953, at 3:00 P.M.

Pursuant to call of the Chairman of the Municipal Council, Honorable Joseph A. Gomez, the Municipal Council, convened in extraordinary session on May 8, 1953, at 3:00 p.m. Municipal Chamber, St. Thomas, V.I.

Present were:

Hon. Joseph A. Gomez
 Henry A. Cicquell
 Luke B. Ottley
 Henry V. Richards
 Bertram H. Reese
 Wymouth Rhymer
 Julian E. Sprague

There were no communications read: no informal discussion.

The following legislations were considered and adopted in the following form:

Resolution

The Ninth Municipal Council of St. Thomas & St. John
 1953-1954

To Give Full Information on Public matters to the People of the Municipality of St. Thomas and St. John.

Whereas, The people of the Municipality of St. Thomas and St. John receive little information about the activities of their legislative body; and,

Whereas, it is of vital importance that the people be well-informed in order to discharge their duties and responsibilities imposed upon them as citizens under a democratic system of government and,

Whereas The Municipal Council of St. Thomas and St. John believes it is in the public interest to use every possible means to bring to the people information about the functions of their legislative body; and,

Whereas, such a program of information would build a more alert and better informed citizenry, and increase the civic and political consciousness of the people;

now, Therefore be it Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session Assembled:

The Municipal Council shall have a tape recording mode of all its ordinary and extraordinary sessions for broadcasts over the local radio station, and for publication in the local press in order that all the people of the municipality may be fully informed about the functions of their government, and also to make of permanent record the public meetings of the legislative body in which social, political and economic history of the islands is being constantly written.

Mr. Creque	...	yea
Mr. Gonyea	...	yea
Mr. Atley	...	yea
Mr. Reese	...	yea
Mr. Ahymer	...	yea
Mr. Richards	...	yea
Mr. Sprauve	...	yea

Resolution
The ninth Municipal Council of St. Thomas & St. John.
1953-1954

Petitioning the Congress of the United States to act favorably upon the recommendations of the President of the United States for a program of Low-Rent Public Housing for the Virgin Islands.

Whereas, The Congress of the United States has declared it to be the nations policy that the general welfare and security of the nation and the health and living standards of its people require housing production and related community development sufficient to remedy the serious housing shortage, the elimination of substandard and other inadequate housing through the clearance of slums and blighted areas and the realization as soon as feasible of the goal of a decent home and a suitable living environment for every American family; and;

Whereas, The Legislative Assembly of the Virgin Islands and the Municipal Council for St. Thomas and St. John have subscribe to the same

objectives as being necessary to the health, welfare, and security of the people of the Virgin Islands, and have fostered and supported such a program; and,

Whereas, The President of the United States, the Bureau of the Budget, and the Administrator of the Housing and Home Finance Agency have, in furtherance of the national housing policy, requested the Congress to authorize a low-rent public housing of 35,000 dwelling units for fiscal year 1954; and,

Whereas, By recent action the House of Representatives of the Congress acted adversely with respect to the recommendations of the President of the United States, the Bureau of the Budget and the Administrator of the Housing and Home Finance Agency, as such recommendations relate to the low-rent housing program, thereby repudiating, in effect, the Declaration of National Housing Policy; and,

Whereas, Such action, if sustained by the Senate of the United States, would have grave and far-reaching effects on the people of the Virgin Islands and its communities through the perpetuation of social and economic ills which result from the continued existence of slums and blighted areas and substandard housing conditions.

Now, Therefore Be It Resolved by the Municipal Council of the Municipality of St. Thomas and St. John, Virgin Islands: That being fully cognizant of the need for low-rent public housing for persons of low-income in the municipality of St. Thomas and St. John and throughout the entire Virgin Islands community, and also of the need for such a program throughout the communities of the Nation, the membership of the United States Senate and, more specifically, the members of the Subcommittee of the Senate Committee on Appropriations be, and are hereby respectfully urged to support and act favorably upon the recommendations of the President of the United States, the Bureau of the Budget, and the Administrator of the Housing and Home Finance Agency, by authorizing a program of low-rent public housing of not less than 35,000 dwelling units for the fiscal year 1954 and by eliminating from the First Independent Offices Appropriation Bill of 1954 (H. R. 4633), any

amendments that would hamper this effective prosecution of the low-rent public housing and slum clearance program and the objectives set forth in the Declaration of National Housing Policy, Housing Act of 1949;

And It Is Further Resolved, That copies of this Resolution be forwarded immediately to the Honorable Dwight D. Eisenhower, President of the United States; Honorable Secretary of the Interior; Honorable Levere Saltonstall, Chairman, Subcommittee of the Senate Committee on Appropriations; Honorable Albert M. Cole, Administrator, Housing and Home Finance Agency; Honorable John Taylor Egan, Commissioner, Public Housing Administration and the Governor of the Virgin Islands.

Mr. Crague	...	yea
Mr. Doney	...	yea
Mr. Otley	...	yea
Mr. Beek	...	yea
Mr. Byrner	...	yea
Mr. Richards	...	yea
Mr. Sprague	...	yea

Bill No. 218

The Ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Further Amend "Ordinance of August 17, 1951 'To Encourage the Establishment of New Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the granting of Exemptions from the Payments of Certain Taxes and Fees, and the Granting of Special Subsidies, and for other purposes,' is hereby further amended to read as follows:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 3 of Ordinance of August 17, 1951, "To Encourage the Establishment of new Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the granting Exemptions from Payments of Certain Taxes and Fees, and the Granting of Special Subsidies, and for other purposes" is hereby further amended to read as follows:

From and after the date of approval hereby

all persons, firms, or corporations shall upon application thereof, as hereinafter provided, be granted exemption from the payment of the taxes, or fees and shall be eligible for industrial subsidies as specified in section 3, sub-sections (a), (b) and (c) hereof, upon satisfactory proof that such person, firm, or corporation is engaged in a new business or industry as heretofore defined, the said exemption and subsidies to last for a period of ten years from the order granting such exemption or subsidy; provided, that application for tax or fee exemption and the granting of subsidies under this Ordinance shall be made not later than December 31, 1953. provided, that in the case of any business or enterprise engaged in the manufacture, creation or production of more than one article or commodity the exemption from payment of taxes or fees or granting of industrial subsidies shall be restricted and limited only to the portion of such business or enterprise as is not in competition with businesses existing in the municipality during 1947 within the meaning and spirit of this Ordinance.

Section 2. All firms granted tax exemption under this law shall be required to file reports with the Tax Assessor and the Commissioner of Finance in the same manner as other firms that do not receive tax exemption and the Commissioner of Finance and the Tax Assessor shall annually prepare a statement showing the total amount of the tax exemption granted to such firm under the Terms of this Act.

Section 3. All existing businesses and industries under the existing eight year Tax Exemption Law, and apartment buildings over \$100,000 actual cost are hereby incorporated within this ten year Tax Exemption Law.

Mr. Creque	...	yes
Mr. Gomey	...	yes
Mr. Atley	...	yes
Mr. Reese	...	yes
Mr. Ahymer	...	yes
Mr. Richards	...	yes
Mr. Sprague	...	yes

Bill No 234

The Ninth Municipal Council of St. Thomas and St. John
1953-1954

Ordinance to Authorize the Governor to Accept from the Department of Interior Certain Potable Water Supply Facilities on the Island of St. John constructed Under the Act of Congress of December 20, 1944 (58 Stat. 827)

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Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands be and he is hereby authorized to execute, for and on behalf of the municipality of St. Thomas and St. John, the following agreement by and between the United States of America, acting by and through the Secretary of the Interior and the municipality of St. Thomas and St. John, acting by and through the Governor of the Virgin Islands, for the acceptance of title in and to certain Potable Water Supply Facilities constructed in St. John under the Act of Congress of December 20, 1944 (58 Stat. 827):

Agreement

This Agreement dated this day of 1953, by and between the United States of America, acting by and through the Secretary of the Interior and the municipality of Saint Thomas and Saint John, acting by and through the Governor of the Virgin Islands, who has been duly authorized so to act by Ordinance No. of the Municipal Council of Saint Thomas and Saint John, approved on the day of 1953;

Witnesseth That:

Whereas, pursuant to the Act of Congress approved on December 20, 1944 (58 Stat. 827, 48 U.S.C. 1409), certain potable water supply facilities (Project 53-104) have been constructed on the Island of Saint John;

Whereas, said potable water facilities are intended for the benefit of the Island of Saint John; and

Whereas, Section 3 of the Act of Congress, approved

On December 20, 1944, provides that all rights and title of the United States in projects constructed pursuant to the provisions of said Act may be transferred to the Municipality of Saint Thomas and Saint John;

Now, Therefore, in consideration of the mutual agreements and covenants herein expressed it is agreed by and between the parties hereto as follows:

1. The United States of America hereby quitclaims assigns and transfers all its right, title and interest in and to the potable water supply facilities of Saint John located at Cien Bay to the Municipality of Saint Thomas and St. John, together with any right and it may have in the land in and upon which said facilities are constructed, which said facilities are described as follows:

A reinforced concrete paved catchment area approximately 100 feet wide and 200 feet long with discharge basin, wall and necessary appurtenances;

A 100,000 - gallon concrete reservoir with necessary appurtenances;

A distribution line consisting of 651 linear feet of two-inch cast iron pipe with necessary joints and fittings and appurtenant works:

all as shown on the as constructed plans numbered SS-20-53-47 and SS-20-53-48 prepared by R. L. Kenan & Associates which will be delivered to the Municipality of Saint Thomas and Saint John.

2. The Municipality of Saint Thomas and Saint John hereby agrees that the potable water supply facilities described above have been satisfactorily completed and hereby consents to the transfer of the said facilities to the Municipality of Saint Thomas and Saint John.

3. The Municipality of Saint Thomas and Saint John hereby accepts the transfer of said potable water supply facilities and agrees to operate and maintain them for the purposes for which they have been constructed and installed, unless and until relieved of such responsibility by the United States of America.

4. No member of or delegate to the Congress of the United States shall be admitted to any share or part of this Agreement or to any benefit arising therefrom.

Mr. Creque	yea
Mr. Gomey	yea
Mr. Attey	yea
Mr. Reed	yea
Mr. Rhymer	yea
Mr. Richards	yea
Mr. Spruce	yea

Bill 239
The Ninth Municipal Council of St. Thomas & St. John.
1953-1954

Amendment No. 15 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled as follows:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal year July 1, 1952 to June 30, 1953, is amended as follows:

Revenues:

It is further enacted
Increase Item 1, net Revenues
from Customs, by

\$120 -

Expenditures:

Increase Item 01-800-9,
Contribution to Retirement
Fund for old Pensions, by

120 -

Mr. Creque	yea
Mr. Gomey	yea
Mr. Attey	yea
Mr. Reed	yea
Mr. Rhymer	yea
Mr. Richards	yea
Mr. Spruce	yea

Bill 240
The Ninth Municipal Council of St. Thomas & St. John.
1953-1954

Ordinance to Amend Ordinance to Regulate, Control and Operate the Potable Water Supply

System of the Municipality of St. Thomas and St. John
and for other purposes, approved September 12, 1951

Be it Enacted by the Municipal Council of St. Thomas
and St. John in session assembled:

Section 1. Section of Ordinance to Regulate Control
and operate the Potable Water Supply system of the
municipality of St. Thomas and St. John, and for
other purposes, approved September 12, 1951, is hereby
amended to read as follows:

"Section 1. The Potable Water Supply System of the
municipality of St. Thomas and St. John shall consist of the
water supply system located at the Harry S. Truman
Airport, the water supply system at the former
Naval Submarine Base and all the public cisterns
areas and cisterns located on the island of St. Thomas,
except the water supply system at the Airport
Terminal and adjacent facilities which shall
remain under the jurisdiction and administration
of St. Thomas Development Authority."

Mr. Creque ... yes
Mr. Atley ... yes
Mr. Rhymer ... yes
Mr. Govey ... yes
Mr. Deese ... yes
Mr. Richards ... yes
Mr. Sprauve ... yes

The meeting was then declared adjourned at
4:30 p.m.

Joseph H. Govey
Chairman

Edw. S. Atley
Secretary

Meeting of June 10, 1953

For the Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Vice Chairman, for Wednesday, June 10, 1953, at 2:00 P.M.

Pursuant to Call of the Vice Chairman of the Municipal Council, Honorable Percival H. Reese, the Municipal Council convened in Extraordinary session on June 10, at 2:00 P.M., Municipal Council's Chambers, St. Thomas, V.I.

Present were:

Hon. Carl B. Atley
Percival H. Reese
Henry V. Richards
Julius E. Sprauve

There were no correspondence read: There were no informal discussion.

The following non-salaried appointments were confirmed:

Price & Rent Control Commission:

Mrs. Lucinda Milliam
Mr. Adolph Gereau
Mr. Henry Price
Mr. Volmer Waltherding
Mr. James A. O' Bryant

The following Lease was approved:

Lease between the St. Thomas Development Authority and William Crawford.

Mr. Atley yes
Mr. Reese yes
Mr. Richards yes
Mr. Sprauve yes

The following Bill was next considered and adopted by the following votes:

Bill No. 248
The Ninth Municipal Council of St. Thomas and Saint John
1953-1954

Ordinance to Authorize the Governor to make Loans from the Public or Trust Funds for Advance

to the Public Assistance Fund, and for other purposes.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor is hereby authorized, upon the recommendation of the Commissioner of Social Welfare, to make loans from the Public and Trust Funds for advance to the Public Assistance Fund, when municipal cash balances are temporarily insufficient to meet authorized obligations, said loans not to exceed in the aggregate the total appropriation for Public Assistance made in the annual budget for the Municipality of St. Thomas and St. John, for the fiscal year for which the loans are made. Said loans shall be repaid without interest, to the Public or Trust Funds before the close of the fiscal year for which the loans were made:

Mr. Attley Yes
 Mr. Reese Yes
 Mr. Richards Yes
 Mr. Sprague Yes

The meeting was then declared and adjourned at
 2:15 P.M.

Perival H. Reese
 Vice Chairman

Gayle B. Attley
 Secretary

Meeting of June 16, 1953

For the Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Vice Chairman for Tuesday, June 16, 1953, at 2:00 P.M.

Pursuant to Call the Vice Chairman of the Municipal Council Honorable Percival H. Reese, the Municipal Council convened in Extraordinary session on June 16, at 2:00 P.M., Municipal Council's Chambers, St. Thomas, V. I.

Present were:

Hon. Earl D. Otley
Percival H. Reese
Henry V. Richards
Julius E. Sprauve

There were no correspondence read. There were no informal discussions.

The following legislations were considered and adopted in the following form. (Kindly insert Entire Text)

Bill No. 252
The ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Grant Leave of Absence with Pay to Miss Kathleen Solomon, and for other Purposes.

Whereas, The Department of Health is without adequate nursing management of patients infected with Pulmonary Tuberculosis; and,

Whereas, The Department has sought means of correcting this recognized area of weakness in its medical care program, and has arranged with the United States Public Health Service for the training of a nurse to perform this service in the St. Andrew Hansen Memorial Hospital; and,

Whereas, The Department of Health has selected Miss Kathleen Solomon, a graduate nurse in the Municipal Hospital, to receive this additional training;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands hereby authorized to grant Miss Kathleen Solomon Graduate nurse municipal Hospital, leave of absence with pay for the purpose of pursuing a course of study in nursing management of patients infected with Pulmonary Tuberculosis at the Baltimore Tuberculosis Hospital. Provided however that such leave of absence with pay shall be granted only upon the condition that the said Kathleen Solomon agrees in writing to return to the municipality for duty at the Knud Hansen Hospital for a period equivalent to her training program.

Section 2. The leave of absence with pay herein authorized shall not exceed a period of three months. Expenses for books and other educational material and incidental expenses in an amount not to exceed \$100 may be approved by the Governor.

Mr. Henry J. Creque	...	Absent
Mr. Joseph Gomb	...	Absent
Mr. Clyde B. Otley	...	Yes
Mr. Percival N. Reese	...	Yes
Mr. Weymouth Rhymer	...	Absent
Mr. Henry V. Richards	...	Yes
Mr. Julius E. Sprauve	...	Yes

Bill No. 249
The ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Authorize the Governor to accept, for and on behalf of the municipality, a Parcel of Land from Mrs. Karen Ingelborg Lockhart, and for other Purposes.

Whereas, Mrs. Karen Ingelborg Lockhart has magnanimously agreed to donate to the municipality of St. Thomas and St. John a certain parcel of land adjacent to the recently acquired high school site for school recreational purposes;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor is hereby authorized to accept, for and on behalf of the Municipality of St. Thomas and St. John, for the sum of one dollar (\$1.00) Parcel no. 9 Estate Thomas, no. 6A New Quarter, St. Thomas, Virgin Islands, from Mrs. Karen Ingeborg Lockhart said parcel of land to be utilized for school recreational purposes.

Section 2. In recognition and appreciation of this magnanimous contribution the recreational area of the new high school is hereby designated the Herbert E. Lockhart Memorial Athletic Field and the area shall be so identified by the posting of the necessary signs and/or plaques. It is further provided, that upon completion this athletic field shall be publicly dedicated in memory of the deceased Herbert E. Lockhart.

Mr. Henry O. Creque	...	Absent
Mr. Joseph Jones	...	absent
Mr. Earle B. Otley	...	yes
Mr. Percival H. Reese	...	yes
Mr. Weymouth Rhymer	...	Absent
Mr. Henry V. Richards	...	yes
Mr. Julius E. Sprauve	...	yes

Bill No. 250

The Ninth Municipal Council of St. Thomas & St. John.

1953 - 1954

Ordinance to Ratify and Confirm Extension of Lease Between the Municipality of St. Thomas and St. John and the United States Interior Department for the Municipal Market and Cold Storage Plant.

— " —

Whereas, By Ordinance of May 31, 1949, the Municipal Council authorized the Governor to enter into an agreement between the United States and the Municipality of St. Thomas and St. John for the lease to the Municipality of the market and cold storage plant, the lease to be effective from April 1, 1948, for a period of five years; and,

Whereas, In authorizing the Governor to lease the said market and cold storage plant to Messrs. Jerome Salomon and

Eugene Wermuth (Bill no. 127, approved April 11, 1950) the municipal Council contemplated an extension of the lease between the Municipality and the United States in the following provision:

"Provided, that upon this lease going into effect the municipality shall within no more than one (1) week undertake to obtain an extension of its lease with the United States
, "and

Whereas, Accordingly on May 5, 1950, the Governor executed an amendment extending the period of the lease between the United States and the Municipality until June 30, 1950, without formal authorization by the municipal Council:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The amendment of May 5, 1950, to the lease of June 1, 1949 between the United States and the Municipality for the market and cold storage plant extending the period of the lease until June 30, 1960, executed by the Governor for and on behalf of the Municipality, is hereby ratified and confirmed.

Bill No 251

The Ninth Municipal Council of St. Thomas & St. John.
 1953-1954

Ordinance to authorize the Governor to accept from the Department of the Interior certain facilities which constitute improvement of the road to Red Hook Road and the Crossroads to Dorothea Road constructed under the Act of Congress of December 20, 1944 (58 Stat. 827).

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands he and he is hereby authorized to execute, for and on behalf of the Municipality of St. Thomas and St. John, the following agreement by and between the United States of America, acting by and through

the Secretary of the Interior and the Municipality of St. Thomas and St. John, acting by and through the Governor of the Virgin Islands for the acceptance of title in and to certain facilities which constitute improvement of the road to Red Hook Road and the crossroads to Dorothea Road constructed under the Act of Congress of December 20, 1944 (58 Stat. 827):

Agreement

This Agreement, dated this 1953 day of 1953, by and between the United States of America, acting by and through the Secretary of the Interior and the Municipality of Saint Thomas and Saint John, acting through the Governor of the Virgin Islands, who has been duly authorized so to act by ordinance no. 1953 of the municipal Council of Saint Thomas and Saint John, approved on the 1953 day of 1953:

Witnesseth that:

Whereas Pursuant to the Act of Congress approved December 20, 1944 (58 Stat. 827, 48 U.S.C. 1404) certain improvements of existing roads have been constructed on the Island of St. Thomas; and,

Whereas By an instrument dated April 11, 1953 the United States of America conveyed to the Municipality accepted five sections of said road improvements which constitute all of the portion of the road improvements designated as Project 33-187 which were constructed under contract with the United States and two units of the portion of said Project 33-187 which was constructed by force account; and,

Whereas Two additional units of said Project 33-187 designated as the road to Red Hook Road and the crossroads to Dorothea Road have also been constructed by force account; and,

Whereas The road improvements referred to in the preceding paragraph are intended for the benefit of the ~~Island~~ of Saint Thomas; and,

Whereas Section 3 of the Act of Congress, approved on December 20, 1944, provides that all rights and title of the United States in projects constructed

pursuant to the provisions of said Act may be transferred to the Municipality of Saint Thomas and Saint John:

now, Therefore, In consideration of the mutual agreements and covenants herein expressed, it is agreed by and between the parties hereto as follows:

1. The United States of America hereby quitclaims, assigns, and transfers to the Municipality of Saint Thomas and Saint John all its right, title and interest in and to the facilities which constitute improvement of the road to Red Hook Road and the crossroads to Dorothea Road, together with any right, title and interest it may have in the land upon which said roads are constructed, which said facilities are described as follows:

The improvement of an existing dirt road on the Island of Saint Thomas extending from Estate Road easterly a distance of two and one-half (2.5) miles to Red Hook, including widening of the existing road bed, improvement of alignment and grade, installation of culverts, construction of drainage facilities, laying of a penetration bituminous macadam pavement sixteen (16) feet wide on a well-graded and compacted base with dirt shoulders from two (2) to four (4) feet wide on each side and miscellaneous and appurtenant work;

The improvement of an existing dirt road on the Island of Saint Thomas from a point known as Crossroads at the top of Solberg Hill, westerly a distance of one (1) mile to the entrance of Estate Dorothea, including widening of the existing road where necessary, improvement of alignment and grade, installation of culverts, construction of drainage facilities, laying of a penetration bituminous macadam pavement fourteen (14) feet wide on a well-graded and compacted base, with dirt shoulders from two (2) to four (4) feet wide on each side and miscellaneous and appurtenant work;

2. The Municipality of Saint Thomas and Saint John hereby agrees that the road facilities described above have been satisfactorily completed and hereby consents to the transfer of said facilities to the Municipality of Saint Thomas and Saint John.

3. The Municipality of Saint Thomas and Saint John hereby accept the transfer of said road facilities and agree to operate and maintain them for the purposes for which they have been constructed and installed, unless and until relieved of such responsibility by the United States of America.

4. No member of or Delegate to Congress or Resident Commissioner shall be admitted to any share or part of this Agreement or to any benefit that may arise therefrom.

Bill No. 246
The ninth Municipal Council of Saint Thomas
& Saint John
1953-1954

Ordinance to Authorize the Withholding of
Portions of the Salary or Compensation of
Officials and Employees of the Municipality of
St. Thomas and St. John for the Purchase of
United States Savings Bonds.

Whereas, The widespread sale of United States Savings Bonds is a major phase of the Treasury Department's Program for the wise management of our national debt; and,

Whereas, The Payroll Savings Plan offers employees an excellent opportunity to participate in this program and at the same time it provides the employees with one of the best ways of building up financial reserves; and,

Whereas, The entire economy benefits from constant additions to the reservoir of future purchasing power:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Commissioner of Finance may deduct from the salary of any official or employee of this Municipality, including officials and employees of instrumentalities of the Municipality of St. Thomas St. John, such amount as the official or employee shall authorize in writing filed with the Commissioner of

Finance for the purchase for the official or employee of United States Savings Bonds, and make such rules and regulations governing the purchase of bonds as he may deem necessary, which rules and regulations shall be incorporated in the employee's written authorization.

Section 2. The authorization of the official or employee may be withdrawn any time upon filing written notice of withdrawal with the Commissioner of Finance.

Section 3. This ordinance shall be cited and referred to as the "Savings Plan Act" and shall become effective immediately after its approval.

Mr. Cegre	...	Absent
Mr. Loney	...	Absent
Mr. Otley	...	Yea
Mr. Reese	...	Yea
Mr. A. Byner	...	Absent
Mr. Richards	...	Yea
Mr. Sprague	...	Yea

After due to consideration the following bills were sent to the Committee for further study:

Bill No. 229 - Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, with Report of the Municipal Committee.

Bill No. 245 - Draft of "Ordinance to Provide for the Retirement of the officials and Employees of the Municipality of St. John, and for other purposes" approved July 18, 1947. Proposed by Earl B. Otley, First Elected member for the Town District.

The meeting was then declared and adjourned at 4:00 P. M.

Arceval H. Reese
Vice Chairman

Earl B. Otley
Secretary

Meeting of June 23, 1953

For the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John, called by the Vice Chairman for Tuesday, June 23, 1953 at 3:00 p.m.

Pursuant to call the Vice Chairman of the Municipal Council, Honorable General H. Reese, the Municipal Council convened in Extraordinary session on June 23, 1953, at 3:00 p.m.

Present were:

Hon. Earl B. Otley
General H. Reese
Henry U. Richards
Julius E. Sprauve

There were no correspondence read: There were no informal discussions.

The following item was discussed and rejected by the following votes

Consideration of Executive Order No. 6-1953, Reorganization of Accounting System and Related Procedures.

Resolution Disapproving
The ninth Municipal Council of St. Thomas and St. John
1953-1954

Disapproving Executive Order No. 6-1953,
Issued by the Governor on June 9, 1953

Be It Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled:

That Executive Order No 6-1953 "Reorganization of Accounting System and Related Procedures," issued by the Governor of the Virgin Islands on June 9, 1953, be and the same is hereby disapproved.

Mr. Creque	...	Absent
Mr. Holmes	...	Absent
Mr. Otley	...	Yea
Mr. Reese	...	Yea
Mr. Syme	...	Absent
Mr. Richards	...	Yea
Mr. Sprauve	...	Yea

The following bills were considered and adopted in the following form and notes:

Bill No 253

The ninth Municipal Council of St. Thomas and St. John
1953 - 1954

Ordinance to authorize the Heads of Department and Instrumentalities of the Government of the Municipality of St. Thomas and St. John to Deduct Certain Sums from the Pay Rolls Covering Salaries of Officials and Employees who are members of Federal Credit Union No. 7970, and for other Purposes.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Officials and Employees of the Government of the Municipality of St. Thomas and St. John, including the officials and employees of any instrumentality of said municipality, who are members of Federal Credit Union No. 7970 may authorize the Head of the Department or Instrumentality under they work to deduct from their salaries a certain amount for the purchase of shares and/or the payment of loans and interest thereon, owing by them to Federal Credit Union 7970; and in such case, the said heads of departments or instrumentalities shall, at the time of making the monthly pay rolls covering the salaries of said officials and employees, deduct therefrom the corresponding amount authorized to be deducted by such officials and employees.

Section 2. The Commissioner of Finance shall deduct from the salaries of such officials and employees who have so requested the corresponding amount for the payment of the shares acquired and/or payment of the loans and interest thereon owing by them to such Credit Union.

Section 3. The Commissioner of Finance shall place at the disposal of the Treasurer of Federal Credit Union 7970, by check drawn to the order of the said Credit Union, the amounts so deducted from the salaries of such officials and employees.

Section 4. The authorization of the official or employee may be withdrawn any time upon filing written notice of withdrawal with the Head of the Department or Instrumentality where he works.

Section 5. All laws or parts of laws in conflict herewith are hereby repealed.

Section 6. This Ordinance, being of an urgent and necessary character, shall take effect immediately after its approval.

Mr. Creque	...	Absent
Mr. Gomey	...	Absent
Mr. Otley	...	Yea
Mr. Beebe	...	Yea
Mr. Rhynes	...	Absent
Mr. Richards	...	Not Voting
Mr. Sprauve	...	Yea

Bill No 254
The Ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Amend Ordinance "To Regulate Control and Operate the Water Supply System of the Municipality of St. Thomas and St. John and for other Purposes," approved September 12, 1951 as amended.

Be It Enacted by the Municipal of St. Thomas and St. John in session assembled:

Section 1. Section 3 of Ordinance "To Regulate Control and Operate the Potable Water Supply System of the Municipality of St. Thomas and St. John and for other purposes," approved September 12, 1951 as amended, is hereby amended by deleting the last sentence thereof and inserting the following:

There is hereby authorized to be appointed a Water Engineer, who shall be an unclassified employee, and whose salary shall be at the rate of not less than \$3600 annum.

Mr. Crique	...	Absent
Mr. Gony	...	Absent
Mr. Attley	...	yes
Mr. Reed	...	yes
Mr. Rhynes	...	Absent
Mr. Richards	...	yes
Mr. Sprague	...	yes

Bill 256
The Ninth Municipal Council of St. Thomas and St. John
1953-1954

Ordinance to Amend Ordinance "To Set up Fees for Piloting, Wharfing and mooring vessels in the Port of St. Thomas, Virgin Islands, and for other Purposes," Approved June 29, 1949.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 1 of Ordinance "To Set up Fees for Piloting, Wharfing and mooring Vessels in the Port of St. Thomas, and for other Purposes," Approved June 29, 1949 is hereby Amended by adding a new subsection 1 (C) to read as follows:

(C) The following signal fees shall be collected for all vessels entering the harbor of St. Thomas, Virgin Islands:

Ships of 100 gross tons to 500 gross tons	\$2 per ship
Ships of 501 gross tons to 1000 gross tons	\$5 per ship
Ships of 1001 gross tons and over	\$10 per ship

Section 2. Section 2 of said ordinance is hereby Amended to read as follows: Vessels commissioned by the United States or foreign governments, yachts, and vessels under 100 gross tons are exempt from pilotage fee and signal fee; provided, in cases where the services of a pilot are requested, the appropriate pilotage fee shall be charged, and collected.

Section 3. This Ordinance shall become effective on July 1, 1953.

Mr. Crique	...	absent
Mr. Gony	...	absent
Mr. Attley	...	yes
Mr. Crique	...	yes
Mr. Rhynes	...	Absent
Mr. Richards	...	yes
Mr. Sprague	...	yes

The meeting was declared and adjourned at 4:00 p.m.

Gerard H. Reese
Vice Chairman

Earle D. Otley
Secretary

Meeting of June 30, 1953

For the Extraordinary meeting of the Municipal Council of St. Thomas and St. John, called by the Vice Chairman for Tuesday, June 30, 1953 at 2:00 P.M.

Pursuant to call the Vice Chairman of the Municipal Council, Honorable Percival H. Reese, the Municipal Council convened in Extraordinary session on June 30, 1953 at 2:00 P.M. Municipal Council's Chambers, St. Thomas, V.I.

Present were:

Hon.: Henry C. Creque
 Ernie B. Atkey
 Percival H. Reese
 Weymouth R. Hyman
 Henry V. Richards
 Julius E. Spruue

There were no correspondence read. There were no informal discussions.

The following Legislations were considered and adopted in the following form.

Bill No 229
 The Ninth Municipal Council of St. Thomas and St. John
 1953-1954

Budget
 for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. That the Amount herein named, aggregating One million Six Hundred Thirty-four Thousand Six Hundred Forty-five (\$1,634,000) Dollars are hereby appropriated, subject to the conditions hereinafter set forth in this Budget, from current revenues and contributions from the United States for the use of the several Departments, and for the purposes hereinafter mentioned for the fiscal year beginning July 1, 1953 and ending June 30, 1954, as follows:

RevenuesI. Direct Taxes

Real Property Tax	\$11,5425.00	
Income Tax	525,000.00	
Road Fund: Gasoline Tax	44,000.00	
Auto License Fees	30,000.00	\$714,425.00

II. Indirect Taxes

Revenues from Customs	\$54,000.00	
Taxes on Inheritances	10,000.00	
Court Fees and Fees from Police Court	23,000.00	
Stamp Dues	10,000.00	
Fees from Steamer Tickets	24,000.00	
Licenses and License Fees	34,000.00	
Pilotage Fees	29,000.00	
Trade Taxes	330,000.00	\$514,000.00

III. Sundry Revenues

Day Patients from Municipal Hospital	\$60,670.00	
Corporation License Fees	8,000.00	
Miscellaneous	43,350.00	
Contribution from St. Thomas, V. I. Attorney	10,000.00	
Amusement and Entertainment Tax	5,000.00	\$127,020.00

Total Revenues 1,335,445.00

United States Contribution \$ 279,200.00

Total Funds Available \$1,634,645.00

Expenditures:

01-001 Legislative Assembly:		
001-2 Maintenance: all necessary expenses of the Legislative Assembly, including stipend for members, stenographic, legal, special and technical services, and official entertainment, upon certification of the Chairman or Vice Chairman of the Legislative Assembly wherever is resident in this Municipality		\$4,200 -
01-10 Municipal Council & Municipal Committee:		
10-1 Salaries:		
Councilmen	\$15,900 -	
Assistant to the Municipal Council	3,600 -	
Clerical & Employees	9,000 -	28,500 -

10-2 Equipment	500-	
10-3 Maintenance: All necessary expenses for the operation of the Municipal Council and its committees, including travel expenses of members at 18¢ per mile; travel expenses of the member from St. John who shall receive \$10 a round trip made for attendance at meeting; radio time; overtime, stenographic, legal, special and technical services; official entertainment; publication of the Journal; subscription to newspapers and magazines; purchase of books; publishing notices and orders of the day and other Council publications; round trip transportation within and or beyond the limits of the Virgin Islands for Councilmen and, or members of the Staff, including per diem as follows: a sum not exceeding \$10 per day or fraction thereof for official travel to St. Croix or for travel to St. John by members residing in St. Thomas; a sum not exceeding \$10 a day or fraction thereof for official travel to Puerto Rico or other neighboring Islands; a sum not exceeding \$20 a day or fraction thereof for official travel to the United States, such per diem for official travel may be paid in advance upon certification of the chairman of the Council subject to the usual accounting; clerical and other incidental expenses of the Legislation Committee upon certification of the chairman of the respective committees.....	\$8,000-	\$4,200.00
01-20 Police Court & Bureau of Deeds & Records (Including the Electoral Board)		
20-1 Salaries:		
Judge of the Police Court & Recorder of Deeds	\$4,500-	
Classified Employees	\$3,360-	\$7,860-
20-2 Equipment		200-
20-3 Maintenance: All necessary expenses		600-
01-30-1 Electoral Board: all necessary expenses	300-	\$8,960.00

<u>01-100 Office of the Administration for St. John</u>			
100-1 Salaries:			
Classified Employees		\$3,120 -	
100-3 Maintenance: all necessary expenses		\$350 -	
100-4 Boat Transportation and Repairs to "St. John"	4,300 -	4,650 -	\$7,770.00

Office of the Government Secretary

01-110 Main Office of Agricultural Station

110-1 Salaries:			
Horticulturist	\$3,600		
Classified Employees	6,540	\$10,140 -	

01-120 Division of Personnel:

120-1 Salaries: (50%)

Director of Personnel	2,100		
Classified Employees	2,880	\$4,980	
120-3 Maintenance & Equipment: all necessary expenses		1,200 -	\$6,180

01-130 Government Printing Office:

130-1 Salaries:

Director of Printing Office	\$3,600		
Classified Employees	6,320	\$9,920 -	
130-3 Maintenance: all necessary expenses		1,000 -	
130-4 Cost of Government Publications		1,000 -	
130-5 Registration of Patents and Trademarks		600 -	12,520
			\$28,840.00

01-140 - Department of Finance

140-1 Salaries:

Classified Employees		\$51,540.00	
140-2 Equipment	\$1,000		
140-3 Maintenance: All necessary expenses	2,500	3,500.00	\$55,040.00

01-150 Tax Assessor & Water Commissioner:

150-1 Salaries:

Tax Assessor & Water Commissioner	\$4,200		
Classified Employees	10,000	\$14,200 -	
150-3 Maintenance		4,000 -	18,200.00

01-160 Office of the Virgin Island Auditor

160-1 Salaries (50%)

Auditor	\$2,800		
Classified Employees	5,860	8,660 -	
160-2 Equipment		200 -	
160-3 Maintenance: all necessary expenses		1,978 -	10,838.00

01-170	Office of the Governor:			
170-4	General Contingent: all necessary expenses in the discretion of the Governor		4,000-	
170-5	Insurance Premiums		4,500-	
01-190	Planning Board:			
	All necessary expenses including salaries, consultants services, and maintenance		5,000-	
190-1	For all necessary expenses of conducting an Art Project to provide not less than 15 paintings for display in public buildings		1,500-	15,000.00
01-200	Police and Public Safety			
200-1	Salaries:			
	Director of Police	4,200-		
	Classified Employees	\$69,000	\$73,200-	
200-2	Equipment: Including purchase of three sets of two-way communication Radio and Automobiles		4,000-	
200-3	Maintenance: All necessary expenses including the employment of 1 Detective Inspector.			
			20,000-	\$97,200-
01-210	St. Thomas Home Guard			
210-3	Maintenance: All necessary expenses			500 \$97,700.00
01-300	Public Work and Fire Department			
300-1	Salaries:			
	Classified Employees		\$177,600-	
300-2	Equipment: Including purchase of two Garbage Trucks		10,000-	
300-3	Maintenance		6,000-	
300-1	Roads & Highway, St. Thomas	\$15,000		
310-2	Roads & Highway, St. John including paving of streets in Cruz Bay	3,700-	18,700-	
320	Street Cleaning	10,000-		
325	Gutter Flushing	1,500-		
330	Street Lighting	2,000-	18,500	
335-1	Salt Water & Sewage Lift Station	\$16,000-		
335-2	Sewer & Salt Water Lines	2,300-	18,300-	
340	Maintenance of Public Buildings		5,000-	
345	Cemeteries and Parks including fencing of Cruz Bay Cemetery		1,200-	

350. Maintenance of Light Plant on 12-Hour schedule Street lighting system and Radio- telephone sets in St. John.	2,500-		
355. Maintenance and Operation of Transportation Equipment	3,000-		
360 Surveys	1,000-		
365-1 Workmen's Compensation Insurance	6,000-		
362-2 Leave and Substitutes	3,500-	\$270,700	
01-371 Fire Department:			
371-1 Salaries:			
Fire Chief	3,600.00		
Classified Employees	11,540.00	15,140.00	
371-2 Equipment: Including the purchase of one pick-up truck	3,000.00		
371-3 Maintenance: All necessary expenses including the pur- chase of uniforms	900.00	3,900.00	19,040.00
		\$289,740.00	
01-390 Harbor Department:			
390-1 Salaries:			
Harbormaster	4,500.00		
Classified Employees	27,500.00	\$32,000-	
390-2 Equipment	200.00		
390-3 Maintenance: All necessary expenses including uni- forms for crew and over- time	7,000.00	\$1	7,200-\$39,200.00
01-410 Department of Health Office of the Commissioner & Medical Care:			
410-1 Salaries:			
Classified Employees		\$213,000-	
410-2 Equipment: Including one ambulance	\$6,000		
410-3 Maintenance: All necessary expenses including trans- fer of mental patients	\$2,826		
410-3.5 Contribution to Grant - In Aid Health Service	250-	89,076	\$302,076
01-420 Dental Service:			
420-1 Salaries:			
Classified Employees	6,960		
420-2 Equipment	\$1,200.00		
420-3 Maintenance: all necessary expenses	500.00	700	7,660

01-430 Sanitation Service:430-1 Salaries:

Classified Employees

35,966

430-2 Equipment

#260

430-3 Maintenance: all necessary expenses

7,000

7,260

43,226-

01-440 Public Health Nursing:440-1 Salaries:

Classified Employees

23,400

440-3 Maintenance

All necessary expenses

3,000

23,400

26,400

01-500 Department of Social Welfare500- Emergency Aid

1,000.00

510 Distribution of Commodities

100.00

01-520 Child Welfare:520-1 Salaries:

Classified Employees

\$3,960.00

520-2 Equipment

4300

520-3 Maintenance: all necessary expenses

6,000

6,300.00

10,260.00

01-530 Queen Louise Home:530-1 Salaries:

Classified Employees

\$8,250.00

530-2 Equipment

#300

530-3 Maintenance: All necessary expenses

8,500

8,550.00

17,050.00

01-540 Mandahl School:540-1 Salaries

Classified Employees

\$10,200.00

540-2 Equipment

1,000

540-3 Maintenance: All necessary expenses

15,000

540-4 Repairs to Buildings

3,000

19,000.00

29,200.00

540- Corneiro Home

Contribution to

1,400.00

546 Subsistence Assistance Fund

70,000.00

01-600 Department of EducationOffice of the Superintendent; School & Headquarters
Division600-1 Salaries:

Classified Employees

267,000

600-2 Equipment

5,000

600-3 Maintenance: all necessary expenses including operation of 1 class for adults

15,000

600-3-1 Repairs to Cavenage nursery and other schools

4,000

600-3-2 Text Books	5,000	24,000	
605 Contributions:			
605-1 St. John Scholarships	\$1,800		
605-2 Health Services	875		
605-3 Veterans Transportation	500		
605-4 Scholarships Grants	5,000		
605-5 Scholarships to Teacher's in Public School System	3,000		
605-6 Vocational Education and Industrial Arts Fund	35,000	46,125	\$342,175
81-620 School Lunch Division:			
620-1 Salaries:			
Classified Employees		\$40,770	
620-2 Equipment	\$2,000		
620-3 Maintenance: all necessary expenses	25,000	27,000	67,770
81-630 Public Recreation Division:			
630-1 Salaries:			
Classified Employees		\$2,280	
630-2 Equipment	\$500.00		
630-3 Maintenance: all necessary expenses	1,500.00	2,000	4,280
81-640 Public Library Division:			
640-1 Salaries:			
Chief of Library Division	3,600		
Classified Employees	9,000	\$12,600	
640-2 Equipment	5,000		
640-3 Maintenance: all necessary expenses including Library Consultant and Establishment of Legislative Reference Section	6,500	14,500	\$24,100
81-701 Homestead Commission:			
701-1 Salaries:			
Classified Employees			
701-3 Maintenance: All necessary expenses		1,440.00	
		\$3,000.00	\$2,740.00
81-710 Office of Wage Commissioners & Labor Relations Board:			
710-3 Maintenance: all necessary expenses including temporary employment of 1 Inspector		2,400.00	
710-7 Maintenance: All necessary expenses of the Wage Appeal Board		350.00	\$2,750.00

01-720 Office of Price and Rent Control

720-1 Salaries:

Chairman of Price Control
Commission

3000.00

720-3 Maintenance: all necessary
expenses

600.00

\$3,600.00

01-800 Contributions:

800-1 Community Band

\$1,500.00

800-2 Park Authority

3,000.00

800-3 Legal Defense for Indigent

1,000.00

800-4 Potable Water Fund

5,000.00

800-5 Civil Defense Fund

1,000.00 \$11,500.00

01-801 Pensions and Allowances:801-1 Contributions to Retirement Fund
for Old Pensions

24,840.00

801-2 Contributions to Retirement
Fund under Retirement Act

9,000.00

\$33,840.00

01-802 Tourist Development:802-1 Contribution to Tourist
Development Fund to be
expended in accordance
with Budget to be approved
by the Governor and
the Municipal Committee

14,000.00

01-905 Tax Refunds:

905-1 Income Tax and General Refunds

10,000.00

General Provisions:

(1) It is hereby determined, upon the basis of the revenues estimates and the appropriations contained in this Budget, that during this fiscal year the revenue derived from local sources in this Municipality for all functions, including Public Health and Public Welfare and any other eligible for special grants and assistance under national grant-in aid programs, wherefore all appropriations hereinabove made for functions eligible for special federal assistance as aforesaid shall be charged against revenues derived from local sources only.

(2) In consideration of the impossibility of distinguishing municipal revenues derived from various sources, including the general federal deficit appropriations, while such revenues are deposited in the general fund in the treasury

of the municipality, compliance with the foregoing requirement shall be determined by a post audit showing that the amounts paid into the general fund during the fiscal year from local sources exceed the amount paid out of the general fund for expenses of agencies and functions which have received additional assistance from Federal grant-in-aid funds.

(3) The Governor may, subject to the approval of the Municipal Committee, transfer between items on the Budget amounts within the individual departments; but no such transfer shall be made by the Governor except upon recommendation of the Municipal Committee. Transfers of budgeted amounts between the departments shall only be effected by special money bills.

(4) No part of any funds herein appropriated, whether for payment of salaries, equipment or maintenance, shall be used for the payment of salaries for positions becoming vacant during the fiscal year, provided that in case of emergency requiring the filling of vacancies in essential positions in order to continue basic governmental functions, the Governor shall be authorized to make appointments. This provision shall not apply to positions newly created in this budget.

(5) Funds appropriated in the maintenance items of Departments and agencies may be expended for special or professional training of personnel with the approval of the Governor and the Municipal Committee.

Grand Total Estimated
Expenditures

\$1,634,645.00

Mr. Crague	.....	Yes
Mr. Otley	.....	Yes
Mr. Greer	.....	Yes
Mr. G. Aymer	.....	Yes
Mr. Sprague	.....	Yes
Mr. Richards	.....	Yes

Bill No. 221
The Ninth Municipal Council of St. Thomas and
St. John
1953-1954

Ordinance to Amend Ordinance of August 17, 1951,
 "to Encourage the Establishment of New Businesses
 and Industries and the Promotion of Tourism
 in the Virgin Islands through the granting of
 Exemptions from the Payment of certain Taxes
 and Fees, and the granting of special Subsidies,
 and for other Purposes" as amended:

Be It Enacted by the Municipal Council of St. Thomas
 and St. John in session assembled:

The Ordinance of August 17, 1951, "to Encourage
 the Establishment of New Businesses and Industries
 and the Promotion of Tourism in Virgin Islands
 through the granting of Exemptions from the Payment
 of certain Taxes and Fees, and the granting of special
 Subsidies, and for other Purposes," as amended, is hereby
 further amended as follows:

Section 1. Section 3 is amended to read as follows:
 From and after the date of approval hereof, all
 persons, firms, or corporations shall, upon application
 thereof, as hereinafter provided, be granted exemption
 from the payment of the taxes or fees and shall
 be eligible for industrial subsidies as specified in
 section 3, subsections (a), (b), and (c) hereof, upon
 satisfactory proof that such person, firm or corporation
 is engaged in a new business or industry as
 hereinbefore defined, the said exemption and sub-
 sidies to last for a period of two years from the
 date of the order granting such exemption or
 subsidy; provided, that application for tax or fee
 exemption and the granting of subsidies under this
 Ordinance shall be made not later than December 31,
 1953 provided, that in the case of any business or
 enterprise engaged in the manufacture, creation or
 production of more than one article or commodity the
 exemption from payment of taxes or fees or granting of
 industrial subsidies shall be restricted and
 limited only to the portion of such business or
 enterprise as is not in competition with business
 existing in the Municipality during 1947 within the
 meaning and spirit of this Ordinance.

(A) Persons, firms or corporations qualifying as
 being engaged in new businesses or industries shall
 be exempt from the payment of the following taxes
 or fees, except for one dollar (\$1.00) per annum for
 tax in each category specified as otherwise would
 be applicable to such new business or industry and
 to property used therein, in accordance with the
 provisions of this Ordinance;

1. all real property taxes.
2. all trade taxes or excise on building materials, furnishings, and equipment necessary for the construction of any new business or industry, provided that this provision shall be applicable to construction of any new industry on the operation thereof which has been commenced after January 1, 1948.
3. All annual or specific license fees, except liquor license fees and automobile license fees.
4. All gross receipts taxes, except that this exemption shall not apply to business operated by concession or rental agreement on the premises of persons, firms or corporations, including hotels, eligible for tax or fee exemption or industrial subsidy, for which business separate licenses are required or which, as determined by the Tax Exemption Board, are not ordinarily related to or do not constitute an essential part of the operation of the exempt or subsidized new business or industry, and which businesses are not otherwise eligible for exemption or subsidies as a distinct enterprise.

(b) Each person, firm or corporation qualifying under this Ordinance shall also be entitled to receive a subsidy in an amount equal to 75% of the income tax and 100% of the import duties and other taxes on raw material brought into the municipality for processing, actually paid into the treasury of the municipality by any such persons, firms or corporations. This subsidy shall be granted over a period of ten years, beginning not earlier than January 1, 1949.

(c) An industrial subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1949, to all stockholders or partners in any new business or industry in an amount equal to 75% of the income tax actually paid into the municipality by any such stockholders or partners from the operation of the industry covered under this law.

(d) The period of ten years referred to in this section shall be retroactive in effect and shall apply to all new businesses and industries which have been granted exemption and

subsidies under the provisions of this Ordinance.

Section 2. Section 7 is hereby amended to read as follows:

(A) Notwithstanding other provisions hereof, hotels shall be eligible for the tax or fee exemption and the subsidies provided for this Ordinance and for the purposes of this provision a hotel shall be considered any establishment for the accommodation of the public, including housing and feeding of paying guests, and any cottage resort affording the above accommodations, in which at the time of application of tax or fee exemption or for subsidy there is a demonstrable capital investment of at least one hundred thousand (\$100,000) dollars, provided that application for tax or fee exemption and the granting of subsidies hereunder shall be made no later than December 31, 1953. A subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1949, to all stockholders or partners in any hotel in any amount equal to 75% of the income tax actually paid into the municipality by any such stockholders on the dividends or profits derived by any such stockholders or partners from the operation of the hotel covered under this law. provided that the period of ten years allowed in this section shall be retroactive in effect and shall apply to all stockholders and partners of hotels covered under this Ordinance.

(b) Notwithstanding other provisions of this Ordinance, the owners of apartment houses for rent shall be eligible for the tax or fee exemptions and the subsidies provided for in this Ordinance, provided there is a demonstrable capital investment of at least one hundred fifty thousand (\$150,000) dollars; provided further; that application for tax or fee exemption and the granting of subsidies hereunder shall be made no later than December 31, 1953. A subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1953 to all stockholders or partners in a business of construction and operation of apartment houses for rent covered under this Ordinance in any amount equal to 75% of the income tax actually paid into the municipality by any such stockholder, partner or owners of apartment houses for rent covered under this Ordinance.

Mr. Creque	...	yes
Mr. Gomey	...	absent
Mr. Attley	...	yes
Mr. Greese	...	not voting
Mr. Ghymer	...	yes
Mr. Richards	...	yes
Mr. Spraine	...	yes

Bill No 254
The ninth Municipal Council of St. Thomas &
St. John.
1953-1954

Ordinance to Amend Ordinance "To Regulate, Control and operate the Water Supply System of the Municipality of St. Thomas and St. John and for other purposes," approved September 12, 1950, as amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 3 of Ordinance "To Regulate, Control and Operate the Potable Water Supply System of the Municipality of St. Thomas and St. John, and for other purposes," approved September 12, 1950, as amended, is hereby amended by striking the last sentence thereof and inserting the following:

There is hereby authorized to be appointed a Water Engineer, who shall be an unclassified employee, and whose salary shall be at the rate of not less than \$3600 per annum.

Mr. Creque	...	yes
Mr. Gomey	...	absent
Mr. Attley	...	yes
Mr. Greese	...	yes
Mr. Ghymer	...	yes
Mr. Richards	...	yes
Mr. Spraine	...	yes

Bill No 198
The ninth Municipal Council of St. Thomas and
St. John.
1953-1954

Ordinance to Create the Municipal Land Authority, to Establish Municipal Homesteads, to Provide Home Loans, and for other purposes.

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Statement of Motives

Studies conducted by the Municipal Council reveal that the people of the Municipality of St. Thomas and St. John depend largely on the importation of foodstuffs for their sustenance and well-being. Among the foodstuffs imported in substantial quantities are agricultural and dairy products which can easily be produced in these islands. This practice of importing almost everything we consume has had a very adverse effect on the islands economy, and has retarded said and economic growth.

Ownership of vast idle tracts of land by a few individuals who, apparently, do not have any plans for putting such areas into productive use, and who refuse to sell land to those who may develop it hampers the planning of any large-scale agricultural program in these islands.

Although there is an urgent need for improvement in housing facilities by the construction of adequate and decent family homes, little progress has been achieved because of the unavailability of land. The construction of homes by families who are financially able to do so will be conducive to the community's prosperity.

It is hereby declared to be the policy of the Municipal Council of St. Thomas and St. John that rigorous and immediate action be taken to assist in the creation of new land owners, facilitate the utilization of land for the best public benefit under efficient and economic production plans, provide the means for resident families to acquire parcels of land on which to build their homes, and provide for the most efficient and economic enjoyment of land by the people of this municipality. Lands for the purposes stated above are hereby declared to be a public use.

Definition

Section 1 (a). For the purpose of this ordinance "Homestead" means a plot or plots of land improved by the building of a house or houses thereon and the production of livestock, agricultural and/or dairy products, or improvement of the land by the production livestock, agricultural and/or dairy products alone; or plots for the building of private homes.

Creation of Authority

Section 2 (a). There is hereby created a Municipal Land Authority, hereinafter referred to as the "Authority" consisting of five citizens who profess belief in the wisdom and urgency of this act. Members shall be appointed by the governor by and with the advice and consent of the municipal council for a term of two years, and until their successors are chosen and qualified. Members shall each receive five dollars for every meeting attended, but no member shall receive more than three hundred dollars in one year.

(b) The authority may appoint such personnel as is necessary to conduct its affairs.

Powers & Duties of the Authority

(c) The authority shall acquire by the exercise of the power of eminent domain, or by purchase, cession, transfer, exchange, lease, inheritance, or donation any suitable lands for homesteads in St. Thomas and St. John; shall receive applications for homestead lots; shall determine the size of lots to be allotted for home construction purposes; shall determine the acreage of homesteads; plate for farming purposes; giving consideration to the topography of the area, water supply, and nature of the soil; shall determine the price and the installments payable for homestead and building lots. The authority shall have the power to make zoning regulations for building construction in any area acquired by it, and to set minimum building costs in such areas.

Section 3. The Authority shall have the following general powers in addition to those elsewhere conferred in this enactment.

(a) To have succession until dissolved by appropriate legislation.

(b) To pledge, obligate, mortgage or otherwise encumber its property and income;

(c) To sell, transfer, lease or otherwise dispose of its property in accordance with the purposes of this act;

- (d) To sue and be sued in its name;
- (e) To hire employees as necessary to carry out its activities who shall have the status of employees of the local government;
- (f) To construct, maintain and operate such facilities and improvements as it may deem necessary;
- (g) To adopt, alter, amend and repeal rules and regulations to govern the policies of its activities in general and to exercise and discharge the powers and duties granted to and imposed on it by law, and upon the approval of said rules and regulations by the Governor, they shall have the force of law;
- (h) To enter into contracts, to formalize and execute all instruments necessary or advisable in the exercise of any of its powers;
- (i) To borrow money for any of its purposes and to secure the repayment of the same by the encumbering, mortgaging, or pledging of all or any of its land, property, contracts, revenues and income;
- (j) To enter, upon notice to the owners or holders thereof, or their representatives, or any land for the purpose of making surveys, studies, or investigations in regard to the nature, condition and value of said land.
- (k) To hold mortgage insured under the National Housing Act as security or as collateral or for any other purpose not inconsistent with the provisions of this ordinance subject to Regulations of the Federal Housing Commissioner.
- Condemnation Proceedings
 Section 4. Land for homesteads as defined in this act is hereby declared to be a public use, and lands for such use may be acquired by the authority by condemnation proceedings, provided that no lands so acquired by the authority shall be sold to anyone applicant.

Applicants for Lots

Section 5. All applicants for homestead lots, except priority purchasers, shall be at least 21 years of age or emancipated minors. Applications

shall be made in writing to the authority, stating the lot or lots required. Applications must be indorsed by two persons of good repute.

Homestead Contracts

Section 6. Homestead contracts shall be executed by the authority under such terms and conditions as may be recommended by the authority, and shall not be assignable except upon approval of the authority. Unpaid balance of purchase price shall bear simple interest at the rate of four per cent per annum. In the case of death of any purchaser, the heir or heirs shall have the option to continue payments and receive title to said land upon completion of payment. Upon payment of the purchase price in full, fee simple title to the land shall vest in the purchaser, and the authority shall execute and deliver a good and sufficient deed provided however the deed shall include a clause giving the authority first option to purchase said land at a fair market value if the owner decides to sell within ten years after receipt of deed.

Superficiary Homes

Section 7. In cases where the authority acquires land on which there are superficiary homes, owners of such homes or other dwellings shall have first option to purchase parcels or lots thereon.

Disposition of Land

Section 8. The authority shall fix as the sales price for the land it sells, alienates, redevs. or transfers, a sum which shall be paid equal to the price paid for said land, and shall fix monthly, quarterly or annual installments for the payment thereof which are sufficient to cover the said sales price and interest thereon within the period of ten years, the said interest to be computed at the rate of four per cent on the total amount outstanding each year. Any purchaser of land under this ordinance shall have the right at any time to pay amounts in excess of the installments or all of the purchase price.

Section 9. The authority shall give notice to the Commissioner of Finance of the payments fixed by it in cases of home loan, sale, alienation, transfer or cession of land and the amount of the rent in the cases of leases, and the Commissioner of Finance is hereby authorized and directed to collect the said installments and rental fees from the holders of land or homes and in like manner and under the same conditions and by the use of the same powers which are made use of in or for the collection of property taxes.

Fund - Investment - Loans & Securities

Section 10. There is hereby created a fund to be known as the "Homestead and Loan Fund," into which shall be deposited all monies, bonds and other securities which may be appropriated by the municipal Council or which may be acquired by a gift or otherwise. The fund shall be expended for the purpose of purchasing land in St. Thomas and St. John for homesteading or for the purpose of assisting qualified applicants to construct their homes and related purposes authorized in this ordinance. Provided that fifty thousand (\$50,000) dollars of the loan to the authority specified in section 15 of this act shall be expended for the acquisition of land.

Section 11. Except as otherwise provided it shall be the duty of said authority to receive applications for loans not in excess of four thousand (\$4,000) dollars to any one person or family residing in the same house. Provided that no loan shall exceed 75 per cent of the estimated value of the property after construction. The authority shall receive such applications upon forms prepared by it, and its decision as to the eligibility of applicants to obtain loans from the Loan Fund when not inconsistent with this ordinance, shall be final. Each applicant house for the approval of the authority. Loans may be granted by the authority to every applicant who establishes that --

1. He is the head of the family and is responsible for its housing;
2. He owns no home or family homestead to which he has a fee simple title;
3. He owns in fee a plot of land on which to construct his home; and;
4. He is a good credit risk.

Section 12. (a) Except as otherwise provided all loans shall be made at an interest of 4 per cent annum, and shall be payable in a period not exceeding ten years. Interest on the loans shall begin to accrue thirty (30) days prior to the date the first payment is due, one year from the date any portion of the loan is made to the applicant, whichever date is sooner.

(b) Upon each building constructed or being constructed under the provisions of this ordinance, the authority for and behalf of the municipality, shall hold a first or second priority mortgage on same until the loan and interest have been paid in full. The owner shall carry fire and hurricane insurance on the building.

(c) All money pertaining to the Home Loan Fund shall be disbursed by the Department of Finance according to the provisions of this ordinance and under the control and supervision of the Commissioner of Finance. After a loan has been approved by the authority, the money shall be advanced to the borrower in four equal installments at intervals during construction to be determined by the authority. The first payment on a loan shall be made three months after the completion of the building or one year after the first installment received by the applicant, whichever time is sooner. Payments shall be made monthly.

(d) For purposes of this ordinance, the Superintendent of Public Works shall determine when the building is completed and shall so notify the Department of Finance in order that initial date of payment of the loan may be known.

Section 13. Notwithstanding other provisions of this Act, the authority shall make loans for housing in accordance with the regulations of the Federal Housing Commissioner for mutual mortgage insurance under section 203 of the National Housing Act, as amended. In such cases the authority shall comply with said regulations in the entire procedure of filing and processing applications, making of loans, and the mortgaging of property.

Section 14 (a) All funds derived from the sale of land, interest on loans or any other income shall be covered into the treasury for the account of the Homestead and Home Loan Fund.

(B) All the money of the Authority shall be covered into the treasury of the municipality but kept in separate accounts and shall not mixed with other funds in the treasury. The Auditor of the Virgin Islands or his legally authorized representative, shall audit the accounts and books of the authority from time to time, including the receipts and expenditures, contracts, leases, investments and other matters relating to the financial condition thereof.

Section 15 (a) The Governor of the Virgin Islands be and he is hereby authorized and directed, to withdraw the sum of One Hundred Fifty Six Thousand Seven Hundred Fifty Dollars and nineteen cents. (\$156,750.19) from the St. Thomas Electric Fund and cause the same to be paid to and deposited into the respective public and trust funds in full satisfaction of principal outstanding on all loans made from the said funds for municipal government purposes from February 17, 1942, through November 13, 1952, with interest computed as of January 30, 1953. Interest on the loans which are to be repaid under the provisions of this ordinance accruing on and after January 30, 1953 shall be considered as cancelled. All funds remaining in the St. Thomas Electric Fund which is hereby abolished, after payment of the loans with interest shall be transferred to the general municipal treasury.

(B) In order to promote and carry out the land and home development program provided by this Ordinance, the Governor, be and he is hereby authorized to borrow for and on behalf of the Authority, sums not exceeding One Hundred Fifty Thousand (\$150,000) Dollars from the Public and Trust Funds. The loans shall be made in sums recommended by the authority. Each loan shall bear interest at the rate of ten per cent and shall be repayable by the authority in full within a period to exceed ten years. In addition to the loans provided for in this section, the sum of Ten Thousand (\$10,000) Dollars shall be appropriated in the annual municipal budget as a contribution to the authority, which contribution shall be expended for the administrative expense of

the authority, including cost of surveys, land subdivisions and laying out of roads, wherever necessary upon lands purchased by the authority, and other related acts not inconsistent with this ordinance as the authority may determine.

Ordinances Repealed

Section 16. The ordinance of March 12, 1942, creating the Homestead Commission, as amended. Ordinance of September 11, 1945, creating the Home Loan Fund, as amended, the Ordinance of October 30, 1945, to help Native Industries & Small Businesses, to be established in the Municipality of St. Thomas and St. John, and for other purposes, as amended, and all rules and regulations issued in accordance with such ordinances which are in conflict with this ordinance are hereby abolished. All funds, outstanding loans, agreements, obligations, personnel, documents, bills and other possessions of the Home Loan Fund, the Homestead Commission, and the Small Industries Committee are hereby transferred to the authority. All outstanding loans, agreements and obligations so transferred shall be collected, enforced, liquidated and executed by the authority in the name of the authority.

Short Title

Section 17. This act shall be titled "The Atley Richards Land & Home Loan Act."

Mr. Crague	Yea
Mr. Gomey	Present
Mr. Atley	Yea
Mr. Geese	Yea
Mr. A. Hymer	Yea
Mr. Sprague	Yea
Mr. Richards	Yea

Bill No. 257

The Ninth Municipal Council of St. Thomas and St. John

1953 - 1954

Ordinance Authorizing Payment of Compensation to Patrolman Allant Lane for the Period

during which he was suspended from the
Municipal Police Force

Whereas, The United States Attorney recently filed a complaint against Patrolman Allan Lane alleging that he used undue force while placing a man under arrest; and,

Whereas, The Municipal Police Commission later met, and while recommending that Patrolman Lane be suspended from the Police Force pending the outcome of the trial decided that he should be restored to duty without any loss of pay if found innocent of the charge; and,

Whereas The Charge against the patrolman was dismissed by a jury in the District Court, but despite his acquittal and the decision of the Police Commission, the Governor held that he had no authority to pay the patrolman for the period of his suspension; and,

Whereas The Governor's decision was upheld by the Virgin Islands Auditor, who pointed out that "in the absence of specific statutory authority therefor, compensation may not be paid an employee for the period of suspension during which his duty is performed whether or not he is restored to duty, except to the extent of annual leave that may be substituted for a period of unjustified suspension; and,

Whereas, In view of the above stated circumstances, the Municipal Council is convinced that the patrolman is entitled to compensation for the period of suspension, since to deny it, would in effect, inflict punishment on an innocent man, who has already been subjected to undue embarrassment, public censure, and personal difficulties as a result of the unwarranted suspension.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Commissioner of Finance is hereby authorized and directed to pay to Patrolman Allan Lane out of funds appropriated in

the Budget for the Police and Prison Department, his full and regular compensation for the period March 17, 1953, to June 6, 1953 during which he was under suspension from the Municipal Police Force. The said Police Officer shall not be made to suffer any loss in annual leave or any other benefits which would have accrued to him and no suspension been ordered.

Mr. Creque	yes
Mr. Gonyer	absent
Mr. Otley	yes
Mr. Reed	yes
Mr. Rhynes	yes
Mr. Richards	yes
Mr. Sprauve	yes

Bill No 261
The Ninth Municipal Council of St. Thomas and Saint John
1953-1954

Ordinance Transferring the Sum of One Thousand Dollars, from Budget Item no. 630-3, Public Recreation Division, to The Recreational Fund, created by Bill No. 20, The Fourth Municipal Council of St. Thomas and St. John, approved February 27, 1943.

Be It Enacted by the Municipal Council of St. Thomas & St. John Session assembled:

Section 1. There is hereby authorized to be transferred from Budget Item no. 630-3, Maintenance, Fiscal 1953, Public Recreation Division, to the Recreational Fund, created by Bill no. 20, The Fourth Municipal Council of St. Thomas and St. John, approved February 27, 1943, the sum of one thousand (\$1,000) Dollars, for use in connection with re-conditioning of the athletic field at the sub-marine base.

Mr. Creque	yes
Mr. Gonyer	absent
Mr. Otley	yes
Mr. Reed	yes
Mr. Rhynes	yes
Mr. Richards	yes
Mr. Sprauve	yes

Bill 262
The Ninth Municipal Council of St. Thomas &
St. John
1953-1954

Amendment No. 1 to the Budget for the Municipality
of St. Thomas and St. John for the Fiscal year
July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of St.
Thomas & St. John in session assembled:

That the Budget for the Municipality of
St. Thomas & St. John for the fiscal year July 1,
1952 to June 30, 1953 is hereby amended as
follows:

Expenditures:

Office of the Government Secretary

Bureau of Deeds & Records

Reduce Item 01-120, Salaries by

\$93.60

Police Court (Including Electoral Board)

Increase Item 01-20-3 Maintenance by

\$93.60

Mr. Creque	.....	yea
Mr. Gomez	.....	Absent
Mr. Atchley	.....	yea
Mr. Regal	.....	yea
Mr. Hyman	.....	yea
Mr. Richards	.....	yea
Mr. Sprent	.....	yea

After due to consideration the following bills
were sent to the Committee of the whole for further
study:

Bill No. 224. Draft of Ordinance for
the conservation of wild life in the
Municipality of St. Thomas and St. John
and other Purpose Proposed by Dennis
H. Gless, Second member Town District

Bill No 225 - Draft of Ordinance
to Amend "Act for the Conservation
of Wildlife on the Municipality
of St. Thomas & St. John and for
other purposes." approved April
16, 1946; Proposed by Julius E.
Sprague, member from the District
of St. John.

The meeting was then declared and
adjourned at 5:20 P.M.

Herivel P. Reese
Vice Chairman

Fayle B. Atty
Secretary

Meeting of July 1, 1953

For the Extraordinary of the Municipal Council of St. Thomas and St. John called by the Vice Chairman for Wednesday, July 1, 1953, at 2:00 P.M.

Pursuant to call the Vice Chairman of the Municipal Council, Honorable Percival H. Reese, the Municipal Council convened in the Extraordinary meeting of July 1, 1953, at 2:00 P.M.

Present were:

Hon: Henry O. Creque
Earle B. Atley
Percival H. Reese
Henry D. Richards

There were no correspondence read. There were no informal discussions.

The following Item was considered and adopted in the following form & votes:

Bill No. 262
The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Continue in Force and Effect "Ordinance to Provide Additional Revenues by Levying Certain Trade Taxes and Fees, to Impose Certain Penalties and for other purposes," approved July 5, 1952

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1: "Ordinance to Provide Additional Revenues by Levying Certain Trade Taxes and Fees, to Impose Certain Penalties and for other purposes," approved July 5, 1952, known as the "Trade Tax Law of 1952," in being continued in force and effect from July 1, 1953 up to and including June 30th, 1954, the date of approval of this ordinance notwithstanding.

Mr. Creque	...	yes
Mr. Gomez	...	absent
Mr. Atley	...	yes
Mr. Reese	...	yes
Mr. Gomez	...	absent
Mr. Richards	...	yes
Mr. Sprague	...	absent

The meeting was then declared and adjourned at 3:15 P.M.
Percival H. Reese
Vice Chairman
Earle B. Atley
Secretary

Meeting of July 3, 1953

For the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Vice Chairman for Friday, July 3, 1953, at 3:00 P.M.

Pursuant to call the Vice Chairman of the Municipal Council Honorable Percival H. Greese the Municipal Council convened in Extraordinary session on July 3, 1953, at 3:00 P.M.

Present were:

Honors: Henry O. Creque
Earle B. Atley
Percival H. Greese
Weymouth D. Hyman

There were no correspondence read. There were no informal discussions.

The following item was considered and adopted in the following form and words:

Bill No. 204
The ninth Municipal Council of St. Thomas & St. John.
1953-1954

Ordinance to Provide Additional Revenues by Levying Certain Trade Taxes and Fees, to Impose Certain Penalties and for other Purposes.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. This Ordinance shall be known as "The Trade Tax Law of 1953" and shall supersede the Trade Tax Law approved July 3, 1952 as amended, except for transaction prior to the effective date of this law.

Section 2. Beginning July 1, 1953, there shall be levied upon, collected from, and paid by persons, firms, partnerships, associations and corporations conducting trade or business in the Municipality of St. Thomas and St. John, a tax to be known as the Trade Tax and to be computed in proportion to the extent of the trade carried on or of the business done, as hereinafter defined.

Section 3 (a). The extent of trade or business carried on by persons trading in articles, goods, merchandise or commodities, excepting those especially taxed, shall be measured by the total value of such items brought into the municipality for disposition in the course of trade or business (which value is defined in section 3 (b) hereof) and the amount of the trade tax shall be a percentage of said value determined according to the following schedule:

I. Cigars, cigarettes and tobacco.	5%
II. Whiskies, brandies, rum, wine, liquors, alcohol and all other distilled, fermented or concocted alcoholic beverages or distilled spirits, by whatever name called except beer and those used in processing or manufacturing or used for sacramental purposes by recognized religious organizations.	10%
III. Lard.	5%
IV. Silverware, jewelry, perfume.	10%
V. Firearms and ammunition.	10%
VI. Self-propelled vehicles and apparatus, motor engines, launches, motor boats.	10%
VII. Pneumatic tires, inner tubes and solid tires for motor vehicles.	5%
VIII. Coal and fuel oil whether for domestic consumption, manufacturing or other purposes.	$\frac{3}{4}$ 1%
IX. Drugs, medicines, clothing.	14%
X. Cameras, projectors, bicycles and all leather goods other than shoes.	10%
XI. All other articles, goods, merchandise and commodities other than foodstuffs.	3%

Provided that the value of articles, goods and merchandise and commodities disposed of in the course of export trade to purchasers who shall take delivery and actual possession outside of the Virgin Islands of the United States shall be excluded from the calculation of the Trade Tax.

(b) For the purposes of this law, the value of articles, goods, merchandise, and commodities brought into the municipality for disposition in the course of trade or business, shall be the gross invoice value including carrying charges, plus a mark-up of ten percent. The trade tax shall be computed on this value at the rate set forth in section 3(a) of this law. For the purposes of this law, the value of all articles, goods, merchandise and commodities shall be the selling price charged in the course of trade by the person taxed.

(c) Where an article is sold more than once in the course of trade, its value shall be included in the trade tax calculation, under this section, of the manufacturer, importer, or other first seller in this municipality.

Section 4. All persons licensed to do business, including those trading in articles, goods, merchandise or commodities shall pay a tax of one (1) per cent on the gross receipts of such business, the proceeds of which shall be covered into the Municipal Treasury. This section shall not apply to artisans, tradesmen, or professionals, such as is commonly understood to include doctors, lawyers, engineers, barbers, etc., selling their skill or services on an individual basis.

Section 5. Every person, firm, partnership, company, association and corporation importing merchandise by freight for sale or for use in processing, manufacturing, or other business purposes, shall within thirty (30) days after the end of each month file with the Tax Assessor invoices covering such merchandise received during the preceding month, together with the necessary forms required by the Tax Assessor.

Section 6. Every person, firm, partnership, company, association and corporation importing merchandise by mail, air express, or as baggage for sale or for use in processing, manufacturing, or other business purposes, shall, within thirty (30) days after the end of each month, report to the Tax Assessor upon forms to be provided by him for that purpose, the gross invoice value, plus carrying charges, of all such importations during the preceding month.

Section 7. Every person, firm, partnership, association or corporation licensed to do business, including those trade in articles goods, merchandise or commodities, shall, within fifteen (15) days after the end of each month, report to the Tax Assessor upon forms to be provided by him for that purpose, the gross receipt during the preceding month.

Section 8. Upon receipt by the Tax Assessor of the invoices, statements and other required to be submitted by Taxpayers by sections 5, 6 and 7 of this ordinance, the Tax Assessor shall examine such papers, compute the applicable tax and notify the taxpayer, and the Commissioner of Finance. The taxpayer shall, thereafter, within fifteen (15) days of such notification, pay the amount due to the Department of Finance. Any taxpayer who fails to pay the amount due as required by this ordinance shall be considered

delinquent and the taxpayer shall pay, in addition to the tax due, a penalty of five (5) per cent of the amount due, plus interest at the rate of one per cent a month or fraction of a month.

Section 9. If any person, firm, partnership, company, association, and corporation shall neglect or refuse to pay the trade tax or gross receipts tax within thirty (30) days after written notification by the Commissioner of Finance of delinquency, the Sheriff shall, upon written order of the Commissioner of Finance, proceed to collect the same by the attachment and sale of personal property of such debtor.

Section 10. Articles, goods, merchandise, and commodities purchased by mail order and delivered to the purchaser within this municipality for his own use or consumption shall be taxed upon entry into this municipality for such delivery at the rates specified in Section 5 of this

law upon valuation determined by the sale price. Immediately upon receipt of any articles, goods, merchandise or commodities from the Post Office or the shipping agency, the purchaser shall declare the contents and value thereof to the tax assessor. Provided that whenever a seller shall have agreed to include and shall have included the tax in the sales price, the purchaser shall not be required to declare the shipment. The Commissioner of Finance may enter into agreements with business organizations for such inclusion of the tax in the sale price, and for the remittance of all sums thus collected either quarterly or at such other reasonable intervals as may be necessary to reconcile returns and payments to a regular routine of record keeping.

Section 11. On all passenger tickets sold in the Municipality of St. Thomas and St. John for passage to, from or outside the Municipality of St. Thomas and St. John upon marine or aerial carrier, there shall be paid to the Commissioner of Finance a tax of 25 cents on tickets costing less than \$5.00; a tax of \$1 on tickets costing \$5.00 to \$10.00; a tax of \$2 on tickets costing over \$10.00 but not exceeding \$30.00; a tax of \$3 on tickets costing over \$30.00 but not exceeding \$60.00; and a tax of \$5 on tickets costing over \$60.00. Where one ticket is issued to two or more persons, the total tax shall be computed on the cost of each passage and not on the total cost of such ticket. No passenger shall travel from the Municipality upon any marine or aerial carrier without having secured a ticket for the passage as required by this section on which ticket the trade tax has been paid and noted. This shall apply, also, to free passages on public carriers for which the tax shall be collected and paid on the basis of the regular fare. Taxes so collected by marine or aerial carriers shall be reported and paid to the Commissioner of Finance not later than fifteen (15) days after the end of each month for the preceding month.

Section 12. The assessment and collection of ship dues on vessels solely engaged in discharging coal and fuel oil at St. Thomas, by virtue of the provisions of the Ordinance concerning Custom House and Ship Dues in St. Thomas and St. John, of August 6, 1914, are hereby suspended during the duration of this Ordinance.

Section 12. The Commissioner of Finance of his Agents are hereby authorized to make such inspections of records as may be necessary for the purpose of tax collection and of verifying information contained in tax returns filed; and to examine books and records of manufacturers, importers, or dealers, to determine whether or not all taxes hereby imposed have been reported and paid. All persons, firms, partnership, associations and corporations engaged in trade taxable under this law shall keep a daybook and a ledger for the purpose of recording therein each and every business transaction in gross for each day.

Section 14. Every person, natural or artificial, who shall wilfully fail or refuse to comply with any requirement which this law imposes upon him, or who shall file a false return or report, shall be guilty of a misdemeanor.

Section 15. The employees of the United States Customs Department and the United States Post Office Department, are hereby authorized, pursuant to Act of Congress of June 24, 1932, to assist the appropriate officials of the Government of the Virgin Islands in the assessment and collection of the trade taxes herein imposed.

Section 16. The Governor may issue regulations subject to approval of the Municipal Council and not in conflict with this law for the assessment and collection of this tax and for the functioning of this law.

Section 17. All laws or ordinances or parts thereof in conflict with this law are hereby repealed.

Section 18. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, the remainder of the ordinance and the application of such provision to other persons or circumstances shall not be affected thereby.

Section 19. This law shall not apply to agencies of the local or Federal Government, religious, charitable, benevolent, or educational organizations when not engaged in the conduct of business pursuits for profits.

Section 20. This ordinance shall expire on June 30, 1954.

Mr. Creque	yes
Mr. Honey	absent
Mr. Atley	yes
Mr. Reese	yes
Mr. Rhymes	yes
Mr. Richards	absent
Mr. Sprague	absent

The meeting was then declared and adjourned at 3:10 P. M.

Perivol H. Reese
Vice Chairman

Earle B. Atley
Secretary

Meeting of July 7, 1953

For the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Vice Chairman for Tuesday, July 7, 1953 at 4:00 P.M.

Pursuant to Call the Vice Chairman of the Municipal Council, Honorable General H. Reese, the Municipal Council convened in Extraordinary session on July 7, 1953, at 4:00 P.M.

Present were:

Hon.: Henry O. Creque
 E. Earl D. Atley
 General H. Reese
 Henry V. Richards

There were no correspondence read: There were no informal discussions.

The following bills were considered and adopted in the following form and votes:

Bill No. 269

The Ninth Municipal Council of St. Thomas and St. John

1953-1954

Ordinance

to Amend Bill No. 205, Ordinance of February 3, 1953 which amended the Ordinance of November 19, 1952, "Authorizing the Sale to the Virgin Islands Corporation, a Federal Instrumentality, of the Electric Light and Power Facilities and Related Assets of the Municipality of St. Thomas and St. John."

Be it enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 1(b) of Ordinance of February 3, 1953 (Bill No. 205) which amended Ordinance of November 19, 1952, "Authorizing the Sale to the Virgin Islands Corporation, a Federal Instrumentality, of the Electric Light and Power Facilities and Related Assets of the Municipality of St. Thomas and St. John" is hereby amended to read as follows:

(b) Cash in hand of the St. Thomas Power Authority shall be used to liquidate its accounts payable and also the debt of the

the Municipality to the West Indian Company, Ltd. in the amount of \$23,039.67 in accordance with arrangement of settlement agreed upon by the Municipality and said Company. Any funds accounts and liquidation of the debt to the West Indian Company, Ltd. shall be transferred to the St. Thomas Municipal Telephone Fund to be used for the following purposes:

1. For operating Expenses - \$2,000
2. Any remaining funds there - after for capital improvements only.

Mr. Cresna	Yes
Mr. Gaby	Absent
Mr. Gilly	Yes
Mr. O'Leary	Yes
Mr. O'Byrne	Absent
Mr. Richards	Yes
Mr. Sprague	Absent

Bill No. 270
The Ninth Municipal Council of Saint Thomas and Saint John.
1953-1959

Amendment No. 1 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953, to June 30, 1959.

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled.

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1959, is hereby amended as follows.

Expenditures

Public Works & Fire Departments

Fire Department

Item 371-2 is hereby changed to read as follows: "Equipment: Including the purchase of a fire-wagon."

Mr. Creque	yes
Mr. Goss	absent
Mr. Dally	yes
Mr. Reece	yes
Mr. Ghymer	absent
Mr. Gichards	yes
Mr. Spruce	absent

Bill No. 266
 The ninth Municipal Council of St. Thomas and
 St. John
 1953 - 1954

Amendment No. 36 to the Budget for the Municipality
 of St. Thomas and St. John for the fiscal year
 July 1, 1951 to June 30, 1952.

Be It Enacted by the Municipal Council of St.
 Thomas and St. John in session assembled:

That the Budget for the Municipality of St.
 Thomas and St. John for the fiscal year July 1, 1951
 to June 30, 1952, is hereby amended as follows:

Expenditures:

Reduce Item 01-900-5, Legal Expenses
 Funds, by

\$42.19

Reduce Item 01-900-2, Power
 Authority & gas, by

900 - 4948.14

Office of the Wage Commissioner

Increase Item 01-710-1 Salaries
 by

17.20

Labor Relations Board

Increase Item 01-720-3,
 Maintenance, by

24.99

Government Printing Office

Increase Item 01-130-3 maintenance 900.00 942.14
 by

Sub-Item 170-7 in Amendment No. 7 to the
 Budget, fiscal year 1952, is hereby changed to
 read sub-item 170-A.

Sub-Item 170-7 in Amendment No. 18 to the Budget, fiscal year 1952, is hereby changed to read sub-Item 170-9

Bill No. 203 Amendment No. 25 to the Budget, fiscal year 1952, approved February 3, 1953, is hereby cancelled.

Mr. Creque	yea
Mr. Donay	absent
Mr. Otley	yea
Mr. Gedge	yea
Mr. Rhynes	absent
Mr. Richards	yea
Mr. Sprague	absent

Bill No. 267
The Ninth Municipal Council of Saint Thomas & Saint John.
1953-1954

Amendment No. 19 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1950 to June 30, 1951

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year 1951 is hereby amended as follows:

Expenditures

General Contingent

Reduce Item 81, General Contingent
by Legislative Assembly 257.25

Increase Item 01-00-2,
Maintenance, by 257.25

Amendments to the Budget, Nos 18 and 19, approved April 25, 1952, and hereby cancelled.

Mr. Creque	yea
Mr. Donay	absent
Mr. Otley	yea
Mr. Gedge	yea
Mr. Rhynes	absent
Mr. Richards	yea
Mr. Sprague	absent

Bill 268
The Ninth Municipal Council of St. Thomas
and St. John
1953-1954

Amendment no. 47 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1948 to June 30, 1949.

Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year is hereby amended as follows:

Sub-Item no. 28(r) in Amendment no. 36 to the Budget for the fiscal year 1949 is hereby changed to read sub-item 28 (s).

Sub-item no. 28 (s) in Amendment no. 48 to the Budget for the fiscal year 1949 is hereby changed to read sub-item 28 (t).

Mr. Creque	Yea
Mr. Gahney	Absent
Mr. Attley	Yea
Mr. Geese	Yea
Mr. Rhymer	Absent
Mr. Richards	Yea
Mr. Sprague	Absent

The meeting was then declared and adjourned at 5:30 P.M.

Arvid H. Reese
Vice Chairman

Earle D. Attley
Secretary

Meeting of July 16, 1953

For the Ordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Governor for Thursday, July 16, 1953, at 2:00 P.M.

Pursuant to call of the Governor, the Vice Chairman of the Municipal Council, Honorable Percival H. Reese, convened the Municipal Council in Ordinary Session on July 16, 1953, at 2:00 p.m. Municipal Chamber, St. Thomas, Virgin Islands.

Present were:

Hons: Henry O. Creque
Earle B. Atley
Percival H. Reese
Weymouth Rhymes
Henry V. Richards
Julius E. Sprauve

The following communications were read

July 7, 1953

The Honorable,
The Vice Chairman of the Municipal Council
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

It is with a great deal of regret that I return herewith, without Executive Approval, Bill No. 221 Ordinance to Amend Ordinance of August 17, 1951, "to Encourage the Establishment of new Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the granting of Exemptions from the Payment of certain Taxes and Fees, and the Granting of special Subsidies, and for other Purposes," as amended, passed by the Municipal Council on June 30, 1953. I have been forced to take this action because of the provisions set forth in Section 2 Amendment to Sub-section 7(c) of the Basic Tax Exemption Ordinance.

My chief objection to this sub-section is the fact that the Municipal Council has reduced the minimum amount of demonstrable capital investment required to qualify apartment houses for tax and fee exemptions and subsidies from \$500,000, as recommended by the Administration, to \$150,000. The important purpose of granting any business or industry tax exemption is to attract industries or businesses to establish in our community which will aid considerably in the improvement of the local economy. Because of this fact, I feel that the privilege of tax exemption should only be granted to those businesses or industries which will contribute greatly to the advancement of our economy. I know that in the case of hotels the minimum capital investment is \$100,000. However, we must take into consideration the fact that the operation of a hotel requires the employment of a large number of persons and it also stimulates a number of smaller but related business activities in the community. The apartment house activity cannot be placed in this category and therefore, it is my opinion that the capital investment should be much higher than in the case of hotels or other business or industrial activities. As a matter of policy and in the interest of the proper development of our economy, I do not agree with reducing the minimum capital investment in the case of apartment houses to \$150,000.

There are also minor changes in the said sub-section which are objectionable. As passed by the Municipal Council, the owners of apartment houses are eligible for the tax or fee exemption. In all other cases under the tax exemption law the business activity or industry is eligible for tax exemption, not the owner of it as such. In the draft as submitted by the Administration, it was proposed that "the business of construction and operation of apartment houses for rent" shall be eligible for tax exemption. This is as it should be. If the Municipal Council desires to eliminate the construction of apartment houses from eligibility for tax exemption, then it should have provided that the operation of apartment houses for rent shall be eligible for tax exemption.

On the other hand, it should be realized that the capital investment which would qualify the activity for tax exemption is actually made in the construction of the apartment houses and not so much in the operation of said houses.

Another objectionable feature is in the last sentence of sub-section 7(b) which provides that stockholders, partners or owners of apartment houses for rent shall be allowed a subsidy of 75% of the income tax "actually paid into the municipality." This sentence can easily be misconstrued since it does refer to a subsidy equal to 75% of the income tax actually paid into the municipality "on the dividends or profits derived by any such stockholder or partner from the business of construction and operation of apartment houses." In other words, the objective should be to grant a subsidy based upon the income tax paid on the dividends or profits derived only from the particular apartment house activity which is tax exempt, but not to allow a subsidy on income tax in general which may be paid by said stockholder or partner. The last sentence in sub-section 7(b) may be given the latter interpretation.

Although the changes in language indicated above are objectionable, my chief reason for retaining this Bill is the reduction of the minimum capital investment for apartment houses from \$500,000 to \$150,000.

As much as I would like to see on our statute books amendments to the Basic Tax Exemption Law extending the period of tax exemption to ten (10) years and including apartment houses for rent as eligible for tax exemption, for the reasons given above, I am constrained to return Bill No. 221 without executive approval.

Sincerely,
S/ Morris F. de Castro
Morris F. de Castro
Governor.

July 1, 1953

The Honorable,
The Vice-Chairman of the Municipal Council
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I have today approved Bill No. 229, the Budget for the Municipality of St. Thomas and St. John for the fiscal year 1954, passed by the Municipal Council on June 30, 1953, with the exception of the following item which I have disapproved:

General Provisions:

"(4) no part of any funds herein appropriated, whether for payment of salaries, equipment or maintenance, shall be used for the payment of salaries for positions becoming vacant during the fiscal year; provided, that in cases of emergency requiring the filling of vacancies in essential positions in order to continue basic governmental functions; the Governor shall be authorized to make appointments. This provision shall not apply to positions newly created in this Budget."

A similar provision was inserted in the Budget for fiscal year 1953 and was vetoed for the reasons set forth in my letter of July 5, 1952. At that time I pointed out that "It is conceivable that many cases will arise where positions are absolutely essential to continue basic governmental functions and yet could not be justified fully under the proper definition of 'emergency'." For this same reason I have now vetoed the similar language which has been inserted in the Budget for the fiscal year 1954.

I observe that the Municipal Council has removed two (2) positions from the Classified Service to the Unclassified Service. In the Budget for the fiscal year 1953 one position was removed by the Municipal Council from the Classified Service and placed in the Unclassified Service. At that time I vetoed that particular item and it was subsequently passed by the

municipal Council over my veto and allowed to become law.

While I have not vetoed the two items of a similar nature now appearing in the Budget for the fiscal year 1954, my approval of the Budget does not, in any way, indicate my concurrence in any appropriation made in this Budget which may be in violation of law.

Sincerely,
S/ Morris F. de Castro
Morris F. de Castro
Governor

July 8, 1953

The Honorable
The Vice Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Pursuant to Ordinance to Authorize the Governor of the Virgin Islands to Award Posthumous Medals to Virgin Islanders who have Died in Battle Approved March 30, 1953, a contest was announced by the Administration for designs for the medal of honor. Accordingly, a number of entries were submitted by interested parties including students of the Charlotte Amalie High School. Mr. J. Antonio Jarvis, Miss Aline Kean and Mr. Ira Smith met yesterday to select the outstanding design from among the entries submitted.

The design submitted by the Professional League of Virgin Islanders was unanimously selected by the committee of judges as the best design for the medal of honor. Accordingly, arrangements will be made for obtaining the required medals. These medals will be awarded in accordance with the provisions of the ordinance with appropriate ceremony in the near future.

Sincerely,
S/ Morris F. de Castro
Morris F. de Castro
Governor

July 10, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

I send herewith, for the information of the members of the Council, a photostatic copy of the Virgin Islands Medal of Honor submitted by the Professional League of Virgin Islanders. As I advised you before, this design has won the award. I am proceeding to make arrangements for the casting of the medal.

Sincerely,

Morris F. de Castro
Morris F. de Castro
Governor

July 15, 1953

The Honorable
The Vice-Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I regret very much to return herewith, without executive approval, Bill No. 250 - Amendment No. 1, to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, passed by the Municipal Council on July 7, 1953.

"This Amendment to the Budget purports to provide for the 'purchase of a Jeep Wagon' by the Fire Department. As you know, 'a Jeep Wagon' is a particular make station wagon manufactured by a specific manufacturer. In other words, the appropriation could only be used for the purchase of this particular make of station wagon. It is not the policy of the Government to make purchase from a specific

manufacturer, except in emergencies, without advertising for bids.

I am not opposed to the purchase of a station wagon for the use of the Fire Department, and would approve the Amendment to the Budget if it simply authorized the purchase of "a station wagon". In this way, it would be possible to follow the regular Government policy of advertising for bids.

If the Municipal Council should re-enact this Amendment with General language I would be happy to approve it.

Sincerely,
S/ Morris F. de Castro
Morris F. de Castro

July 15, 1953

The Honorable,
The Vice-Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Reference is made to my letter June 29, 1953, in which I indicated that the Provision Mission would accept the offer of \$2,000 for the property needed at East End, St. John, for the construction of an elementary school. In said letter, I recommended that the Municipal Council authorize me to acquire this property for the said sum. I would appreciate hearing from you on this matter as soon as possible so that the purchase of this property may be expedited.

Sincerely,
S/ Morris F. de Castro
Morris F. de Castro
Governor

July 16, 1953

The Honorable Morris F. de Castro
Governor of the Virgin Islands of
the United States of America
Government House
Charlotte Amalie
St. Thomas, Virgin Islands

Dear Governor de Castro:

The Hotel Association of the Virgin Islands takes this opportunity to declare to you its opposition to Bill no. 231, now before the Municipal Council of St. Thomas and St. John, prescribing minimum wages and maximum hour standards.

This bill contains many conflicting and obscure passages which would cause great difficulties in interpretation in the future. It encompasses various details of regulation and procedure which are impractical and impossible of performance in our community.

However, chief objection to proposed law is the dictatorial and uncurbed power given the proposed minimum Wage Board. This Board could well become a menace to the joint progress of Labor and management, as well as their peaceable inter-relationship. As the Association interprets the Act, this Board would have powers above and beyond those of the Council and or the Governor. These powers at the outset appear unconstitutional.

The members of the Hotel Association strongly feel that if a new Wage and Hours Act is necessary, it should be shaped along the lines suggested by the examining board set up by you some months ago. This Board made a thorough and unbiased examination of the whole problem, and resulted in a document based on cost of living figures, which the Association believes vitally important, and the practical needs of the laborer, both considerations being used in all progressive legislation of this type.

The Hotel Association of the Virgin Islands therefore urges that, should this Act come to your desk, you will see fit to exercise your veto.

Respectfully Yours,
 The Hotel Association of the Virgin Islands
 S/ By ~~no.~~ Thomas M. Dell
 Thomas M. Dell
 Secretary

The following motion was adopted by the Body:

"Resolved That: Effective immediately no person shall be confirmed to more than one important board or commission in this Municipality."

The next items were then taken up and adopted in the following form and by the following votes:

Plan for Determination of Ability to Pay for medical care and of minimum monthly payments and total Annual Payments required from Families covered by this Plan

The Hospital Bills Committee for the Knud - Hansen Municipal Hospital, set up by Bill #196, has established the following policies and procedures for the determination of a person's or family's ability to pay for medical care and of the minimum monthly payments and total payments in any one year required from persons or families covered by this Plan. In all the provisions herein, the word "family" shall be construed to mean also a single person without dependents who received medical care.

1. The income scale for determination of ability to pay for medical care set forth in Schedule A attached will be used to determine eligibility of a family for free medical care or to determine the portion, if any, of the family's indebtedness for medical care which shall be waived.

2. Cases in which the family has resources such as bank accounts, bonds, saving accounts, etc., which together amount

to over \$250 will be referred to the Committee on Hospital Bills.

3. If a family wishes to receive free medical care, or have a portion of their medical care bill waived, or wishes to be allowed to pay installments on the basis of Schedule A, the head of the family will be required to sign an application therefore at the Hospital Admissions Office. In this application, the applicant shall be required to state all income of the family and certify as to the number of persons dependent on the income. Based on the application submitted, the attached Schedule A shall be used by the Hospital Admissions Office in determining the eligibility of the applicant and the amount of monthly installment that the applicant must pay. If the applicant claims inability to pay in accordance with the determination of the Hospital Admissions Office, the case shall be referred to the Committee on Hospital Bills for decision.

4. Monthly installments shall be required for as long a period as necessary to liquidate the hospital bill, but not exceeding twelve monthly installments. Twelve monthly installments at the rates prescribed, or the equivalent total paid - any other manner, constitutes the maximum amount a family coming under this Plan shall be required to pay for medical care received in any twelve-month period. Nothing herein shall be construed to prevent a family from paying monthly installments in greater amounts than the minimum specified or from paying a greater portion of their medical care bills than the maximum which may be demanded under the above requirements.

5. Net Income of the family to be considered shall be as follows:

(A) Take-home wages after income tax and social security or retirement deductions have been made.

(B) Net income from real or personal property, business enterprises or any other source, after deduction

of income tax and social security tax. A realistic net income from all property shall be considered to be at least 6% of the assessed value thereof; any income less than this will not be accepted as factual unless fully justified by the applicant. Property, or such part thereof, used as the home of the family, will be exempted.

(C) Contributions from children or other relatives.

(D) Income from pensions, insurance policies, interest on bank accounts or other investments, after deduction of income tax.

(E) Deductions shall be made from the income for any contributions actually paid to legal dependents living outside the home.

6. The income of the family considered in determining ability to pay for medical care shall be the net income of the family the month preceding the one in which the medical care began. If there is an appreciable decrease in income after the medical care is received, the family may apply to the Committee on Hospital Bills for an adjustment.

7. The following persons must be included as members of the family in determining the income and the number of dependents under this Plan, provided they are living in the same household:

- (A) The patient
- (B) The patient's spouse (legal or companionate).
- (C) The minor children (legitimate or illegitimate) of either or both spouses. This shall include only children under 18 years of age, except that children attending school shall be included up to 21 years. Children away from their homes attending school shall be included as members.

- of the household which provides their support.
- (d) Incapacitated adult relatives who are dependent for more than half their support upon the income of the persons included in the family as specified above and in section 8.

As provided in Section 5, the actual contributions made by any of the above members of the household for support of a dependent outside the household shall be deducted from the family income, but such dependent shall not be added to the count of the number in the family.

8. If children above the ages stated in Section 7 and if any other relatives or non-related persons, whether these be in or out of the household, accept responsibility for the cost of medical care of the patient, they and their dependents may be included as members of the family in determining the family income and the number of persons dependent thereon, provided that such inclusion shall not operate to reduce the payments otherwise due under Section 7.

9. This plan applies only to patients who accept treatment at the General Clinics and dispensaries and the general wards.

10. A patient who requests care in a general ward but is placed in a private or semi-private room by order of the Chief Municipal Physician because of the medical need for this type of care or because no bed is available in the general ward, shall be included under this plan.

11. If a patient, upon entering the hospital, applies for free medical care or for waiver of payment of a portion of the bill, the requirement for a deposit will be suspended. Pending the decision on his application, if the application is approved, the deposit will not be required.

12. All families who receive medical care under this plan must be residents of the Virgin Islands of the United States.

Pursuant to sub-section 5(a) of the Medical Care Fee Ordinance of February 2, 1953, the Committee on Hospital Fees hereby concurs in the foregoing Plan for Payment Public Medical Care in the Virgin Islands.

S/ Algernon Francis
Member

S/ Roy W. Borne
Member

Gerald A. Cooper
Member

Joseph Honey
Member

S/ Roy A. Anduze, M.D.
Chairman

Pursuant to Section 1 of the Medical Care Fee Ordinance of February 2, 1953, I hereby recommend for approval the foregoing Plan for Payment for Public Medical Care in the Virgin Islands.

Approved: 1953

S/ Morris F. DeCoster
Governor.

S/ Roy A. Anduze, M.D.
Commissioner of Health

Rule I

Installment Plan for Full Payment of Hospital Bills

Bill No. 19 which was passed by the Ninth Municipal Council of St. Thomas - St. John 1953 - 1954 provides as follows in Section 3:

"Section 3. All persons, except those entitled to full or partial public medical care under the provisions of Section 2 and 5 hereof shall be required to pay full fees for medical care and hospital services on a current basis in accordance with the approved schedule of fees. Credit facilities may not be granted such persons except upon the approval of the Committee on Hospital Fees."

Schedule of Fees for Medical and Hospital Services in the Municipality of St. Thomas & St. John

1. Private Room with Bath	Per Day	\$20.00
2. Private Room without Bath	" "	15.00
3. Semi-private Room	" "	6.00
4. General Ward	" "	4.00
<u>Operations</u>		
5. Use of Major Operating Room (Including Anesthesia)		25.00
6. Use of minor Operating Room (Including Anesthesia)		10.00
7. Abdominal fixation for prolapse of rectum		100.00
8. Adenectomy, cervical, inguinal etc. (minor)		20.00
9. Adenectomy, cervical, inguinal etc. (radical)		75.00
10. Anal fissure, operation for		40.00
11. Anastomosis, intestinal		150.00
12. Anastomosis, urteral-intestinal		150.00
13. Ankle joint, excision of		75.00
14. Apicectomy		100.00
15. Appendectomy		75.00
16. Arthroplasty, major joint		125.00
17. Biopsy		15.00
18. Bone Graft - long bones		150.00
19. Bone Plate, removal of		40.00
20. Breast resection of (simple)		75.00
21. Breast, resection of (radical)		150.00
22. Carcinoma of lower lip, excision of		100.00
23. Carcinoma of tongue, excision of		100.00
24. Cartilage of condyle of femur, removal of		50.00
25. Cardiospasm, dilatation for		25.00
26. Semilunar cartilage, removal from joint		50.00
27. Cervix, amputation of		50.00
28. Cholecystectomy		150.00
29. Cholecystostomy		100.00
30. Cholecholestomy		100.00
31. Chordotomy		125.00
32. Circumcision		10.00
33. Coccyx, excision of		50.00
34. Coloproctopathy		100.00
35. Colostomy		100.00
36. Cystotomy, suprapubic		75.00
37. Elbow joint, excision of		75.00
38. Dupuytren's contraction, operation for		100.00

39. Epididymectomy	40.00
40. Esophagus, dilatation of - by means of Bougies for Stricture	25.00
41. Femoral artery, ligation of	75.00
42. Fecal fistula, abdominal, operation for	75.00
43. Fistula, recto-vaginal, operation for	75.00
44. Fistula, urethral, operation for	75.00
45. Fistula, vesico-vaginal, operation for	75.00
46. Fistula-in-ano, operation for	50.00
47. Fulguration of Tumor of bladder, trachea, or esophagus	25.00
48. Fulguration of Tumor, superficial	15.00
49. Gasserian ganglion, excision of	150.00
50. Gastrectomy (partial)	150.00
51. Gastro-enterotomy	150.00
52. Gallbl., valve, operation for	25.00
53. Gallbl., valve, bilateral operation for	75.00
54. Gartner's tub., operation for	25.00
55. Gynecomastia	40.00
56. Herniotomy, ventral, inguinal, or femoral	75.00
57. Herniotomy, diaphragmatic	100.00
58. Herniotomy, ventral, inguinal, or femoral (bilateral)	100.00
59. Hip joint, excision of	125.00
60. Hydrocele, aspiration of	5.00
61. Hydrocele, operation for	75.00
62. Hysterectomy, abdominal or vaginal	100.00
63. Iliac fossa, excision of	15.00
64. Intestinal obstruction, operation for	100.00
65. Knee joint, excision of	100.00
66. Laparotomy, exploratory	100.00
67. Laparotomy and drainage, general peritonitis	125.00
68. Lithotomy	100.00
69. Lobectomy	150.00
70. Meckel's diverticulum, excision of	125.00
71. Nephrectomy, or nephrotomy	150.00
72. Nephropexy	150.00
73. Nerve, suture of	10.00
74. Supra-orbital nerve, injection of	10.00
75. Neuroma, resection of	25.00
76. Oesothorax	25.00
77. Orchiectomy	50.00
78. Osteomyelitis, operation for	75.00
79. Ovariectomy	100.00
80. Paracentesis of abdomen	15.00
81. Paracentesis of pericardium	20.00
82. Paracentesis of thorax	20.00
83. Perineum, repair of	25.00
84. Phrenic nerve, operation	100.00
85. Pneumoperitoneum, first induction	25.00
86. Pneumoperitoneum, refill	10.00

87. Artificial pneumothorax, first induction	25. 00
88. Artificial pneumothorax refills	10. 00
89. Prostatectomy, perineal	125. 00
90. Prostatectomy, suprapubic (one or two stages)	150. 00
91. Lumbar puncture, including local anesthesia	15. 00
92. Ophthotomy	10. 00
93. Salpingectomy	75. 00
94. Spinal decompression	150. 00
95. Splenectomy	150. 00
96. Stricture of rectum, operation for	40. 00
97. Sympathectomy	100. 00
98. Tenorrhaphy, each one	40. 00
99. Thoracoplasty, each stage	50. 00
100. Thyroidectomy	150. 00
101. Tumor, abdominal, removal of	125. 00
102. Tumor, gastro-intestinal tract, resection of, including anesthesia	175. 00
103. Tumor or Cyst, deep, removal of	25. 00
104. Tumor or Cyst, superficial removal of	10. 00
105. Ulcer, gastric or duodenal, operation of	150. 00
106. Ureteral stone removal of	150. 00
107. Urethral stricture, dilatation of	10. 00
108. Urethrotomy, external	40. 00
109. Uterus, uterus, operation for	125. 00
110. Uterine displacement, abdominal operation, for	125. 00
111. Uterus, dilatation and curettage of	50. 00
112. Varicocele, operation for	40. 00
113. Varicose veins - injection treatment, each	5. 00
114. Varicose veins - one leg, operation for, each	60. 00
115. Venesection	15. 00
116. Wounds, incised, surgical care of (including all care of the wounds)	15. 00
117. Lacerated wound	20. 00
118. Punctured wound	15. 00

Eye Operations

119. Cataract, operation for	50. 00
120. Chalazion, operation for	15. 00
121. Entropion and Ectropion, operation for	50. 00
122. Enucleation of eye	75. 00
123. Foreign body, removal from eye	15. 00
124. Iridectomy	50. 00
125. Laryngeal duct, excision of	50. 00
126. Laryngeal duct, dilatation of	10. 00
127. Pterygium, operation for	40. 00
128. Adenoidectomy	20. 00
129. Nasal polyps - removal of	20. 00
130. Tonsillar abscess, operation for	10. 00

131. Tonsillectomy

35. 00

132. Tonsillectomy and adenoidectomy

45. 00

Medical Treatment & Examination

133. Bronchoscopy

30. 00

134. Electrocardiogram with interpretation

15. 00

135. Examination of Ears, nose and Throat,
separately or together

5. 00

136. Special Ear examination

10. 00

137. Examination of Eyes

5. 00

138. Genito-urinary examination

10. 00

139. Gynecological examination

5. 00

140. Complete examination of Heart, Including

Electrocardiography

15. 00

141. Physical examination of Heart or Lungs or
both

5. 00

142. Neurological examination (complete)

15. 00

143. Routine office examination including
treatment

1. 00

144. Complete Physical examination

5. 00

145. Proctoscopy or sigmoidoscopy

5. 00

146. General surgical examination

5. 00

Fractures and Dislocations

147. Carpal Bone

10. 00

148. Clavicle

40. 00

149. Coccyx

20. 00

150. Femur

25. 00

151. Fibula or tibia

75. 00

152. Finger, one

15. 00

153. Finger, each additional

5. 00

154. Humerus

40. 00

155. Metacarpal Bone

15. 00

156. Meta. Tarsal Bone

15. 00

157. Nasal Bone

20. 00

158. Patella

40. 00

159. Pelvis

140. 00

160. Radius or ulna (or both)

50. 00

161. Rib, one

15. 00

162. Sacrum

50. 00

163. Scapula

40. 00

164. Skull

45. 00

165. Sternum

50. 00

166. Tarsal bone, one

20. 00

167. Toe one

15. 00

168. Vertebra - one or more

100. 00

Amputations

169. Upper Arm

75. 00

170. Forearm	75.00
171. Finger, one	50.00
172. Hand	50.00
173. Leg	100.00
174. Thigh	100.00
175. Toe	25.00

Abscess, Incision and Drainage

176. Brain Abscess	150.00
177. Carbuncle, excision of	30.00
178. Cellulitis, incision and drainage	30.00
179. Deep Abscess (including Sackhorst's)	30.00
180. Empyema, incision and drainage (including rib resection)	100.00
181. Liver abscess	100.00
182. Superficial Abscess	5.00
183. Sub-phrenic Abscess	100.00

X-Ray

184. Abdomen Flat Plate	7.50
185. Ankle Joint, Anteroposterior and lateral views	5.00
186. Arm, humerus, anteroposterior and lateral views	5.00
187. Bladder, with injection antero - posterior view	10.00
188. Chest for pulmonary, cardiac or rib fracture	7.50
189. Clavicle, anteroposterior views	5.00
190. Elbow, anteroposterior and lateral views	5.00
191. Fluoroscapy	5.00
192. Foot - Anteroposterior and lateral views	5.00
193. Forearm, radius and ulna, antero - posterior and lateral views	5.00
194. Foreign body in eye	5.00
195. Gall Bladder, Graham's technique	15.00
196. Gastro-intestinal tract, complete x-ray study including fluoroscapy	25.00
197. Hand, antero - posterior view	7.50
198. Jaw - upper and lower	5.00
199. Kidney, right and left	7.50
200. Knee Joint	5.00
201. Leg, tibia and fibula	5.00
202. Lipiodol injection for bronchiectasis including roentgenograms	20.00
203. Pelvis	10.00
204. Pyelography	15.00
205. Scapula	5.00

206. Shoulder joint	5.00
207. Sinuses	10.00
208. Skull	10.00
209. Spine	10.00
210. Stomach, Barium meal including Fluorascopy	20.00
211. Teeth, single, Antero-posterior views	1.00
212. Thigh, femur antero-posterior views	7.50
213. Wrist, antero-posterior views	5.00

Miscellaneous

214. Ambulance service - per trip	3.00
215. Blood Transfusion	25.00
216. Colonic irrigation	3.00
217. Hypodermoclysis	10.00
218. Intravenous infusion	10.00
219. Application of Plaster Cast	10.00
220. Home Calls - Night	5.00
221. Home Calls - Day	3.00
222. Vaccination	2.00
223. Basal Metabolism Test	10.00
224. Midwife attendance to out-patients	15.00
225. Post-partum visits, each	3.00
226. Certificate of Death and Birth	1.00
227. Medication - to be determined for individual drugs based on cost.	
228. Physiotherapy	5.00

Clinical Laboratory Fees

	Hospital Patient	Out-patient
U. Urinalysis		
1. Complete Urinalysis	4.50	\$1.00
PH	H.C.	H.C.
Albumin Qual. or Quant.	.15	.25
Sugar Qual. or Quant.	.15	.25
Acetone	H.C.	H.C.
Specific gravity	H.C.	H.C.
Microscopic	.15	.25
2. Urobilinogen	.25	.50
3. Bilirubin	.25	.50
4. Melanin	.25	.50
5. Indican	.25	.50
6. Diazo	.25	.50
7. Kidney Function Test moseuthen (mc.) or PSP	.50	1.00
A. Chemistry	.50 each	1.00 each
H. Fees	H.C.	H.C.
1. Macroscopic		

	Hospital-Patient	out-Patient
2. Blood	n. C.	n. C.
Gross	n. C.	n. C.
Occult	.15	.25
3. Bile	.15	.25
4. Urobilinogen	.25	.50
5. Fat	.25	.50
6. Starch	.25	.50
7. microscopic	.50	1.00

III Spinal Fluid & other Fluids

1. macroscopic	n. C.	n. C.
2. microscopic (a) R. B. C.	.15	.25
(b) W. B. C.	.15	.25
(c) Differential	.15	.25
3. Chemistry:		
(a) Chlorides	.50	1.00
(b) Glucose	.50	1.00
4. Protein:		
(a) Pandy	.15	.25
(b) Ross-Jones	.15	.25
5. Serology:		
(a) V. D. R. C.	.50	1.00
(b) Kahn	.50	1.00
(c) Wasserman	.50	2.00
(d) Colloidal Gold	.50	1.00

IV Vomitus or Gastric Analysis

1. macroscopic	n. C.	n. C.
2. Free HCl, } Total Acidity	.50	1.00
3. Blood:		
(a) Gross	.15	.25
(b) Occult	.15	.25
4. Lactic Acid	.50	.25
5. Bile	.15	.25

V Hematology

1. Complete Blood Count	1.50	2.50
(a) R. B. C.		
(b) Hb		
(c) W. B. C.		
(d) Differential		
2. Partial Blood Count:		
(a) R. B. C. and Hb	.50	1.00
(b) W. B. C. and Differential	.50	1.00
3. Hematocrit and Sedimentation Rate	.25	.50
4. Blood Indices	.15	.25
(a) MCV		
(b) MCHC		
5. Bleeding and Clotting Time	.25	.50
6. Sickle Cells Test	.25	.50
7. Platelet Count	.25	.50
8. Eosinophile Count	.25	.50

Hospital Patient Out-Patient

9. Pctic	.25	.50
10. Saline Fragility	.75	1.00
11. Prothrombin Time	1.00	1.50
12. Prothrombin Consumption	1.00	1.50
13. Malarial Smear	.25	.50

VI Blood Bank

1. Blood Grouping	.50	.75
2. Rh Factor	1.00	1.25
3. Rh sensitization test (a) Recd. (b) Recant.	1.50	2.00
4. Coombs Test	1.75	2.50
5. Cross matching (each donor)	1.75	2.50
6. Bilirubin oricteric index (each donor)	.75	1.00
7. U. D. R. L. or Kahn (on each donor or patient)	.50	1.00
8. Hb	n.c.	n.c.

VII Serology

1. U. D. R. L.	.50	1.00
2. Kahn	.50	1.00
3. Wasserman	1.00	2.00
4. Cold Agglutinin Test	.50	1.00
5. Heterophile Agglutinin Test	1.00	1.50
Repeat on Wasserman Test (only)	Half Price	Half price

VIII Chemistry

1. Glucose	.75	1.00
2. B. U. N.	1.00	2.00
3. Creatinine	1.00	2.00
4. Uric Acid	1.50	2.50
5. Chlorides	1.50	2.50
6. CO ₂ Determination	1.50	2.50
7. Calcium	1.50	2.50
8. Phosphorus	1.50	2.50
9. Phosphatase (a) Acid	2.00	2.50
(b) Alkaline	1.50	1.50
10. Sulfonamides each	.75	1.00
11. A/G Ratio	2.00	2.50
12. Amylase	1.50	2.50
13. Vitamin A.	1.50	2.50
14. Amino Acid N.	1.50	2.50
15. Bilirubin	.75	1.00
16. Cholesterol	2.00	2.50
17. Cephalin - Cholesterol or Skymol	1.00	1.50
18. Bromsapholein Retention	1.75	2.00
19. Glucose Tolerance Test	2.00	2.75

- 20 Lipase
21 Urea Clearance Test

Hospital Patient Out Patient

1.50

2.50

3.00

3.75

IX Bacteriology

1. Cultures

- (a) Urine
(b) Blood
(c) Spinal Fluid
(d) Nose and Throat
(e) Feces
(f) Sputum
(g) Exudates
(h) Eye and Ear
(i) Genitalia
(j) Post-mortem material
(k) Fluids

1.50

2.00

2.50

3.00

1.50

2.00

1.50

2.00

2.50

3.00

1.50

2.00

1.50

2.00

1.50

2.00

1.50

2.00

1.50

2.00

1.50

2.00

2. Agglutinations (each)

1.50

2.00

3. Sensitivity (each)

2.50

3.00

4. Vagines (each)

3.00

4.00

5. TB Smears

.75

1.50

6. Any type of stain (each)

.50

1.00

X. Miscellaneous

1. B. M. D.

3.00

3.00

2. Pregnancy

5.00

5.00

Dental Fees

1. Dental Examinations

2.00

2. Radiographs

Single (up to and including
7 films First Film)

2.00

Each additional

1.00

3. Prophylaxis Treatment

6.00

4. Pyorrhea Treatment

4.00

5. Emergency Treatment, Palliative

2.00

6. Extractions:

Single with local anesthesia
Imported Teeth

3.00

5.00 - 10.00

7. Fractures Simple:

maxilla, Superior, Reduction,
Fixation, Post-op care

50.00

8. Dislocation maxilla Inferior

10.00

9. Amalgam Filling:

Cavities, involving one
tooth surface
Cavities, involving two
tooth surfaces

3.00

5.00

10. Gold fillings or inlays	
Anterior teeth:	
One surface cavities	10.00
Mesio or Distal-Incised cavities	12.00
Mesio-Incisor-Distal cavities	15.00
Posterior teeth:	
Cavities involving two tooth surfaces	17.00
Cavities involving 3 or more tooth surfaces	18.00
11. Silicate Cement Fillings	4.00
12. Crowns:	
Porcelain jacket	30.00
Porcelain jacket	40.00
13. Gold:	
One or two pieces, with prepared cusps:	
Molar	13.00
Bicuspid	11.00
Cuspid or Incisor	11.00
With heavy cast cusps or all cast:	
Molar	18.00
Cuspid or Incisor	15.00
Bicuspid	15.00

May 4, 1953

Pursuant to sub-section 5(a) of the Medical Care Fee Ordinance of February 2, 1953, the Committee on Hospital Fees hereby concurs in the foregoing Schedule of Fees for Medical Care.

S/ Algernon Francis
Member

S/ Roy W. Borden
Member

Gerald A. Cooper
Member

S/ Joseph Morley
Member

S/ Roy A. Andry, M.D.
Chairman

Pursuant to Section 10 of the Medical Care Fee Ordinance of February 2, 1953, I hereby recommend for approval the foregoing Schedule of Fees for Medical Care.

Approved. May 15, 1953

S/ Morris F. De Castro
Governor

S/ Roy A. Andry, M.D.
Commissioner of Health

(See Schedule A Page 281)

SCHEDULE A
Income Scale for Determination of Ability to Pay for Medical care
(Showing Minimum Monthly Installments to be paid in each Income Group)

NY 256

Income Groups (by Monthly Incomes)	
\$60 to 69	\$70 to 79
\$80 to 89	\$90 to 99
\$100 to 109	\$110 to 119
\$120 to 129	\$130 to 139
\$140 to 149	\$150 to 159
\$160 to 169	\$170 to 179
\$180 to 189	\$190 to 199
\$200 to 209	\$210 to 219
\$220 to 229	\$230 to 239
\$240 to 249	\$250 to 259
\$260 to 269	\$270 to 279
\$280 to 289	\$290 to 299
\$300 to 309	

Number in Family	Minimum Monthly Installments Required
1	\$5.
2	6.
3	7.
4	8.
5	10.
or more	5.

- (1) A single person whose income is below \$60. per month, or a family in the income group above for which no monthly installments are shown, would not be required to make any payment on a hospital bill.
- (2) Monthly installments as above would be required for as long a period as ^{needed} to liquidate the hospital bill, but not exceeding twelve months. The twelve months installments at the rates stated, or the equivalent total paid in any manner, constitutes the maximum amount persons or family would be required to pay for medical care received in any twelve month period.
- (3) The amount to be paid per month is based on monthly net income and budget needs, by number in family, and the resulting estimate of the amount that could be paid monthly without hardship to the family.
- (4) The income considered in determining installment payments as above will be the income of the family immediately before the medical care was furnished. If there has been an appreciable decrease in income, the family may apply to the Committee on Hospital Bills for an adjustment.
- (5) If a family which has received medical care in a general ward has a net income of \$310. a month or over but, because of special circumstances, is unable to pay the full cost of their care, they may apply to the Committee on Hospital Bills for consideration of their case.

Schedule B

Estimated Low-Income Budgets for Families of 1 to 5 Persons

	For 1 Adult	For 2 Adult	For 3 per- sons (2 Adults and 15 yr. child)	For 4 per- sons (2 Adults, 15 yr. child and 1 yr. child)
Food.	\$20.00	\$38.00	\$60.00	\$77.00
Rent & Utilities (For the lower income, this is based on P.H.A. rental requirements)	\$2.00	\$2.00	\$25.00	\$30.00
Clothing	5.00	10.00	16.00	21.00
Miscellaneous Incidentals (medicines, toilet articles & School Supplies)	2.00	4.00	7.00	9.00
Household Supplies (Sawels, sheets, furnishings, etc.)	3.50	5.00	7.00	8.50
Education	2.50	5.00	8.00	10.00
Transportation	3.00	3.00	3.00	3.00
Total	\$48.00	\$85.00	\$126.00	\$158.50

Mr. Creque yes
 Mr. Loney yes
 Mr. Otley yes
 Mr. Reese yes
 Mr. yes
 Mr. Richards yes
 Mr. Sprague yes

Bill No. 212
 The Ninth Municipal Council of St. Thomas &
 St. John
 1953-1954

An Act to Provide that Every Employee of a Commercial
 Establishment or Industry or Business, who
 services are contracted for without a definite term

7 or 5 person
12 adults, 15
72. 12 yr.
49 yr. child

and who is discharged without just cause, shall be entitled to receive from his employer a sum equivalent to his earned salary, plus an indemnity representing one month's salary.

\$ 91.00

Be it enacted by the Municipal Council of Saint Thomas and Saint John in session assembled:

35.00

Section 1. Every employee of a commercial establishment or industry or business, whose services are contracted for within a definite term, who is discharged without a just cause, shall be entitled to receive from his employer, in addition to such salary as he may have earned, an indemnity representing one month's salary.

25.00

11.00

10.00

Section 2. In every labor contract in which the salary is fixed on an hourly basis, the monthly salary to be paid as compensation for discharge without just cause shall be computed on the basis of one month's work equivalent to 190 hours at the hourly rate agreed upon or stipulated by law.

11.00

3.00

\$ 186.50

Section 3. In every action filed by an employee claiming the month's pay provided for by this Act, the employer shall be under obligation to allege in his answer to the complaint the facts which caused the dismissal and to prove that such dismissal was justified. Provided that a dismissal may be justified if it is established that the employee was guilty of neglect of duty, negligence, incompetence, or inefficiency, dishonesty, intoxication, disobedience of the employers' rules, instructions or orders, immoral or unbecoming conduct or any action which indicates unfitness for the services for which the employee was engaged.

Section 4. The Wage Commissioner is hereby empowered to hold hearings and investigations of all claims filed by employees under this act, and shall determine all claims. He shall also have the power to issue orders under the terms of this act.

Section 5. Any decision of the Wage Commissioner may be appealed to the Wage Appeal Board created by Ordinance of February 16, 1953, which is hereby vested with jurisdiction to determine such appeals. Such appeals shall be in writing and filed with the board not later than thirty days after the Wage Commissioner has rendered the decision appealed from. Appeals from the decision of the Board may be taken to the District Court and shall be in writing and filed with the court not later than thirty days after the board has rendered the decision appealed from.

Section 6. This act shall take effect immediately.

Mr. Creque... Nay
 Mr. Gobe... Nay
 Mr. Stelly... Yes
 Mr. Agde... Yes
 Mr. G. Lym... Yes
 Mr. Richards... Not Voting
 Mr. Sprague... Absent

Bill No. 223
 The Ninth Municipal Council of St. Thomas
 and St. John
 1953-1954

Ordinance to create and establish a Department of Public Safety in the Municipality of St. Thomas and St. John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Statement of motives

Whereas, The ordinance establishing the Municipal Police Force was enacted in 1923, and is now out-dated and unsuitable for the present-day conditions; and,

Whereas, many of the provisions of that law and rules and regulations issued thereunder serve to keep morale and efficiency at a low level and hamper the development of the police force into a modern, efficient law enforcement organization and;

Whereas it is imperative that the law establishing the Police Force be brought up to date, and that realistic and effective rules and regulations be issued to promote greater efficiency and better police administration

Creation of Department

Section 1. There is hereby created a Department of Public Safety of the Municipality of St. Thomas and St. John composed of an organized Police Force to be known as the Municipal Police Force whose duties it shall be to protect persons and property, maintain and preserve public order, prevent, detect and repress crime, enforce obedience to the laws and to the rules and regulations issued in pursuance of law throughout the municipality.

Head of Department - Duties

Section 2. The Supreme Authority for the direction and control of the Municipal Police Force shall be vested in the Governor. The Force shall be under the immediate command of a Commissioner of Public Safety, hereinafter referred to as the Commissioner, or, in his absence, the next highest ranking member. The Commissioner shall take personal command of the Police Force in times of public emergencies, such as riots and disasters.

Section 3. A Commissioner of Public Safety shall be appointed by the Governor, by and with the advice and consent of the Municipal Council, on the basis of his training, experience and demonstrated ability in Public Safety Administration, to serve as the head of the Department. He shall hold office for a term of four years. The Commissioner is further charged with the following duties.

(a) He shall superintend the purchase of all supplies, materials, equipment and apparatus acquired by the Public Safety Department, certify to the correctness of all vouchers and payments therefor, and be responsible for such property.

(b) He shall cause to be kept in the Municipal Police Headquarters an accurate and complete record of all property of value which may be found or recovered, or which may otherwise come into possession of the members of the force, whose owners are unknown, and shall make such disposition as may be required by law.

(c) He shall supervise and be responsible for the preparation of all payrolls or accounts for the Department of Public Safety as well as for the safekeeping and proper accounting of all moneys received by the Department of Public Safety.

(d) He shall establish rules and regulations prescribing physical and moral qualifications in the department. Such rules and regulations shall be subject to the concurrence of the Director of Personnel and shall be approved by the Governor before they become operative. Thereafter, all appointments and promotions shall be made pursuant to such rules and regulations.

(e) He shall also make rules and regulations with regard to the conduct of the Police Force, providing the means and the methods by which the same shall be enforced and punishments for violations thereof. Such rules and regulations shall be reviewed and agreed upon by the Police Commission hereinafter created, and approved by the Governor before they become operative.

(f) He shall make rules and regulations consistent with law for the operation of automobile vehicles within the Municipality, the regulation of pedestrian and vehicular traffic in the town and country districts including rules and regulations for the operation of automobiles for hire, provided that said rules and regulations shall first be approved by the Governor before becoming operative.

General

Section 4. The actual numerical strength of the Municipal Police Force and the table of organization of its officers and employees shall be such as the Governor may from time to time determine in the light of the security of the Municipality and budgetary necessities. Provided, however, that the minimum strength of the force shall at no time be less than 40 policemen.

Section 5. members of the Police Force while actually on duty shall not be liable to arrest on civil process or to service of subpoena from civil courts.

Section 6. The Commissioner is charged with the management, direction, and maintenance of all prisons and jails, and he shall keep an account of all expenses and render such reports as may be requested by the Governor. He shall receive and confine or cause to be received and confined all persons charged or hereafter charged or convicted of an offense against the laws in force in accordance with the term of the commitment duly assigned by competent authority, and he shall safely keep such persons until discharged by due course of law.

Section 7. The Governor is hereby authorized to appoint, upon the recommendation of the Commissioner and in accordance with the merit system law, any responsible citizen as Special Patrolman to exercise police authority at any designated place within the municipality, pursuant to the terms and conditions of the appointment and under the direction of the Commissioner, provided said person agrees to such appointment, subject to the rules and regulations of the Police Department.

Section 8. There is hereby created a Municipal Police Commission composed of five citizens, who shall perform the duties specified in subsection 3 (c) of this ordinance, and also give advice and make recommendations to the Commissioner and the Governor on all matters relating to the functions of the

Department. members of the Commission shall be appointed by the Governor with the advice and consent of the Municipal Council and shall serve for a term of two years.

Section 9. All laws or ordinances or parts thereof or any rules and regulations issued thereunder which are in conflict with this ordinance are hereby repealed.

Section 10. This ordinance shall take effect immediately.

Mr. Cregar... Yes
 Mr. Loney... Yes
 Mr. Atley... Yes
 Mr. Gedge... Yes
 Mr. Hymer... Yes
 Mr. Richards... Absent

Bill No 260
 The Fifth Municipal Council of St. Thomas and
 St. John.
 1953-1954

Ordinance to Provide Disability and Death Benefits for members or trainees of the Virgin Islands Civil Defense Corps and their survivors

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1. Every member or trainee of the Civil Defense Corps of the Municipality of St. Thomas and St. John shall be deemed, with respect to the performance of his duties as such civil defense member or trainee, to be in the employment of the Municipality for the purpose of this ordinance, and every such member or trainee, or his survivors, shall be entitled to the benefits accorded by the "Amended Workmen Compensation Ordinance" of October 10, 1940, as amended to employees covered by its provision.

Section 2. For the purpose of section 1 of this ordinance a civil defense member or trainee who receives no monetary compensation

for services rendered as such member or trainee shall be deemed to have received such wages as will qualify him for maximum benefits applicable with respect to injury, disability, or death, according to the provisions of the Amended Workmen's Compensation Ordinance of October 10, 1946, as amended.

Section 3. In the event that any person who is entitled to receive benefits through the application of Section 1 of this ordinance receives, in connection with the injury, disability, or death giving rise to such settlement, benefits under an Act of Congress or Federal Program providing benefits for civil defense workmen or their survivors, the benefits payable hereunder shall be reduced in proportion to the benefits received under such other Act of Congress. The provisions of section 1 of this ordinance shall not be applied in the case of any who is otherwise entitled under the Amended Workmen's Compensation Ordinance of October 10, 1946, as amended, to receive workmen's compensation benefits for an injury, disability or death which would be compensable under Section 1.

Mr. Creque	Not voting
Mr. Gony	Yes
Mr. Dally	Yes
Mr. Reese	Yes
Mr. Rhiner	Yes
Mr. Richards	Yes
Mr. Sprauve	Absent

Bill No. 271

The ninth Municipal Council of St. Thomas and St. John

1953-1954

Amendment No. 2. to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled

That the Budget for the Municipality of St. Thomas and St. John for the fiscal

year July 1, 1953 to June 30, 1954, he and the Board is hereby amended as follows:

Revenues

III Sunday Revenues

Add new item 17 transfer from Unencumbered General Funds

\$4,720.00

Expenditures

Public Works & Fire Department

Add new sub-item No. 300-5 for continuation of repairs to Brown Kent Road

1900

Add new sub-item no 300-4 for completion of purchase of fire hose

340

Increase item 335-1 for completion of the installation of new diesel driven centrifugal water pump at Salt Water Lift Station, by

1900

Add new sub-item no. 371, for completion of repairs to District Court Building

300

\$ 4,300

Pensions and Allowances:

Increase item 301-1 Contributions to Retirement Fund for old pensions, by

\$ 420

4,720.00

Mr. Ciegue yes
Mr. Gorney yes
Mr. Alley yes
Mr. Rife yes
Mr. Rhymer yes
Mr. Richards yes
Mr. Sprauve yes

Bill No. 272
The ninth Municipal Council of St. Thomas
and St. John.
1953-1954

Amendment No. 3 to the Budget for the
Municipality of St. Thomas and St. John
for the fiscal year July 1, 1953 to June 30, 1954

Be It Enacted by the Municipal Council
of St. Thomas and St. John in session
assembled:

That the Budget for the Municipality
of St. Thomas and St. John for the fiscal
year July 1, 1953 to June 30, 1954, is hereby
amended as follows:

Expenditures

Public Works and Fire Department

Fire Department:

Items 371-38 Equipment is
hereby changed to read as
follows: "Equipment, including
the purchase of a station wagon"

Mr. Crague	Yes
Mr. Doney	Yes
Mr. Atty	Yes
Mr. Becker	Yes
Mr. St. James	Yes
Mr. Richards	Yes

Bill No. 273
The ninth Municipal Council of St. Thomas
and St. John.
1953-1954

Ordinance. Setting Aside the Annuity Granted
by the Retirement Board on July 1, 1953, to
Florence Sigefitter, Frederick Larsen, and
Substituting Therefor a Pension.

Whereas an Article 1953-1954 provided
Larsen was employed by the Public Works
and Fire Department as laborer and was
constantly employed in said department up to

and including July 27, 1948; and;

Whereas, After being involuntarily separated from the service on July 27, 1948, because of the attainment of his 70th birthday, he was re-employed on February 8, 1951, and worked until August 31, 1952; and,

Whereas, During the thirteen years and seven months tenure of service with the Department, Mr. Larsen performed as Laborer, Blacksmith and Pipefitter; and,

Whereas, Despite the permanency of Mr. Larsen's position, the Department persistently listed it as a "temporary position" thereby denying the incumbent the privileges and rights appertaining to members of the retirement system of the Municipality of St. Thomas and St. John; and,

Whereas, Because his position was listed as "temporary," Mr. Larsen could not contribute to the Retirement System Fund and become eligible for annuity benefits under the Retirement System of this Municipality; and,

Whereas, The action of the Retirement Board of July 1, 1953, granting an annuity of \$212.50 a year to Mr. Frederick Larsen, must be held invalid since the Retirement Law according to an opinion of the United States Attorney dated October 17, 1952, does not embrace "temporary employees" within its purview and because of the further fact that during Mr. Larsen's tenure of employment he contributed nothing to the Retirement Fund:

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1. The action of the Retirement Board of July 1, 1953, granting an annuity of \$212.50 per annum to Frederick Larsen is hereby declared invalid and is forthwith set aside, and the payment of such annuity by the Commissioner of Finance is hereby forbidden.

Section 2. Beginning July 1, 1953, there is hereby authorized to be paid to Frederick Larsen, former Pipefitter, Public Works & Fire

Department, a pension in the amount of \$420 per annum in equal monthly installments; such pension to continue until the demise of the said Frederick Lawen.

Mr. Creque	...	Yes
Mr. Loney	...	Yes
Mr. Otley	...	Yes
Mr. Deane	...	Yes
Mr. Gwynne	...	Yes
Mr. Richards	...	Yes
Mr. Sprague	...	Yes

Bill No. 274
The Ninth Municipal Council of St. Thomas & St. John.
1953-1954

Ordinance to Amend Chapter I, Title I of the Code of Laws of the Municipality of St. Thomas and St. John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 13 of Chapter I, Title I of the Code of Laws of the Municipality of St. Thomas and St. John is hereby amended to read as follows:

The Governor of the Virgin Islands shall appoint, with the advice and consent of the Municipal Council, a Judge of the Police Court whose salary shall be not less than \$3600 per annum. The term of the Judge of the Police Court shall be four years and during such term of office he shall not directly or indirectly engage in private practice of law.

Section 2. This Ordinance shall take effect on January 1, 1954.

Mr. Creque	...	Not Voting
Mr. Loney	...	Not Voting
Mr. Otley	...	Yes
Mr. Deane	...	Yes
Mr. Gwynne	...	Yes
Mr. Richards	...	Not Voting
Mr. Sprague	...	Absent

The following bills were sent to the Committee of the whole for further study:

Bill no. 241 - Ordinance to control the operation of motor vehicles known as "Drive Yourself" Automobiles. Proposed by Henry W. Creque, Second Member at Large.

Bill no. 242 - Ordinance to Further Amend Ordinance to Regulate the Operation of motor Vehicles in St. Thomas of February 14, 1930, as amended. Proposed by Henry W. Creque, Second Member at Large.

Bill no. 243 - Ordinance to create an Authority for the purpose of operating Public Beaches, Municipal Parks, and other recre-ational areas and maintaining programs of recreational and athletic activities and for other purposes. Proposed by Earl O. Wiley, First Elected member for each district.

The meeting was then adjourned and adjourned at 6:00 p.m.

Raymond H. Deane
Vice Chairman

Earl O. Wiley
Secretary

Meeting of August 14, 1953

Extraordinary meeting of the Municipal Council of St. Thomas & St. John, held on Friday, August 14, 1953, at 3:00 P.M.

Pursuant to call of the Chairman the Municipal Council of St. Thomas and St. John convened in Extraordinary Meeting on August 14, 1953, at 3:00 P.M., Municipal Council's Chamber, St. Thomas, Virgin Islands

Present were:

Hons: Joseph A. Hovey, Chairman
Earle S. Atley, Secretary
Bernard H. Reese
Henry J. Creque

The Chairman announced consideration of Bill no. 245, Ordinance to Further Amend Ordinance to Provide for the Retirement of the officials and employees of the Municipality of St. Thomas and St. John and for other purposes approved July 18, 1947. Proposed by Earle S. Atley.

The bill was introduced by the proponent and passed without discussion, in the form and by the votes indicated:

Bill no. 245
The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Ordinance to Further Amend "Ordinance to Provide for the Retirement of the officials and employees of the Municipality of St. Thomas and St. John and for other purposes," approved July 18, 1947.

Be It Enacted by the Municipal Council of St. Thomas & St. John in session assembled:

Section 1. Section 1 of "Ordinance to Provide for the Retirement of the officials and employees of the Municipality of St. Thomas and St. John, and for other purposes," approved July 18, 1947, is amended by the addition of the following subsection (d):

Notwithstanding the provisions of any section hereof, any employee in the service of the Municipality of St. Thomas and St. John who has completed 50 years of continuous service for the Municipality of St. Thomas and St. John shall be immediately retired and shall receive during his lifetime an amount equal to his monthly compensation which he received prior to completing 50 years of service. Provided, however, that such employee shall, upon request, be entitled to receive 50% of the total contributions which he made to the Municipal Retirement Fund.

Section 2. All laws or parts of laws in conflict herewith are hereby repealed.

Mr. Coquer... Aye
Mr. Jones... Aye
Mr. Kelly... Aye
Mr. Reed... Aye

Bill No. 275 - was tabled pending discussion with the Superintendent of Public Works and the Commissioner of Finance.

Bill No. 276
The Ninth Municipal Council of Saint Thomas and St. John
1953 - 1954

Ordinance to Provide for a Municipal Scholarship Fund and for the Administration thereof.

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session assembled.

Section 1. There is hereby created a special fund to be known as the "Municipal Scholarship Fund" which shall be administered in the manner provided by this Ordinance. The fund shall consist of...

1. All money appropriated therefor by the Legislature;

2. All money and property hereafter received by the Municipality by gift, grant, devise or bequest for the purpose of providing funds for the payment of scholarships and of all income or revenue derived from any trust created for such purpose.

Section 2. There is hereby created a Municipal Scholarship Commission to be composed of the Municipal School Board and three additional members to be appointed by the Governor and confirmed by the Municipal Council for a term of two years. The officers of the School Board shall serve in similar capacities on the Scholarship Commission.

Section 3. The Commission shall make rules and regulations governing the award of scholarships and student loans hereinafter authorized, the issuance and cancellation of certificates entitling persons to the benefits thereof, the sum of such scholarships by the persons entitled thereto and to rights and duties of such scholars, and the institutions they attend in respect to such scholarships and providing generally carrying into effect the provisions of this act. Such rules and regulations shall be in conformity with this act, and shall have the force and effect of law when approved by the Governor.

Section 4. Municipal scholarships are hereby established to be maintained by the Municipality and awarded as provided by this act. As many such scholarships as the Commission may determine, depending upon the condition of the Municipal Scholarship Fund, and the needs of the Municipality, shall be awarded annually. Each such scholarship shall entitle the holder thereof to a sum not to exceed \$300 while pursuing an approved program of education and training; provided, however, that no such annual payment shall be made to the same individual for a period longer than two years.

(b) For the first five years of this program, the Commission shall grant not less than two scholarships each year to candidates who desire to study nursing outside the Virgin Islands.

Section 5. The Commission may grant municipal scholarships created in Section 4 to qualified candidates who are United States citizens and bona fide residents of the Municipality, who are financially unable to pursue further education or training outside the Virgin Islands without assistance, and who have proven ability and aptitude for such further education or training. This aid may be of varied character according to the needs of the candidate and his program. The amount of assistance shall in all instance be as determined by the Commission in accordance with established rules and regulations.

(b) Any and all persons accepting municipal scholarships under this ordinance shall execute a proper contract to return to the Municipality upon completion of an approved program of study, and the Municipality shall have the right to employ them for as many years as they have pursued education and training under such scholarships.

Section 6. The Scholarship Commission may also award student loans to applicants who meet the qualifications established by the Commission. Loans shall be granted on such terms and conditions as the Commission may determine.

Section 7. The Commission shall have the right and power to determine from year to year whether any scholarship or loan shall be renewed. Before recommending the renewal of any scholarship grants or loans the Commission shall first examine into the records of the student who has benefited from any scholarship or loan.

Section 8. The Commission, upon the recommendation of the Superintendent of Education shall grant scholarships in meritorious cases to teachers in service in the public school system to enable them to pursue study and training for improvement in the field of teaching, and it shall promulgate regulations by which the granting of said scholarships shall be governed. The amount of such scholarships,

which shall not exceed the sum of \$300 a year, shall be applied to the payment of tuition, lodging, board, transportation expenses or any other related expense in connection with the studies pursued in each case. Provided, that not more than two scholarships for summer studies shall be granted annually under this ordinance.

(b) The Municipal Council shall specifically earmark in the annual budget an appropriation to permit the issuance of teacher scholarships exclusive of other scholarships that may be issued under this ordinance.

Section 9. The Commission, subject to the approval of the Governor and the Municipal Committee, is hereby authorized to grant study leave to officers and employees of the Municipality for the purpose of pursuing advanced training courses and programs outside the Virgin Islands. Such leave shall be granted by the Commission only upon the concurrence of the head of the Department or agency of which the candidate for study leave is an officer or an employee.

Section 10. Any official or employee who is granted a study leave under the terms of this act may be paid sums to cover necessary travel and incidental expenses. He may also be granted all of his monthly salary, which shall be subject to the necessary and required payroll deductions.

Section 11. The Commission is hereby charged with the duty of supervising the work accomplished by persons who are granted study leave and shall have power to promulgate such rules, not in conflict with this act, as it may deem necessary. These rules shall have the force and effect of law upon approval of the Governor. The Commission may revoke any study leave when granted fails to fulfill the requirements which may be set forth in the rules.

Section 12. Leave with pay, for the pursuit of studies may be granted for a period not to exceed one year and not more than four officials or employees shall be granted leave with pay during any fiscal year.

Section 13. The Scholarship Commission shall recommend to the Governor each year an appropriation to be included in the annual Municipal Budget for the issuance of scholarship loans authorized under this ordinance.

Section 14. Ordinance to Provide for a Municipal Scholarship Fund, and for the Administration thereof, approved June 20, 1937, as amended, and all other laws dealing with scholarship matters in this Municipality, are hereby repealed.

Section 15. This act shall be titled the "Municipal Scholarship Act" and shall take effect 30 days after approval.

Mr. Crague..... Yes
 Mr. Loney..... Yes
 Mr. Staley..... Yes
 Mr. Reed..... Yes

Bill No. 277

The Ninth Municipal Council of Saint Thomas and Saint John
 1933-1934

Ordinance to Establish the Pay periods for Officials and Employees of the Government of the Municipality of St. Thomas, St. John.

Respectfully by the Municipal of St. Thomas and St. John in session assembled.

Section 1. The Commissioner of Finance is hereby authorized and directed to pay all salaries of all officials and employees of the Government of the Municipality of St. Thomas and St. John on the basis of 2080 hours per year divided into pay periods of 80 hours each, 20-20 pay periods each year; provided, that per diem employees of the Public Works and other departments

shall be paid, as of the close of business each Friday.

Section 2. Under such regulations as may be prescribed by the Governor, the Commissioner of Finance shall be allowed a sufficient period of time between the end of each pay period and delivery of the employees' salary in which to properly preaudit (1) the time and attendance of each employee, (2) prepare the payrolls, and (3) prepare the checks of the employees. Provided, that the time so herein authorized shall at no time exceed twelve (12) days.

Section 3. Employees receiving \$1.00 a month or less shall be entitled to overtime compensation equal to one and a half times the regular rate for work performed in excess of 40 hours a week. Any employee who is being more than \$1.00 a month, but less than \$1.00 a month, and who is required to work overtime hours on a regular or recurring schedule shall be entitled to compensation equal to his regular rate of pay for such overtime work, provided he does not leave or stop at the place where he is required to work. Other employees performing work on an occasional or sporadic basis, regardless of their rate of pay, may be granted overtime compensation for time off from their jobs, with pay for a period not in excess of the overtime period worked upon the recommendation of the Department Head concerned and with the approval of the Governor in each case.

(4) No employee shall suffer any reduction in compensation by the reduction of the regular work week.

Section 4. All laws or ordinances or parts thereof, or rules and regulations, in conflict with this act are hereby repealed.

Mr. Creque	Yea
Mr. Gonyea	Yea
Mr. Attley	Yea
Mr. Beebe	Yea

The following persons were confirmed:

Appointments to Boards & Commissions

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Board of Control for Alcoholic Beverages

E. Vernon Caneyon

Home Guard Committee

Louis E. Lindquist
Edward Elkins

Board of Parole:

Opolensire, Keyliger
Edward Faulkner

St. Thomas Development Authority

James Giff
Robert E. Lockhart

Planning Board

Wayne Brown
Walter Reed
William Lloyd

Municipal Land Authority

Teffymouth Rhymmer
Alvaro de Lago
Waldemar A. Hill

Jury Commission

Emile A. Corne

August 14, 1953.

There being no further business before the house
The meeting adjourned at 4:45 P.M.

Joseph H. Honey
Chairman

Earle D. Otley
Secretary

Board of Social Welfare

L. Arnold Benjamin
Ed. Maple Frank
Mrs. Alma Jensen
Mrs. Christa
Saunders
Mrs. Gertrude Muey

Compensation Commission

E. Leonard Kern
Baron Remond
Alvin
Francis H. H. H. H.
Joseph H. H. H.
Robert H. H. H.

Retirement Board

Alphonse J. Hilde
Charles J. Hilde

Meeting of August 18, 1953

Extraordinary Meeting of the Municipal Council of St. Thomas and St. John held on Tuesday, August 18, 1953, at 4:00 P.M.
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Pursuant to Call of the Chairman, the Municipal Council of St. Thomas and St. John convened in extraordinary session on Tuesday, August 18, 1953, at 4:00 P.M. Municipal Council's Chamber, Municipal Building, St. Thomas, Virgin Islands.

Present were:

Joseph A. Honey
Barth B. Otley
Gervase H. Reese
Henry C. Creque
Henry V. Richards
Julius E. Sprauve

The following bills were discussed briefly and passed in the form and by the votes indicated:

Bill No. 275
The Ninth Municipal Council of St. Thomas and St. John
1953-1954

Amendment No. 4 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.
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Be it Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas & St. John for the fiscal year July 1, 1953 to June 30, 1954 is hereby amended as follows:

Expenditures

Public Works and Fire Department

The language of Item 388-2 & equipment, is hereby amended to read as follows:
Including purchase of two Garbage Trucks and one Passenger-carrying motor vehicle.

Mr. Creque... yes
Mr. Honey... yes
Mr. Otley... yes

Mr. Reese... yes
Mr. Richards... yes
Mr. Sprauve... yes

Bill 278
The Ninth Municipal Council of St. Thomas
and St. John
1953-1954

Ordinance to Authorize Payment of Increments to Certain Employees in the Classified Service of the Municipality of St. Thomas and St. John.

Whereas, Amendment No. 2 (a), 1952 Pay Plan, which became effective July 1, 1952, authorized the payment to all employees in the classified service on June 30, 1952 of an additional increment of one step for each ten years of past service as a permanent employee prior to that date; and,

Whereas, The Budget for the Municipality of St. Thomas and St. John for the fiscal year provided the sum of \$4,500.00 for the increments to deserving employees in the classified service; and,

Whereas, notwithstanding these provisions of law, a number of deserving employees have not yet been granted the authorized increments; and,

Whereas, It is the intent and desire of the Municipal Council of St. Thomas and St. John that these deserving employees should not be denied the increments to which they are entitled:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. There is hereby authorized to be paid to all employees in the classified service of the Municipality of St. Thomas and St. John on June 30, 1952, an additional increment of one step for each ten years of past service as a permanent employee prior to that date, and such increments shall be granted retroactively to July 1, 1952.

Section 2. In the event the head of a department is unable, from available records, to validate the length of service of any employee in his department, said employee shall submit a statement,

witnessed by two persons and subscribed to before a Notary Public, attesting to his length of service and such statement shall be sufficient for processing the necessary paper.

Mr. Creque... Yes
 Mr. Gohier... Yes
 Mr. Atchey... Yes
 Mr. Giesse... Yes
 Mr. Richards... Yes
 Mr. Sprague... Yes

Bill No. 279
 The Tenth Municipal Council of St. Thomas
 and St. John
 1953-1954

Amendment No. 5 to the Budget for the
 municipality of St. Thomas and St. John
 for the fiscal year July 1, 1953 to June 30,
 1954.

Be It Enacted by the Municipal Council of
 St. Thomas and St. John in session
 assembled:

That the Budget for the Municipality
 of St. Thomas and St. John for the fiscal
 year July 1, 1953 to June 30, 1954, is amended
 as follows:

Revenues

11. Sundry Revenues

Increase Item 14, miscellaneous
 by \$2,250

Expenditures

Department of Finance

Reduce Item 140-1, Salaries,
 Classified Employees, by \$8,150 \$10,500.00

Unclassified Service

Chief Income Tax Division @
 \$4,000 p.a. beginning September 1, 1953. 4,000

Chief Procurement Division @ \$42 p.a. beginning September 1, 1953	3,500	
Chief Payroll Division @ \$3600 P.A. beginning September 1, 1953	3,000	<u>\$10,500</u>
Mr. Richards..yea	Mr. Creque.....yea	
Mr. Spraupe..yea	Mr. Gomez.....yea	
	Mr. Ottley.....yea	
	Mr. Beebe.....yea	

Bill No. 288
The Fifth Municipal Council of St. Thomas and St. John.
1953-1954

Amendment No. 6 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues

Miscellaneous Revenues
Increased Item 14, miscellaneous, by..... \$200.00

Expenditures

Police and Public Safety
Add new Item 200-
Furnishings for Police Officer's Quarters at Cruz Bay, St. John, Virgin Islands. \$200.00

Mr. Creque.....	yea
Mr. Gomez.....	yea
Mr. Ottley.....	yea
Mr. Beebe.....	yea
Mr. Richards...	yea
Mr. Spraupe....	yea

The meeting was adjourned at 4:55 P.M.

Earle B. Ottley
Secretary

Joseph W. Gomez
Chairman

Meeting of September 1, 1953

Extraordinary meeting of the Municipal Council of St. Thomas and St. John held on Tuesday, September 1, 1953, at 2:00 P. M., Municipal Building, St. Thomas, V. I.

Pursuant to call of the Chairman, the Municipal Council convened in extraordinary session on Tuesday, September 1, 1953, at 2:00 P. M., Present were:

Hons.

Henry D. Cuyque
Joseph A. Gomez,
Earle B. Otley
Percival H. Reese
Weymouth Rhysner
Henry V. Richards
Julius E. Sprauve

The following correspondence and petitions were read:

Resolutions

The Women's League, having studied and investigated the operation and effects of the School Lunch Program in St. Thomas, concludes that:

Wherefore, we are trying to build a more reliant and self-supporting community, an important requisite for self-government;

Wherefore, it tends to break down the moral fibers of our youth to receive everything for nothing from early school days, and tends to engender an expectation that carries through to manhood that everything will come easy if not free;

Wherefore, the payment of even a nominal fee for each lunch taken would help to develop in our children a sense of responsibility, independance and appreciation, and would enable parents with a sense of pride to allow and encourage their children to participate in the lunch program;

Wherefore, The School lunch program has proved of great value to the children in that it affords them an opportunity to learn good eating habits, it teaches them to like different and nutritious food, and it provides them with $\frac{1}{3}$ of the child's daily nutritional needs;

Wherefore, it is also of great value to parents in that it offers a convenience to parents who are working and have no one at home to prepare lunch, or who live too far away from school to permit their children to return home for lunch, or who are not in such circumstances to be able to provide their children with their full nutritional needs;

Whereas, The School lunch program could be improved to the benefit of those participating if some cash were available for the purchase of fresh meat, fruit and vegetables and for local seasoning;

Whereas, There is need for better equipment such as stoves and refrigerators in the schools;

Whereas, This municipality is not in a position to appropriate larger amounts for the school lunch program even in the face of the increased cost of the program due to reduced Federal aid and the increased number of students enrolled in the program each year;

Whereas, A fee is charged for school lunches in St. Croix and in all States of the United States; and

Whereas, No child whose parent cannot afford to pay the proposed fee need be denied the lunch or shown any discrimination in either the food or service,

Be It Resolved, That a fee of 5¢ per lunch be charged by the School Lunch Program; provided, that no child who is unable to pay for a lunch ticket be denied

participation in the lunch program; provided further, that no discrimination or distinction of any kind be made among those paying for ticket and those receiving them free because of financial need, this information to be kept confidential by the principal of each school who shall be charged with the responsibility of dispensing tickets according to a system approved by the Department of Education in conjunction with representatives of the Parent-Teacher Association and provided further, that the money received from this source be placed in the School Lunch Fund and not in the general Municipal Treasury, and that it be used in part to defray the food costs of the lunch program to the municipality, and in part to improve the program for the benefit of those participating.

Government House
Charlotte Amalie, St. Thomas
V. I. N. S. A.

August 7, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

I regret that I find it necessary to return herewith without approval, Bill No. 223, the Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to create and establish a Department of Public Safety in the Municipality of St. Thomas and St. John, which was passed by the Municipal Council of St. Thomas and St. John on July 16, and presented to me for executive action on July 18, 1953.

I agree that the 1920 ordinance establishing the Municipal Police Force is outdated and unsuitable, in many respects, for present-day conditions. I do not believe that the ordinance which was passed by the Municipal Council of

St. Thomas and St. John will have any materially beneficial effect on this situation. The bill provides that the Governor shall appoint a Commissioner of Public Safety "on the basis of his training, experience and demonstrated ability in public safety administration, to serve as the head of the department." Certainly we shall not be able to obtain the services of the competent Commissioner of Public Safety, with these qualifications at the salary of \$4200 which is now offered by the Municipality of St. Thomas and St. John.

The bill provides that it shall take effect immediately, upon signature of the Governor. An ordinance as important as this is, establishing organic legislation for a new department, should include a provision that it would become effective 60 to 90 days after the approval of the Governor. Such time limit is necessary for adequate organization, appointments, and the formulation of new procedures. Strictly speaking, if I were to sign Bill No. 223, every staff member of the Police Department of the Municipality of St. Thomas and St. John would be technically "out of a job" at the moment of signature, since there is no provision in this bill, as there is usually in all organic legislation, that present appointees continue in office until their successors are appointed and shall have qualified.

Now that there is before the Congress of the United States a bill to provide an Organic Act for the Virgin Islands, and to provide unification of the municipalities into one government entity, I do not believe that it is wise for one municipality to reorganize a department completely different to the corresponding department in the other municipality. This is moving farther away from unification rather than approaching the goal which we are all seeking. The wiser move, in my opinion, would be to study carefully what provisions should be placed in a new ordinance to create and establish a Department of Public Safety, and then

to have such ordinance presented, as an insular law, to the Legislative Assembly of the Virgin Islands for the creation of a Virgin Islands Department of Public Safety. By such unification the funds of the two municipalities could be pooled to acquire the services of a competent Commissioner of Public Safety for the Virgin Islands, with an assistant commissioner in each island, and such other personnel as may be necessary. This procedure would provide for greatly needed interchange of police officers, from time to time, between the islands of St. Thomas and St. Croix.

For these reasons, and because I do not believe that the needed amendment and modernization of the old Police Law of 1920 would properly be accomplished by this legislation, I have no recourse but to veto Bill No. 223, which I hereby do. I recommend that this legislation be placed before the Legislative Assembly of the Virgin Islands.

Sincerely,

(S) Morris G. De Castro
Governor

Encl.

Government House
Charlotte Amalie, St. Thomas
V.I. U. S. A.

August 11, 1953

The Honorable
The Chairman of the Municipal Council,
Municipality of St. Thomas and St. John,
Charlotte Amalie
St. Thomas, Virgin Islands:

My dear Mr. Chairman;

I return herewith, without approval, Bill No. 274, the Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Amend Chapter 1, Title 1 of the Code of Laws of the Municipality of St. Thomas and

St. John, which was passed by the Municipal Council on June 16, 1953 and presented to me for executive action on June 18, 1953.

This ordinance purports to amend the code of laws to provide that the judge of the Police Court shall serve for a term of four years and that during such term of office he shall not directly or indirectly engage in private practice of law.

While the principle of non-interference with government functions through private work of a government official or employee is an excellent one, I do not find that this principle is here being uniformly applied. No serious complaint has been brought to my attention that the private practice of the judge of the Police Court has been interfering with his government duties.

In addition, I find the following four objections to this bill:

1. If this policy is adopted, it should be adopted uniformly throughout the Virgin Islands and should not be a local law.
2. Sufficient time should be given the present incumbent to re-arrange his personal affairs accordingly.
3. A salary much higher than the present budgeted salary will have to be paid for the position if private practice is to be denied.
4. There is serious question as to whether it would be in the best public interest in these small communities to provide a four-year term for the judge of the Police Court, thus making him subject to executive appointment and confirmation each four years.

Now the foregoing reasons I find it necessary to add do hereby veto Bill No. 274 and I suggest that the subject matter

be placed before the Legislative Assembly
for consideration as insular legislation.

Sincerely,

S/ Maria F. de Castro
Governor.

Government House
Charlotte Amalie, St. Thomas
V.I. U. S. A.

August 13, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman;

I regret to return herewith, without
approval, Bill No. 212 of the Senate Municipal
Council of St. Thomas and St. John, 1953-1954.
An Act to Provide that every Employee of
a Commercial Establishment or Industry, or
Business, whose services are contracted
for without a definite term and who
is discharged without just cause, shall
be entitled to receive from his Employer
a sum equivalent to his earned salary,
plus an indemnity representing 1 month's
salary" which was passed on July
16, 1953 and presented to me for executive
action on July 18, 1953.

This bill purports to provide for
an indemnity or penalty of one month's
salary, in addition to any earned salary,
to be paid by the employer to every
employee of a commercial establishment
or industry or business whose services are
contracted for without a definite term,
and who is discharged without just
cause. The bill sets forth certain
circumstances under which dismissals
are justified, i.e., neglect of duty,
negligence, incompetence, inefficiency,
dishonesty, intoxication, disobedience,

immoral or unbecoming conduct, or any cause which indicates unfitness. ^{It} omits many other important circumstances which should make separation equally justifiable.

Contrary to the conventional system of pleading, which requires one who asserts a cause of action to plead and prove it, this bill provides that the employee is required only to assert a cause of action, while it imposes upon the employer the burden of disproving such cause or proving that dismissal was justified. Finally, the bill provides a burdensome enforcement procedure whereby complaints by aggrieved employees shall be made to the Wage Commissioner, whose decision may be appealed to the Wage Appeals Board, with final right of appeal to the District Court of the Virgin Islands.

This Bill is almost identical with an Act of the Legislature of Puerto Rico, approved April 20, 1949, with these two exceptions:

- 1) The Puerto Rico law is applicable to lucrative businesses only. Bill 212 omits this important qualification.
- 2) The Puerto Rico law does not specify what is "just cause" for dismissal, thus leaving it to the courts to make such determination.

The Supreme Court of Puerto Rico, in considering cases under the Puerto Rico law, has set forth in a long line of cases the Court's interpretation as to what constitutes discharge with just cause, and has included the sale or rental of the business in which the worker is employed, lack of confidence of the employer in the work he is performing, economy reasons or when there is no work to be given to the worker, dishonesty, and negligence.

The bill before me sets forth certain circumstances which would justify

dismissal without imposing an indemnity, or penalty upon the employee. However, the Bill does not include, as "just cause" for discharge, the sale or rental or discontinuance of the business in which the worker is employed, or reasons of economy, or lack of work. These are important causes which, under the limitations imposed in Bill No. 212, neither the Wage Commissioner, nor the Wage Appeals Board, nor the courts would be permitted to consider as "just cause" for severance.

Careful research indicates that there is no jurisdiction in the United States, except in the Commonwealth of Puerto Rico, where a State Legislature has enacted such a severance pay law. Provisions for severance pay are usually left for contract negotiation between employer and employee. I recognize, however, that the reason for enactment of this law in Puerto Rico, several years ago, was the lack of adequate union protection for workers. It is also believed that the large number of unemployed in Puerto Rico was a significant factor requiring such legal protection.

My statement of the St. Thomas Labor Union to me, nearly one thousand workers in St. Thomas are now members of the union. These workers may obtain adequate protection by negotiation with employers through the process of collective bargaining agreements. Furthermore, the main philosophy of this Bill -- which is to protect workers in an area of wide employment -- is not applicable in the municipality of St. Thomas and St. John, at this time, when practically every employable worker is employed, and where there is a definite shortage of labor requiring the importation of workers.

Bill No. 212 is obviously intended to advance the interest of labor. This objective is most praiseworthy. In pursuit of this objective, however, the bill in my opinion, goes beyond equitable limits in its failure to take

into consideration the position and interests of the employee. Legislation designed to promote fair relations between employer and employee, where the normal processes of bargaining show that one or the other has taken an advantage, is both fitting and proper. The bill contains no redress for the employee against the employer who is habitually tardy, who is dilatory, who may not attend his work regularly, who fails to notify the employer if he is not going to appear for work, and who fails to perform his duties to his employer faithfully. These conditions cannot be corrected by legislation. To pay me, nevertheless, a source of needless expense and inconvenience to employers.

Bill No. 212 might give rise to, and indeed it invites, multitudinous and vexatious litigation. Each action filed against an employer, irrespective of merit, would carry a nuisance value. An employer could well be burdened with attorney's fees, loss of time of the employee in attending hearings before the Wage Commissioner, then the Wage Appeal Board, and finally before the courts for simple cause which might well be settled by direct employer-employee relationships in the great majority of cases.

I thoroughly agree that workers should be protected from capricious and arbitrary acts on the part of the employer. I do not believe that legislation is necessary to give such protection. I believe that our workers are fully capable of protecting themselves, and should be allowed to do so in a free economy. I should like to see more attention given to greater production and output, rather than to the stimulation, by legislation, of artificial supports which are not necessary here and which will not tend to promote good relations between employers and employees. I believe that the rights of employers are as much to be respected and

protected as the dignity and rights of labor.

I do not pass now on the question which this Bill might well raise at some time, as to whether an indemnity of one month's pay for less than one month's service might constitute the arbitrary taking of one's property for the use of another without equivalent consideration.

Finally, the Federal Labor Management Relations Act of 1947, known as the Taft-Hartley Act, makes it an unfair labor practice for a labor organization or its agent "to cause or attempt to cause an employer to pay or deliver, or agree to pay or deliver, any money or other thing of value, in the nature of an exaction, for services which are not performed or not to be performed." (underscoring supplied.) This is a significant policy statement of national Government which should not be overlooked.

I have pondered this Bill long and carefully, and I have given due weight to the representations, both pro and con, which I have received. It is my considered judgement that Bill No. 212 is unilateral and inequitable and, therefore, should not be allowed to become law. For these reasons, I am constrained to disapprove it.

Sincerely yours,
R. Morris G. Roberts
Governor.

Encl.

Government House
Charlotte Amalie, St. Thomas - V.I.

July 15, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

I regret that I must return here with-
out executive approval, Bill No. 253,
The Ninth Municipal Council of St.
Thomas and St. John, 1953-1954, Ordinance
to Authorize the Heads of Department
and Instrumentalities of the
Government of the Municipality of St.
Thomas and St. John to Deduct certain
sums from the Pay Rolls covering
Salaries of Officials and Employees who
are members of Federal Credit Union
No. 7970, passed by the Municipal
Council of St. Thomas and St. John
on June 23 and presented to me on
June 24 for action.

This ordinance purports to authorize
departments and agencies of the
Municipality of St. Thomas and St. John,
whose officials and employees are
members of a Federal Credit Union, at
the request of such officials and employees
to deduct from their salaries a
certain amount for the purchase of
shares and for the payment of loans
and interest thereon, leaving by them
to such Federal Credit Union, to cause
these corresponding amounts to be
deducted on monthly payrolls covering
the salaries of such officials and
employees; and to require the Commissioner
of Finance to make such withholdings as
well as payment of loans and interest
to the Treasurer of the Federal Credit Union.

The proposed new payroll system for
the two municipalities of the Virgin Islands
does not provide for such deductions.
Deductions are made for obligations of
employees to the United States Government
or, in the case of the Local Retirement
Fund, on account of a fund in which the
government has a financial interest or
responsible. To carry out this
legislation would involve an unknown
amount of additional time and effort on
the part of employees of the Finance
Department, resulting in additional cost
to the Government of the Virgin Islands.

As much as I desire to encourage the thrift promoted by the Federal Credit Union, I am constrained to hold that the Government of the Virgin Islands should not assume the responsibility for the payment of personal loans or for the payment of stock subscriptions for such Credit Union. Also, as just stated, the serious point to consider is the additional work and responsibility which would be entrusted upon the Department of Finance.

In view of the foregoing, I feel that I have no recourse but to veto Bill No. 253 which I hereby do.

Sincerely,

W. Morris H. De Costo
Governor.

encl.

Government House
Charlotte Amalie, St. Thomas

August 6, 1953

The Honorable,
The Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting, herewith, copy of a letter dated August 2, 1953 from the President of the St. Thomas Chamber of Commerce, enclosing the proposal to designate a section of Charlotte Amalie as a historic site. I would be glad to discuss this entire proposal with the members of the Municipal Council at the earliest convenience.

Sincerely,

W. Morris H. De Costo
Governor

encl.

Government House
Charlotte Amalie, St. Thomas

August 10, 1953

The Honorable:

The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I send you herewith copy of a petition which I have received from a number of citizens in regard to the local amendment now pending executive action regarding the Private Practice of Law by the Judge of the Police Court.

Sincerely

W. Morris H. de Castro
Governor.

Encl.

Ledwig Christensen
Box 566

St. Thomas, Virgin Islands
August 11, 1953

Hon. Joseph Gomez, Chairman
Municipal Council of the Virgin Islands
St. Thomas, Virgin Islands:

Dear sir;

When the Liaison Office of the United States Engineers Office approached me a couple of years ago requesting me to cede my sea frontage rights on my property at No. 11 Cyraacogade, Crown Prince's Quarter to the Federal Government in order to enable them to erect a water frontage, bulkhead and street along the entire water frontage, I did so without any reservations whatever, believing as I did that such action on my part could only rebound to the benefit of this Municipality as a whole. I still believe that this should be so, and I am still very proud of my action in so doing. At that time I still had on my water frontage the remains (concrete

foundations) of a small pier, which, although not in use at that time, could easily have been reconditioned by me and put into use at any time that I chose to do so.

My action in thus ceding my rights was, however, unfortunately not the action of certain other people who owned water frontage finger piers; and certain of them made it a condition in ceding their water frontage rights that they would be granted landing facilities free of any charges whatever at the bulkhead, and even at the dock at the Submarine Base which was turned over to the municipality by the U. S. Navy, and which, until now, has been carried into effect, notably in regard to H. Lockhart & Company and Eagle G. Levi Sales Corporation, both at the bulkhead and at the U. S. Submarine Base dock.

Up to this moment when the landing charges at both places mentioned have been only nominal, this has been a matter of little importance, but now when the West Indian Company, Ltd., is importing the Government to have the rates raised to compare with their own landing rates, it became a matter, which, if carried into effect would be of great benefit to the West Indian Co., Ltd., H. Lockhart & Company, and Eagle G. Levi Sales Corporation, and highly detrimental to all other importers who use the said landing facilities, and would consequently be unfair, undemocratic, unjust and discriminatory towards the latter. For it is obvious that to favor one group and discriminate against all others would put the one group in such a favored competitive position as to virtually force the other group out of such business as is affected thereby.

It seems to me obvious that when the mentioned facilities were turned over to the local government by the Federal authorities it must have been for

the use of municipality as a whole, and not for the benefit of a favored few. In other words, for the greatest good of the greatest number, and, if it were otherwise, then this very fact should deter the Government from making any increase in the rates. I am therefore requesting of both the Government and the Development Authority to give due consideration to this phase of the matter when arriving at a decision, and also that landing charges be either continued unchanged as they are at the present time, or, if they have to be changed even so slightly, that the total landing charges be made applicable to each and every one without any discrimination whatever.

It will be noted that in dealing with this subject I have mentioned two separate entities, inasmuch as they appear to me to be so related as far as landing charges and exemption from same are concerned.

Respectfully,
 P/L. Christensen
 Ludwig Christensen

Government House
 Charlotte Amalie, St. Thomas V.I.

August 12, 1953

The Honorable
 The Chairman of the Municipal Council
 Charlotte Amalie
 St. Thomas, Virgin Islands

my dear Mr. Chairman;

I am transmitting herewith, copy of letter dated August 11, 1953, from the Virgin Islands Shipshape Association, endorsing the program of protecting and maintaining the old architecture of the

city of Charlotte Amalie -

Sincerely,
W. Morris G. De. Laites
Governor

Virgin Islands
Tourist Development Board
St. Louis - St. Thomas - St. John

August 17, 1953

Honorable Jose L. Gomez
Municipal Council
Charlotte Amalie
St. Thomas, V.I.

Dear Mr. Gomez:

At a recent meeting of the St. Thomas
Committee of the Tourist Development
Board, the following resolution was
passed:

Be it Resolved that the Tourist
Development Board direct a
communication to the Council
and the Governor indicating their
support of the efforts being made
to preserve the historic sites and
Old World buildings of Charlotte
Amalie.

The Board wholeheartedly endorses
the endeavor of the Planning Board
in the preservation of our "Old
World Charm," and urgently requests
prompt passage of the bill now
pending before the Council covering
this purpose.

On numerous occasions we have
been advised by prominent steamship
and travel agency officials what a
tremendous drawing power and what
an excellent sales point the "Old World
Charm" of Charlotte Amalie provides
them in promoting the Virgin Islands.

Very truly yours,

W. David E. Moore
Chairman

Respectfully,
Rms: sjs

Government House
Charlotte Amalie, St. Thomas, V.I.

August 20, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie, V.I.

My dear Mr. Chairman:

I send you herewith, for the information of the Council, a recommendation from the Virgin Islands Planning Board regarding the location of two elementary schools. The joint committee of the Council and the Governor to discuss and recommend sites should give this matter some consideration.

Sincerely

W. Morris F. De la Costa
Governor.

Encl.

Emile A. Beane
Commissioner - Merchant - Custom House Broker
Steamship and Insurance Agent.
St. Thomas, V.I.

August 25, 1953

Chairman
Municipal Council St. Thomas + St. John
Charlotte Amalie
St. Thomas, Virgin Islands, U.S.A.

Mr. Chairman

We are in receipt of an Amended Ordinance for Signal Fees passed by the Municipal Council of St. Thomas and St. John, on June 23, 1953, which has become effective as of July 15, 1953.

We are deeply impressed by the seriousness of this law, as it constitutes a most serious threat to ship owners whom we represent in having their ships call at this port, especially as we have no cargo or passengers to offer them.

As agents for the Mississippi Shipping Co., Inc., of New Orleans, we are obliged to bring the matter to their attention and, upon their request, and in their behalf, as per copy of their letter attached for your information, are obliged to protest the charge of signal fees, feeling that the cost of operating the signal station should be borne by the Harbor Department, and not the ships which are already overburdened with high port charges for the privilege of calling at their port.

We therefore pray, that the Council will weight the matter carefully, and consider thoughtfully the loss in harbor dues that will result if ships calling here for bunkers, and with tourists, should withdraw, as the operators thereof have indicated they will be forced to consider if measures are not taken to have this law repealed.

May we hear from you in this connection as soon as possible.

Very truly yours,

W. E. Emile A. Burns
Agt. Mississippi Shipping Co. Inc.

cc: Governor V. I.
Mississippi Shipping Co. Inc.
The West Indian Co., Ltd.

Charlotte Amalie,
St. Thomas, V. I.,
August 26, 1953,
P. O. Box No. 693.

The Honorable Chairman and Members,
Of the Municipal Council,
Of the Municipality of St. Thomas and St. John
Charlotte Amalie,
St. Thomas, Virgin Islands.

Honorable Gentlemen:

I take this medium to refer to you, as the law making body of this community regarding my pension that is allotted to me from the Municipality, through the Retirement Board of this city.

They have allotted to me the sum of \$455 per annum which is approximately \$37.92 per month.

I personally believe that this sum is inadequate, considering the length of service I have conscientiously given to this Municipality, which began in the year 1917 under I suppose Olson and Hanson, and all through the years, to the day of my resignation, June 6, 1953, when I decided to resign because of ill health. (Copies of my resignation to Mr. Ronald S. Bouham, Supt. of Public Works is attached, along with two copies of letters written to Mr. Ronald S. Bouham, Supt. of Public Works, and Mr. Belmont L. James, Chairman of the Retirement Board, which I'll assume will be self-explanatory.)

I was looking forward to something like \$600 per annum, or at least 1/3 of my salary at the time I resign, which was \$1600 per annum, \$140 per month, to compensate me in my old age, and to reward me for the service so faithfully given, if I could say so myself, therefore, helping me to relieve the pressure of the high costs of living that is being experience at this time.

With that stipulated amount that I were looking forward to, along with whatever I could manage to accumulate during the time to put with it, would have really been a help to keep my wife and myself, and make our minds be at ease.

I am still taking Doctor's treatment and this calls for money both for the treatment, and the medicine.

Therefore, I'm sure that you good gentlemen would understand, and see the situation as it is.

I sincerely hope that you will look well at the situation, and see if something can't be done in this matter, so that a few more dollars may be added to that which is allotted to me, making it a little more secure, and convenient, so that my wife and myself, may live the balance of our lives somewhat more peacefully and contented.

With my sincerest thanks to your good gentlemen, and hoping to hear from you soon, I remain,

Respectfully,

W George E. Moolenaar
George E. Moolenaar

Enclosure

Virgin Islands Unity Party
Charlotte Amalie
St. Thomas, Virgin Islands, U.S.A.

August 26, 1953

Honorable Joseph Gomez
Chairman, Municipal Council
Municipality of St. Thomas and St. John

My Dear Mr. Gomez:

At a meeting of the Virgin Islands Unity Party Executive Committee held on Friday, August 21, 1953, it was unanimously agreed that the organization should bring to the attention of the Municipal Council and other responsible government officials the urgent need for the establishment of kindergartens in the Westside and East End areas.

For several years residents of these two areas have been petitioning for schools of this type in their districts, but to no degree of success. It is of record, that many parents of the East End districts have been enrolling their children at the Rollyberg Kindergarten. This creates the problem of over-crowding and transportation. Meanwhile, the children

of pre-school age of the Northside have been denied the benefits of pre-school training, which is afforded the children of our community.

Virgin Islands Unity Party strongly urges that the building at Estate Charlotte Amalie donated by Mr. Samson Hartman for use as a clinic also be used for the proposed new kindergarten. We further suggest that efforts be made to have some resident of the Northside donate some land upon which to erect a building to be used for a school in that area.

It is our hope that this proposal will meet the approval of the members of the Municipal Council, the Governor of the Virgin Islands, and the Superintendent of Education.

I am forwarding copies of this letter to Governor de Castro and Education Superintendent, Dixon.

Respectfully,

W. Ivan G. Howard,
President.

The West Indian Company, Ltd;
St. Thomas, V.I.

August 28, 1953

Hon. Joseph Gomez,
Chairman, Municipal Council
of St. Thomas and St. John
Charlotte Amalie,
St. Thomas, V. I.

Dear Mr. Gomez:

Referring to previous correspondence regarding the recent law passed making signalling fees compulsory, we for your information, attach hereto copies of various letters received from owners protesting against these fees. We would appreciate to hear from you what action if any might take to

change the situation, and assist us in attracting shipping to our harbor.

Yours faithfully,

The West Indian Company, Limited
Sd. C. C. Busch.

Enclosures.

Member Rhymes opened the discussion on the veto of the bill limiting the term of the Judge of the Police Court to four years. He was joined by Messrs. Richards, Otley, Freque, Sprague, Reed and Gomez. After discussing the merits and demerits of the measure it was agreed to refer the bill to the Committee of the Whole and to make certain amendments. It was proposed to provide for a term of 4 years and a salary of not less than \$5,000 per annum.

The following nominations were unanimously confirmed:

Game Commission

Helga. Japperson
William Steffins
Rudolph Sebastian

Soil Conservation District

Hippolite Brin

The following bills were discussed and adopted by the votes shown and in the form indicated:

Resolution

The Ninth Municipal Council of St. Thomas and St. John.

1953 — 1954

Expressing the Appreciation of the People of the Virgin Islands to the Fund for the Advancement of Education, Ford Foundation

for Instituting a Teacher Training Program for the Virgin Islands through Hampton Institute.

Whereas, The Fund for the Advancement of Education, Ford Foundation, has graciously agreed to finance a Teacher Training Program for the Virgin Islands to be instituted through Hampton Institute, Hampton, Virginia; and,

Whereas, This Program, which is designed to improve the quality of teaching in the Virgin Islands will provide training for persons currently employed in the Virgin Islands school system and for promising graduates of the Virgin Islands High Schools who plan to teach in the Islands; and,

Whereas, Under the initial grant of \$77,200, Hampton Institute will administer during the school year an in-service training program for teachers in the Virgin Islands School System and a program of scholarships for High School graduates and for the most promising teachers now employed in the Islands who have not had undergraduate training; and,

Whereas, This program will be of inestimable benefit to the People of the Virgin Islands by improving the quality of teaching and thus increasing the value of our public education:

Now, Therefore, Be It Resolved, and it is hereby resolved, by the Municipal Council of St. Thomas and St. John in session assembled, that through this medium the sincere appreciation of the people of the Virgin Islands be, and is hereby, conveyed to the officials of the Fund for the Advancement of Education, Ford Foundation; and,

Be It Further Resolved, and it is hereby further resolved, that this Resolution be properly engrossed, framed and transmitted to the Fund for the Advancement of Education, Ford Foundation, as a memento

of the gratitude of the People of the Virgin Islands for its generous contribution in support of a Teacher Training Program in the Virgin Islands.

Mr. Cregue	Absent
Mr. Jones	yea
Mr. Otley	yea
Mr. Reese	yea
Mr. Rhynor	Absent
Mr. Richards	yea
Mr. Sprauve	yea

Bill No. 281

The Ninth Municipal Council of St. Thomas and St. John
1953 — 1954

Amendment No. 7 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954

Be it enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues

The Sundry Revenues

Increase Item 14, Miscellaneous by . . . \$11,350.00

Expenditures:

Tax Assessor & Water Commissioners

Increase Item 150-1, Salaries, Classified Employees, by . . . \$1,200

Police and Public Safety

Increase Item 200-1, Salaries, Director of Police, by . . . \$250

Classified Employees

Clerk IV
 Clerk Typist III
 2 Lieutenants
 1 Detective Lieutenant
 1 Police Detective
 1 Police Photographer
 1 Policewoman
 5 Police Sergeants
 4 Police Corporals
 20 Policemen
 1 Guard
 1 Police Matron
 1 Cook

No. positions other than those listed
 herein shall be filled in this department
 during the present fiscal year. \$3910

\$4,150

Department of HealthSanitation ServiceNight Soil Removal Division

Increase Item 430-1, Salaries for
 Employees, retroactive to July 1,
 1953, for the following:

1. Driver @ \$1800 per annum
1. Driver @ \$1500 per annum
1. Gasman @ \$1680 per annum
9. Laborers @ \$1.11 per hour

\$4,000

Department of Social WelfareChild Welfare

Change Item 520-3, Maintenance to
 read as follows: "all necessary
 expenses, including payment
 for foster home care at a
 standard rate of \$25 per month
 per child, time and conditions
 thereof to be determined with the
 advice of the Board Social
 Welfare," effective September 1, 1953
 and increase by \$2,000

\$11,350.00

Mr. Cregue	yea
Mr. Gomey	yea
Mr. Otley	yea
Mr. Reed	Absent
Mr. Rhyma	Absent
Mr. Richards	yea
Mr. Sprauve	yea

Bill No 290

The Ninth Municipal Council of St. Thomas and St. John
1953--1954

Amendment No. 8 to the Budget for the Municipality
of St. Thomas and St. John for the Fiscal Year
July 1, 1953 to June 30, 1954.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

That the Budget for the Municipality of
St. Thomas and St. John for the Fiscal Year July
1, 1953 to June 30, 1954, is amended as follows:

Revenues:

At Sundry Revenues

Increase Item 14, Miscellaneous, by \$45.00

Expenditures:

Item 01-701 Homestead Commission
is hereby changed to read "Item
01-701 Municipal Land Authority"

Contributions

Add item 800-6, Municipal
Land Authority \$4,000

Mr. Cregue	yea
Mr. Otley	yea
Mr. Gomey	yea
Mr. Reed	yea
Mr. Rhyma	Absent
Mr. Richards	yea
Mr. Sprauve	yea

Bill No. 283.

The Ninth Municipal Council of St. Thomas and St. John
1953 - 1954.

Ordinance to Authorize Transfer of Unobligated
Federal Grants Within the Treasury of the
Virgin Islands.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in Session assembled:

Section 1. The Commissioners of Finance
of the Virgin Islands, with the approval
of the Governor, he and he is hereby
authorized to transfer within the Treasury
of the Virgin Islands, from the account
of the Municipality of St. Thomas and St.
John to the account of the Municipality
of St. Croix, any unobligated balances
of Federal grant funds at the end of
1952-1953 fiscal year, to the extent only
that such funds are needed for liquidating
any actual deficit in the account of the
Municipality of St. Croix. Provided, however,
that the Commissioners of Finance shall
first determine and prepare an accurate
and comprehensive statement concerning
the status of the receipts and
expenditures of the Municipality of St.
Croix and submit same to the Governor
and the Municipal Council of St. Thomas
and St. John, which when approved by
both the Governor and the Municipal
Council shall form the basis for the transfer.

Mr. Creque	yes
Mr. Jones	yes
Mr. Ellis	yes
Mr. Price	yes
Mr. Rhynes	yes
Mr. Richards	not voting
Mr. Sprague	yes

Bill No. 287

The Ninth Municipal Council of St. Thomas and St. John
1953 - 1954

Ordinance to authorize the Governor of the Virgin Islands to purchase for and on behalf of the Municipality of St. Thomas and St. John, certain Portions of Estate Anna's Fancy, and for Other Purposes

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized in the public interest, to purchase for and on behalf of the Municipality of St. Thomas and St. John, approximately fifteen acres of Estate Anna's Fancy, St. Thomas, Virgin Islands owned by Miss Eliza Mark. The terms, covenants and conditions of said purchase shall be subject to the approval of the Municipal Council of St. Thomas and St. John.

Section 2. There is hereby authorized an appropriation of \$15,000 from funds available in the Treasury of the Municipality of St. Thomas and St. John for the purchase of the property described in section one of this Ordinance, and for initial expenses in connection with the surveying, sub-division, relocation of buildings and administration of the property.

Section 3. (A) The property, after acquired by the Municipality of St. Thomas and St. John shall be placed under the jurisdiction of the municipal Land Authority for the purpose of immediate sale by the Authority on terms not in conflict with the Land and House Act and subject to the following additional conditions:

(1) Persons currently owning and living in superficial buildings on Anna's Fancy, or having land upon which no buildings have been erected, shall be given first priority to purchase land at Anna's Fancy.

(2) Persons living in rented houses located on Anna's Fancy shall be given second priority to purchase plots of land on the property.

(B) Persons other than those listed in (1) and (2) of section 3, who apply for land at Anna's Fancy, shall be given an

opportunity to require such land in accordance with rules and regulations promulgated by the Municipal Land Authority.

Section 4. The Municipal Land Authority shall have the power to compel the relocation, or relocate at its own expense, any building or other structure situated on Anna's Trace for the improvement of the health, sanitation and safety of the occupants, or to eliminate overcrowding and unsightly conditions.

Section 5. This Act, being of an urgent nature, shall become effective immediately upon approval.

Mr. Lereque	yes
Mr. Gomez	yes
Mr. Atley	yes
Mr. Reese	yes
Mr. Rhymen	yes
Mr. Richards	yes
Mr. Sprauve	yes

The meeting recessed at 5:25 P.M. at the call of the Chair.

Joseph A. Gomez
Chairman

Earle K. Atley
Secretary

Meeting of September 17, 1953

For the Fifth Ordinary meeting of the
Municipal Council of St. Thomas and St.
John called by the Governor for September
17, 1953, Municipal Building, Charlotte Amalie
St. Thomas, Virgin Islands @ 2:00 p. m.

Pursuant to call of the Chairman, the
Municipal Council of St. Thomas and St.
John convened in Ordinary session on
Thursday, September 17, at 2:00 p. m.
Municipal Council Chamber, Municipal
Building, St. Thomas, Virgin Islands.

Present were:

Hons. Henry O. Bague
Joseph A. Gomez
Earle B. Otley
Percival H. Reese
Weymouth Rhymes
Henry V. Richards

The following communication were read:

Government House
Charlotte Amalie, St. Thomas
Virgin Islands of the United States

September 12, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I regret to have to return herewith, without
approval, Bill No. 277, the Ninth Municipal
Council of St. Thomas and St. John, 1953-1954
Ordinance to Establish the Pay Periods
for Officials and Employees of the
Government of the Municipality of St.
Thomas and St. John, passed by the
Municipal Council of St. Thomas and
St. John on August 14, 1953, and presented
to me on the same date for executive
action.

Section 1 and 2 of this Bill, recommended by the administration first to the Legislative Assembly and then to the separate municipal councils, purports to authorize the payment of salaries to officials and employees of the executive branch of the Government of the Virgin Islands and of the Municipality of St. Thomas and St. John on a bi-weekly basis, and to allow a sufficient period of time between the end of each pay period and the delivery of the employees' salary, not to exceed 12 days, to permit pre-audit preparation and preparation of checks.

Section 3 of Bill No. 277 provides that employees receiving \$100 per month or less salary shall be entitled to overtime compensation at the rate of one and one half times the regular rate for work performed in excess of 40 hours a week; employees earning more than \$100 a month but less than \$175 a month, and who are required to work overtime hours on a regular or recurring schedule, shall be entitled to compensation equal to his rate of pay for such overtime work, provided he does not live or sleep at the place where he is required to work; and all other employees, regardless of the rate of pay, are to be granted overtime compensation or time off with pay for a period not in excess of the overtime period worked. This section also provides that no employee shall suffer any reduction in compensation by the reduction of the regular work week.

As presented to the Municipal Council of St. Thomas and St. John, following the veto of a Bill passed by the Legislative Assembly a few months ago, this Bill was initially intended to provide a uniform pay period system, similar to that in force and effect in the Federal Government, as a phase of the reorganization of the accounting system of the Government of the Virgin Islands and of the municipalities thereof.

To this proposal the Municipal Council of St. Thomas and St. John has added the section reducing the work week to 40 hours; providing for overtime compensation for employees with salaries over \$100 a month and less than \$175 a month; and either overtime compensation or time off for employees whose salaries are over \$175 per month.

At the present time, the Wage and Hour Act of the Municipality of St. Thomas and St. John requires overtime compensation to be paid to all employees whose salaries do not exceed \$100 per month and for work performed in excess of 44 hours per week.

My objection to Bill No. 277 is based on the fact that no careful study has been made by the Legislative Branch of the Government to determine the financial effect of the proviso for mandatory compensatory time off or overtime compensation for employees whose salaries exceed \$100 per month. A quick survey indicates that the employment of necessary substitutes to cover for employees who would be mandatorily entitled to compensatory time off, and the reduction of the work week from 44 hours to 40 hours, as well as overtime compensation for employees whose salaries exceed \$100 per month would cost the Municipality of St. Thomas and St. John \$4,775 for the Hand-Hansen Memorial Hospital; \$4,500 for the Harbor Department; \$7,000 for the Police and Prison Department, and approximately \$15,000 in the first year for the Public Works Department until the work schedule is adjusted for essential personnel in vital services such as pump operators, watchmen, garbage collectors, etc., in order to hold overtime payment to a minimum.

Just one year ago, liberal pay increases under a new pay plan, were authorized for municipal employees throughout the departments and activities of the Government of the Virgin Islands in both municipalities. Already it is becoming increasingly apparent that in many categories, minimum salaries under

the new pay plan are now low and will have to be increased. There is pending before me a Bill passed by the Municipal Council of St. Thomas and St. John providing \$9,150 for advancement of salaries in the Police and Prison Department and \$9,000 for advancement of salaries in the Highways Removal Division of the Sanitation Service. These increases, will, if and when approved tend to stimulate pressure for like increases, in other branches of the Government of the Municipality of St. Thomas and St. John. We do not yet know the extent of the obligation which the Municipality will face in the operation of the new Reid-Kansen Memorial Hospital in St. Thomas. Yet the Municipal Council seeks to impose this additional and heavy obligation without any advance determination as to where the money is to come from to liquidate it as well as other increasing obligations of the Municipality of St. Thomas and St. John.

As much as we need the pay period organization, which was the basis for the executive proposal of this bill, I cannot compromise on the amendments which have been inserted by the Municipal Council and which would, as I have pointed out above, greatly increase the expenses of the municipal government. There is the additional factor, too, that doctors, pilots and professional and supervisory employees in the higher salary brackets, who would be entitled to request overtime compensation or time off for work in excess of 40 hours a week, would not be in a position to elect whether they would prefer overtime compensation or time off. Such choice would be the obligation of the department head to decide. If they were granted overtime compensation, the cost would be excessive. If they were given compensatory time off, it would be well nigh impossible to obtain the necessary additional staff in many categories, even if funds were available.

The provisions that no employee shall suffer a reduction of pay due to reduction in the workweek means that employees

whose basic pay rates are figured on a 40-hour workweek, and whose salaries were adjusted upward to compensate for a 44-hour workweek, would continue to receive higher salaries, by at least one step, than other employees of like responsibility and tenure. This is neither fair nor justifiable.

Because there is no sound reason for the Municipality of St. Thomas and St. John, which is not self-supporting, to increase its already heavy obligations by further liberalizing its overtime policies, because there is every reason and need for a more conservative policy, and because any additional funds which the Municipality of St. Thomas and St. John may be in a position to raise should be used for the beginning of a program of rehabilitation of roads, streets, gutters, sewers, both from a standpoint of wear and tear over a period of many years, and for the more recent destruction by ravistans, I find it necessary to, and do hereby, disapprove Bill No. 277.

Once again I wish to recommend that, in order that the necessary accounting, reorganization may not be delayed, the Municipal Council enact as promptly as possible legislation to provide for this weekly pay period as recommended by the administration, without tying to this legislation other provisions which could well be discussed and worked out separately, if and when funds should become available.

Sincerely yours,

R/ Morris L. De Castro
Morris L. De Castro
Governor.

Encl.

Governments House
Charlotte Amalie
St. Thomas
Virgin Islands of the United States

September 12, 1953

The Honorable
The Chairman of Municipal Council
Chairman Amalie
St. Thomas, Virgin Islands

my dear Mr. Chairman

I regret to return without executive approval, Bill No. 245, the "Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Further Amend Ordinance to Provide for the Retirement of the Officials and Employees of the Municipality of St. Thomas and St. John and for other Purposes", approved July 18, 1953, which was passed by the Municipal Council of St. Thomas and St. John on August 14, 1953 and presented to me on the same date for Executive action.

This amendment to the Retirement Ordinance of the Municipality of St. Thomas and St. John purports to provide that any employee in the service of the municipality who has completed 50 years of continuous service for said municipality shall be immediately retired and shall receive during his or her lifetime an amount equal to his monthly compensation which he received prior to completing 50 years of service. The bill also provides that such employee shall, upon request, be entitled to receive 50% of the total contribution which he made to the Municipal Retirement Fund.

The provision in Bill No. 245 for full monthly compensation as retirement benefit plus a refund of 50% of contribution made to the Municipal Retirement Fund is, of course, most generous. Indeed, it is more generous than retirement benefits provided under the Federal Civil Service Retirement Law for Federal employees. Under the Federal Civil Service Retirement Law the total annuity may not in any case exceed 81% of the average salary for the highest five consecutive years of employment. Furthermore, it is a well-settled principle that the return to an

employee of money to his credit in the Retirement Fund should be accomplished only upon separation from the service or upon transfer to a position outside the Retirement Act.

The Municipal Retirement Fund represents monies which the municipality holds in trust for the officials and employees of the municipality. The Retirement Law provides methods by which all employees covered therein should receive benefits, presumably on an actuarial basis. Although it is recognized that there will be but few cases of employees with 50 years of continuous service and that the financial burden as a result of the Bill may not be unduly heavy, it would seem to be more desirable for special bills to be passed to compensate persons rendering such long service, rather than including in the Retirement Law the granting of special financial benefits to a small group of employees.

In my opinion, the difficulty in this case seems to be in making a general rule for what, unquestionably, is an individual matter. Although, as I have stated, the number of such cases would be very few, I see no justification for this measure on principle.

Accordingly, I wish to recommend that such cases be considered for special legislation, whenever warranted and necessary. In these circumstances, I feel that it is in the best interest of the municipality to veto Bill No. 245, which I hereby do.

Sincerely

15/ Morris H. de Castro
Morris H. de Castro
Governor.

Encl.

Government House
Charlotte Amalie
St. Thomas
Virgin Islands of the United States

September 10, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I regret to return herewith without approval Bill No. 279, the Ninth Municipal Council of St. Thomas and St. John, Amendment No. 4 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954, which was passed by the Municipal Council on August 16, and presented to me for executive action on August 17, 1953.

This appropriation bill purports to place in the unclassified service of the Government of the Municipality of St. Thomas and St. John the following position in the Department of Finance and specifically to fix their salaries:

Chief, Income Tax Division, @ \$4,800 per annum
Chief, Procurement Division, at \$4,200 per annum
Chief, Payroll Division, at \$3,600 per annum

Without regard to the mandatory provisions of the Personnel Merit System Law of the Virgin Islands. In this respect, Bill No. 279, which is an enactment of the Municipal Council of St. Thomas and St. John, is in conflict with and in violation of the Personnel Merit System Law of the Virgin Islands, which is an act of the Legislative Assembly enacted on December 16, 1946. Under the Organic Act of the Virgin Islands, the municipal councils may not enact legislation in conflict with acts of the superior legislature - the Legislative Assembly of the Virgin Islands.

The Personnel Merit System Law of the Virgin Islands, which was passed by the Legislative Assembly on December 5, 1946, and approved on December 16, 1946, provides in section 9(a) that the government service shall be divided into the classified service and the unclassified service. Section

9 (b) of the said law provides that the unclassified service shall comprise the positions of:

1. All department heads.
2. Members of boards and commissions whose compensation is only per diem allowances and traveling expenses.
3. Persons employed in a professional or scientific capacity to make or conduct temporary and special inquiries, investigations or examinations on behalf of the Legislative Assembly or a committee thereof, or either municipal council or a committee thereof, or by authority of the Governor.
4. Casual labor and other persons employed for less than one year on project of a temporary nature.
5. All elective positions.
6. All Federal employees.

Section 9 (c) of the said law provides that the classified service shall comprise all other positions now existing or hereafter created in the government service.

The chiefs of the Income Tax Division, Procurement Division, and Payroll Division of the Department of the Interior do not fall within any of the six definitions of the unclassified service. As important as these positions are, they are certainly not "department heads". A department head is the indirect result of the creation of a department. A department is a unit of governmental assignment of program and policy sufficiently different from any other and wherein responsibility is final. Departments, as a whole, represent the broad, coordinated scope of top-level administrative government, the responsibilities of the chief executives, immediate responsibility. Department heads are

excepted from the classified service, because they serve at the pleasure of the appointed authority; because they hold policy-making positions; and because they are presumed to be chosen because of their alignment with the policy orientation of an administration.

Although I am in sympathy with the avowed desire of the Municipal Council to provide more and adequate compensation for the three Finance Department divisions, chiefs in question, I cannot sanction an undertaking to accomplish by any appropriation act that which can legally be accomplished by basic legislation only. The remedy is either action of the Legislative Assembly in setting up new categories for the types of personnel in question which would be a proper legislative remedy, or the realllocation of these positions to higher ranges in the pay plan which is an administrative remedy.

Because it is axiomatic that either municipal Council may not enact legislation in conflict with acts of the Legislative Assembly of the Virgin Islands, and regardless of my sympathy with the objective of the Municipal Council to provide more adequate compensation in these three cases, I have no recourse but to veto this bill, which I hereby do. I have requested the Director of Personnel, in collaboration with the Commissioner of Finance, who is the department head in this instance, to review these positions for the purpose of recommending realllocation to higher salary ranges at the earliest possible moment.

Sincerely

18/ Morris G. de Castro
Morris G. de Castro
Governor

Encl.

The following bills were discussed briefly and passed in the form and by the votes indicated:

Resolution

The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Petitioning the Secretary of the Interior to sell to the Municipality of St. Thomas and St. John a certain portion of property of the United States situated in Charlotte Amalie, St. Thomas, Virgin Islands.

Whereas, The United States Government owns real property at Haarneleng, New Quarter, St. Thomas, Virgin Islands, upon which is erected the Bluebeard Castle Hotel, operated by the Virgin Islands Corporation; and,

Whereas, The Virgin Islands Corporation will shortly advertise for sale Bluebeard Castle Hotel and the land owned by the United States Government; and,

Whereas, In certain portion of the real property at Haarneleng, New Quarter owned by the United States Government a number of small squatters own superficial houses and as far back as 1905 have resided in this area; and,

Whereas, The small plots of land which these squatters occupy are far removed from the existing location of the Hotel and such occupancy has never interfered with the Hotel's operation and is likely never to cause any interference; and,

Whereas, It is conceivable that if the United States Government relinquishes its interest in the property herein referred to, owners of superficial houses in this area would be placed in jeopardy of losing their homes; and,

Whereas, The sale of this portion of land to the Municipality of St. Thomas and St. John, for resale to present occupants, would have a healthy effect on the community as a whole, making the community not only to give a measure of security to the squatter, but simultaneously eliminating a disgraceful housing situation that exists in this area:

Now, Therefore, Be It Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled, That the Secretary of the Interior be and he is hereby petitioned to sell to the Municipality of St. Thomas and St. John, for resale, certain portion of the property of the United States situated at Gaarnesberg, New Quarter, St. Thomas, Virgin Islands; and,

Be It Further Resolved, and it is hereby further Resolved, That this Resolution be forwarded to the Secretary of the Interior, and that copies thereof be transmitted to the Governor of the Virgin Islands, the President of the Virgin Islands Corporation and members of the Board of Directors of the Virgin Islands Corporation.

Mr. Leque	...	May
Mr. Gomez	...	Yes
Mr. Otley	...	Yes
Mr. Reese	...	Yes
Mr. Phipps	...	Yes
Mr. Richards	...	Yes
Mr. Spence	...	Absent

Bill No. 297

The Ninth Municipal Council of St. Thomas and St. John

1953-1954

An Act to Establish a Commission to Study the Need for Opening a Day Care Center for Children of Pre-Kindergarten School Age.

Whereas, there is urgent need for the establishment of a Day Care Center for children of pre-kindergarten school age in the Municipality of St. Thomas and St. John to facilitate the employment of mothers who are able and willing to work, but who cannot now accept employment because they lack the means to employ household servants.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled.

Section 1. There is hereby established a commission of five persons to make a thorough study into the possibility of establishing a Day Care Center for children of pre-kindergarten school age in the Municipality of St. Thomas and St. John. The study shall include an estimate of cost of such a program, the possibility of private or governmental management, the extent to which mothers may help to meet expenses, a possible location for the center, and all other problems related to its establishment. The Commission shall be composed of the Director of the Virgin Islands Employment Service, the Superintendent of Social Welfare, the Superintendent of Education, and the Commissioner of Health or their representatives, and a representative of the St. Thomas Women's League to be selected by the Governor, who shall also designate the Chairman. This Commission shall submit to the Governor and the Municipal Council a report with its findings and recommendations no later than thirty days after its organization.

Mr. Bryan	...	yes
Mr. Boney	...	yes
Mr. Catty	...	yes
Mr. Reese	...	yes
Mr. Rhynes	...	yes
Mr. Richards	...	yes
Mr. Spence	...	absent

Bill No. 286

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Amend Ordinance Providing
for the Transfer of Certain Municipal Properties
to the Municipal Homestead Commission,
Approved June 4, 1953.

— 11 —

Be It Enacted by the Municipal Council
of St. Thomas and St. John in session assembled:

Section 1. Section of "Ordinance Providing
for the Transfer of Certain Municipal
Properties to the Municipal Homestead
Commission, Approved June 4, 1953, is hereby
amended by the addition of the following:

18. No. 9 a My Mordisweg
19. No. 9 c My Mordisweg

Mr. Luge	...	yes
Mr. Long	...	yes
Mr. Otley	...	yes
Mr. Price	...	yes
Mr. Rhymer	...	yes
Mr. Richards	...	yes
Mr. Sprauve	...	absent

Bill No. 284

The Ninth Municipal Council of St. Thomas + St. John
1953 - 1954

Ordinance to Authorize Advance of
Municipal and School Lunch Grants in -
aid. Funds to Treasurer of the United
States and for School Lunch Program
Division of the Department of Education
of the Government of the Commonwealth
of Puerto Rico for Purchase of Food
Commodities for School Lunch Programs.

— 11 —

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

Section 1. The Commissioner of Finance
be and he is hereby authorized to advance
to the Treasurer of the United States and for

To the School Lunch Room Division of the Department of Education of the Government of the Commonwealth of Puerto Rico monies appropriated for "Food Supplies" in each annual budget for the Municipality of St. Thomas and St. John and School Lunch Grant-in-Aid funds, in said budget, upon certification of the Production and Marketing Administration, United States Department of Agriculture, or the School Lunch Room Division of the Department of Education of the Government of the Commonwealth of Puerto Rico that such advances are required to guarantee payment of the cost of food commodities purchased by such agencies for the account of the Municipality of St. Thomas and St. John.

Section 2. Such advances of funds shall be vouchered with the approval of the Governor, subject to accounting to be rendered from time to time by the Department of Agriculture and by the School Lunch Room Division of the Department of Education of the Government of the Commonwealth of Puerto Rico.

Mr. Beque	yes
Mr. Gomez	yes
Mr. Otley	yes
Mr. Perez	yes
Mr. Pinyan	yes
Mr. Richards	yes
Mr. Sprague	absent.

Bill No. 285

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Further Amend Ordinance of October 1, 1951 "To Authorize the Governor to Sell Certain Municipal Properties and to Utilize the Proceeds of the Sale of Acquire, by Purchase or by Condemnation Proceedings, for and on behalf of the Municipality of St. Thomas and St. John, such Real Property as may be suitable sites for the construction of school facilities

authorized under Public Law 510--78 Congress, and for other Purposes."

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. It is provided under condition (2) of Section 1 of Bill No. 82, Ordinance to authorize the Governor to sell certain municipal properties and to utilize the proceeds of the sale to acquire by purchase or by condemnation proceedings, for and on behalf of the Municipality of St. Thomas and St. John, such Real Property as may be suitable sites for the construction of schools, authorized under Public Law 510--78 Congress, and for other Purposes," approved on October 1, 1956, is hereby amended as follows:

Provided, further, that the proceeds from the sale of the municipal properties described herein shall be deposited by the commissioners of Finance in a special fund, hereby created, to be expended only for the acquisition of title to suitable sites for the construction of a New High School Plant, a new Elementary School Building in St. Thomas, and new Elementary School Buildings in St. John, as authorized under Public Law 510--78th Congress, and other real property which may be needed for public purposes, and provided further that the final agreement on the sale price shall be subject to the approval of the Municipal Committee before the property is disposed of by the Governor.

Mr. Luque	...	yes
Mr. Gomez	...	yes
Mr. Oller	...	yes
Mr. Rust	...	yes
Mr. Rhymes	...	yes
Mr. Richards	...	yes
Mr. Sprauve	...	absent.

Bill No. 294

The Ninth Municipal Council of St. Thomas + St. John
1953 — 1954

Ordinance Authorizing the Governor of the
Virgin Islands to sell a strip of Land
Belonging to the Municipality of St. Thomas
and St. John

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin
Islands is hereby authorized, and
directed, to sell to Mrs. Bianca Andre
a strip of land belonging to the
Municipality adjoining her property
at No. 5a and 5aa Palm Street; to Mr
and Mrs. Jorgen B. Fog a parcel of
land at Staabiland, owned by the
Municipality adjoining their property
at Agnes Road, and to Mr. Allan
Somez a strip of land owned by
the Municipality and bordering his
property at No. 165 Constant. The
Governor shall have authority to sell
the properties described above on
such terms and conditions as he may
deem necessary.

Mr. Leque	...	yea
Mr. Somez	...	yea
Mr. Otley	...	yea
Mr. Reese	...	yea
Mr. Skye	...	yea
Mr. Rickard	...	yea
Mr. Sprauel	...	absent

Bill No. 292

The Ninth Municipal Council of St. Thomas + St. John
1953 — 1954

Ordinance to Amend Chapter I, Title 1 of the
Code of Laws of the Municipality of
Saint Thomas and Saint John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 13 of Chapter 1, Title 1 of the Code of Laws of the Municipality of St. Thomas and St. John is hereby amended to read as follows:

The Governor of the Virgin Islands shall appoint with the advice and consent of the Municipal Council, a Judge of the Police Court, whose salary shall be not less than \$6,000 per annum. The term of the Judge of the Police Court shall be four years and until his successor is appointed and qualified and during such term of office he shall not directly nor indirectly engage in private practice of law.

Section 2. This ordinance shall take effect on July 1, 1954.

Mr. Cuper	...	May
Mr. Jones	...	Yes
Mr. Miller	...	Yes
Mr. Smith	...	Yes
Mr. Brown	...	Yes
Mr. Richards	...	Yes
Mr. Spence	...	Absent

The following bills were discussed and passed over the Governor's veto with justification and certificate.

Bill No. 245 - Ordinance to provide for the payment of the officials and employees of the Municipality of St. Thomas and St. John and for other purposes, which was vetoed on September 12, 1953.

Bill No. 279 - Amendment No. 4 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1953 to June 30, 1954. Voted on September 16, 1953.

Bill No. 277 - Ordinance to establish the pay periods for officials and employees of the Government of the Municipality of

St. Thomas and St. John. Voted on September 12, 1953.

Bill No. 253 -- Ordinance to authorize the heads of departments and instrumentalities of the Government of the Municipality of St. Thomas and St. John to deduct certain sums from the payroll covering salaries of officials and employees who are members of Federal Credit Union No. 7970, and for other purposes. Voted on July 15, 1953.

The following bills were discussed and sent to the Committee of the whole for further study:

Bill No. 256 -- Ordinance concerning fees for Nightsoil Removal Service. Proposed by the Committee of the whole.

Bill No. 288 -- Ordinance Authorizing a Charge for Hot Lunch Service in the Public Schools. Proposed by Joseph A. Gomez, Trust member for the County District.

Bill No. 289 -- Ordinance to further amend the Amended Workmen Compensation Ordinance of October 10, 1946 as amended. Proposed by Gervil G. Reese, Second Member for the Town District & Henry D. Creque member at Large.

The meeting was then declared adjourned by the Chairman at 5:00 p. m.

Joseph A. Gomez
Chairman

Earle B. Otley
Secretary

Meeting of September 24, 1953.

For the Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Thursday, September 24, 1953, at 3:00 p. m.

— " —

Pursuant to call, the Chairman of the Municipal Council, Honorable Joseph A. Gomez, the Municipal Council convened in Extraordinary Session on September 24, 1953, at 3:00 p. m.

Present were:

Hon. Henry O. Crague
Joseph A. Gomez
Earle B. Otley
Percival H. Reese
Henry V. Richards

There were no correspondence read. There were no informal discussions.

The following bills were considered and adopted in the following form and votes:

Bill No 295-

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance Authorizing the Governor of the Virgin Islands to Transfer Public Plots of Land to the Municipal Land Authority, and for other Purposes.

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled

Section 1. The Governor of the Virgin Islands, subject to the approval of the Municipal Committee, is hereby empowered to transfer to the Municipal Land Authority any plot or plots of land which are presently owned or may hereafter be acquired by the

municipality of St. Thomas and St. John, provided such plots of land are not needed for any public purpose.

Section 2. Upon transfer of any plot of land to the Municipal Land Authority, such Authority shall proceed to dispose of it in accordance with the provisions of Bill No. 198, Creating the Municipal Land Authority; to Establish Municipal Homesteads; to Provide Home Loans, and for other Purposes, Approved July 7, 1953.

Mr. Bogue	Not voting
Mr. Gomez	yes
Mr. Otley	yes
Mr. Reese	yes
Mr. Alhade	yes
Mr. Rhymes	absent
Mr. Spraine	absent

Bill No. 258

The Ninth Municipal Council of St. Thomas and St. John

1953 — 1954

Ordinance Regulating Leave of Absence for Officers and Employees Desirous of Pursuing Studies outside the Municipality of St. Thomas and St. John.

As Enacted by the Municipal Council of St. Thomas and St. John in Session assembled:

Section 1. The Governor, subject to the approval of the Municipal Committee, is hereby authorized to grant study leave to officers and employees of the Municipality of St. Thomas and St. John for the purpose of pursuing advanced training courses and programs outside the Virgin Islands.

Section 2. Any official or employee who is granted a study leave under the terms of this act may be paid sums to cover necessary travel and incidental expenses. He may also be

granted all of his monthly salary, which shall be subject to the necessary and required payroll deductions.

Section 3. The Governor may transfer to a department or agency the duty of supervising the work accomplished by persons who are granted study leave, and shall have power to promulgate such rules and regulations, not in conflict with this Act as he may deem necessary. The Governor may revoke any study leave when the grantee fails to fulfill the requirements which may be set forth in the rules and regulations.

Section 4. Leaves with pay for the pursuit of studies may be granted for a period not to exceed one year.

Section 5. Not more than four officials or employees shall be granted leave with pay during any fiscal year.

Mr. Gagne	...	yes
Mr. Gagne	...	yes
Mr. O'Brien	...	yes
Mr. Piche	...	yes
Mr. Richards	...	yes
Mr. Rogers	...	absent
Mr. Sprague	...	absent

Bill No. 276

The Ninth Municipal Council of St. Thomas & St. John
1953 — 1954.

Ordinance to Provide for a Municipal
Scholarship Fund and for the Administration
Thereof.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

Section 1. There is hereby created a special fund to be known as the "Municipal Scholarship Fund," which shall be administered in the manner provided by

this ordinance. The fund shall consist of:

1. All money appropriated therefor by the Legislature;
2. All money and property hereafter received by the Municipality by gift, grant, devise or bequest for the payment of scholarships, and of all income or revenue derived from any trust created for such purpose.

Section 2. There is hereby created a Municipal Scholarship Commission to be composed of the Municipal School Board and three additional members to be appointed by the Governor and confirmed by the Municipal Council for a term of two years. The officers of the School Board shall serve in similar capacities on the Scholarship Commission.

Section 3. The Commission shall make rules and regulations governing the award of scholarships, and student loans hereafter authorized, the issuance and cancellation of certificates entitling persons to the benefits thereof, the use of such scholarships by the persons entitled thereto, and the rights and duties of such scholars, and the institutions they attend in respect to such scholarships, and providing generally for carrying into effect the provisions of this act. Such rules and regulations shall be in conformity with this act, and shall have the force and effect of law when approved by the Governor.

Section 4. Municipal Scholarships are hereby established to be maintained by the Municipality, and awarded as provided by this act. As many such scholarships as the Commission may determine, depending upon the condition of the Municipal Scholarship Fund, and the needs of the Municipality, shall be awarded annually. Each such scholarship shall entitle the holder thereof to a sum not to exceed \$300 while pursuing an approved program of education and training.

provided, however, that no such annual payment shall be made to the same individual for a period longer than two years.

(b) For the first five years of this program, the Commission shall grant not less than two scholarships each year to candidates who desire to study nursing outside the Virgin Islands.

Section 5. The Commission may grant municipal scholarships created in Section 4 to qualified candidates who are United States citizens and bona fide residents of the Municipality, who are financially unable to pursue further education or training outside the Virgin Islands without assistance, and who have proven ability and aptitude for such further education or training. This aid may be of varied character according to the needs of the candidate and his program. The amount of assistance shall in all instances be as determined by the Commission in accordance with established rules and regulations.

(b) Any and all persons accepting municipal scholarships under this ordinance shall execute a proper contract to return to the Municipality upon completion of an approved program of study, and the Municipality shall have the right to employ them for as many years as they have pursued education and training under such scholarships.

Section 6. The Scholarships Commission may also award student loans to applicants who meet the qualifications established by the Commission. Loans shall be granted on such terms and conditions as the Commission may determine.

Section 7. The Commission shall have the right and power to determine from year to year whether any scholarship or loan shall be renewed. ^{before} recommending the renewal of any scholarship.

grants, or loans the commission shall first examine into the record of the student who has benefitted from any scholarship or loan.

Section 8. The commission, upon the recommendation of the Superintendent of Education, shall grant scholarships in meritorious cases to teachers in service in the public school system, to enable them to pursue study and training for improvement in the field of teaching; and it shall promulgate regulations by which the granting of said scholarships shall be governed. The amount of each scholarship, which shall not exceed the sum of \$500 a year, shall be applied to the payment of tuition, lodging, board, transportation expenses or any other related expense in connection with the studies pursued in each case. Provided, that not more than two scholarships for summer studies shall be granted annually under this ordinance.

(b.) The Municipal Council shall specifically earmark in the annual budget an appropriation to permit the issuance of teacher scholarships, exclusive of other scholarships that may be issued under this Ordinance.

Section 9. The Scholarship Commission shall recommend to the Governor each year an appropriation to be included in the annual Municipal Budget for the issuance of scholarships and loans authorized under this Ordinance.

Section 10. Ordinance to Provide for a Municipal Scholarship Fund and for the Administration thereof, approved June 30, 1937, as amended, and all other laws dealing with scholarship matters in this Municipality, are hereby repealed.

Section 11. This act shall be titled the "Municipal Scholarship Act" and shall take effect 30 days after approval.

Mr. Lequer	...	yes
Mr. Jones	...	yes
Mr. Ottley	...	yes
Mr. Reese	...	yes
Mr. Richards	...	yes
Mr. Rhymes	...	absent
Mr. Spruce	...	absent

Bill No. 299

The Ninth Municipal Council of St. Thomas & St. John
1953 — 1954

Amendment No. 18 to the Budget for the
Municipality of St. Thomas and St. John
for the Fiscal Year July 1, 1952 to June 30, 1953.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

That the Budget for the Municipality of
St. Thomas and St. John for the Fiscal
year July 1, 1952 to June 30, 1953 is
amended as follows:

Expenditures:

Government Printing Office.

Reduce Item 01-130-1 Salaries, by \$200.00

Office of the Governor.

General Contingent

Increase Item 01-170-4, by \$200.00

Mr. Lequer	...	yes
Mr. Jones	...	yes
Mr. Ottley	...	yes
Mr. Reese	...	yes
Mr. Richards	...	yes
Mr. Rhymes	...	absent
Mr. Spruce	...	absent

Bill No. 298

The Ninth Municipal Council of St. Thomas & St. John
1953 — 1954

Amendment No. 9 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues

11. Indirect Taxes

Increase Item 9, Licenses and License Fees, by \$ 3,150

Expenditures

Office of The Government Secretary

Add new Item 01-110-2 Insurance Department

All necessary expenses including salaries, equipment and maintenance for the purpose of administering and enforcing the insurance code . \$ 3,150

Mr. Leque	...	yea
Mr. Gomez	...	yea
Mr. Otley	...	yea
Mr. Reese	...	yea
Mr. Richards	...	yea
Mr. Rhymes	...	absent
Mr. Sprawi	...	absent

Bill No. 301

The Ninth Municipal Council of St. Thomas & St. John
1953 — 1954

Amendment No. 10 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipal Council of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954 is amended as follows:

Revenues:

III. Sundry Revenues

Increase Item 14, Miscellaneous by \$2350

Expenditures

Tax Assessor + Water Commissioner

Increase Item 150-1, Salaries, Classified Employees, by \$1,200

Police And Public Safety

Increase Item 200-1, Salaries, Director of Police, by \$250

Increase Salaries of Classified Employees, by \$3900 \$ 4,150

Department of Social Welfare

Child Welfare:

Change Item 520-3, Maintenance, to read as follows: "all necessary expenses, including payment for foster home care at a standard rate of \$25 per month per child, time and conditions thereof to be determined with the advice of the Board of Social Welfare," effective September 1, 1953 and increase, by 2,000 \$7,350

Mr. Leque	yes
Mr. Gomez	yes
Mr. Otley	yes
Mr. Reese	yes
Mr. Richards	yes
Mr. Rhynes	absent
Mr. Spruce	absent

Bill No. 302

The Ninth Municipal Council of St. Thomas & St. John
1953 — 1954

Amendment No. 11 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues

III. Sundry Revenues

Increase Item 19, Miscellaneous, by \$4,000

Expenditures

Department of Health

Sanitation Service
(Night Soil Removal Division)

Increase Item 430-1, Salaries, for Employees, retroactive to July 1, 1953 including payment of \$1 per hour to laborers of the Night Soil System, by \$4,000

Mr. Lyne	yes
Mr. Jones	yes
Mr. O'Leary	yes
Mr. Price	yes
Mr. Richards	yes
Mr. Skynner	absent
Mr. Spence	absent

The meeting was declared adjourned at 5:00 p.m.

Joseph A. Gomez
Chairman

Earle R. O'Leary
Secretary

Meeting of October 19, 1953

For the Extraordinary meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for October 19, 1953, at 3:00 o'clock p.m.

11

Pursuant to call the Chairman of the Municipal Council, Honorable Joseph A. Gomez, the Municipal Council convened in Extraordinary Session on October 19, 1953, at 3:00 p.m.

Present were: Henry O. Bague
Joseph A. Gomez
Earl B. Otley
Percival H. Reese
Henry V. Richards
Weymouth Rhymes

The following correspondence were read:

Government House
Charlotte, Amalie
St. Thomas
Virgin Islands of the United States

September 25, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

I have the honor to hand you herewith Amendment No. 4 to the 1952 Pay Plan for employees in the classified service, recommended by the Director of Personnel on September 23 and approved by me on September 24. I am also attaching copy of a letter of explanation from the Director of Personnel.

Pursuant to the provisions of the Merit System Law of the Virgin Islands, I recommend to the Council early approval of this amendment. I call to your attention the fact that if this amendment be not approved within thirty days after its transmission, it becomes Law.

same as if it has been approved.

Sincerely

18/ Morris F. de Castes
Morris F. de Castes
Governor

Encl.

Government House
Charlotte Amalie
St. Thomas
Virgin Islands of the United States

October 12, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I return herewith, without approval, Bill No. 292, the Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Amend Chapter 1, Title 11 of the Code of Laws, Municipality of St. Thomas and St. John, which was passed by the Municipal Council on September 17, and presented to me on September 18, 1953.

This ordinance purports to amend the Code of Laws to provide that the Judge of the Police Court shall serve for a term of four years, that during such term he shall not directly or indirectly engage in the private practice of law, that his salary shall be not less than \$6,000 per annum, and that this change shall become effective on July 1, 1954.

On August 11 this year I vetoed a similar bill passed by the Municipal Council of St. Thomas and St. John, then to have been made effective on January 1, 1954. I find it necessary to restate now the basis of my veto of August 11:

1. While the principle of non-interference with government functions through

private work of a government official or employee is an excellent one, I do not find that this principle is here being uniformly applied.

2. If this policy is adapted, it should be adapted uniformly throughout the Virgin Islands and should not be a local law.
3. Sufficient time should be given the present incumbent to arrange his personal affairs accordingly.
4. A salary much higher than the present budgeted salary will have to be paid for the position if private practice is to be denied.
5. There is serious question as to whether it would be in the best public interest in these small communities to provide a four-year term for the Judge of the Police Court, thus making him subject to executive appointment and confirmation each four years.

While I do not necessarily concur in the wisdom of salary supplementation, I wish to point out that it is not unusual in a small community for a municipal judge to be a part-time official and to supplement his salary by private law practice. The City of Auburn, Maine, for example, with a population of about 23,000 people, pays its municipal judge approximately \$2,500 per annum and he is allowed to supplement this salary by private law practice. This is true in many other small communities.

My most serious objection, perhaps, to this bill is the question as to whether it would be in the best public interest in these small communities to provide a four-year term for the judge of the Police Court, thus making him subject to the pressures of executive appointment and confirmation each four years. As I stated in a recent public message, quoting from a guidebook on "City

management", it appears that "the shorter the term the greater the provocation for the judge to make his decisions ^{ties} in with the eccentricities of the ballot box and the importunities of local political bosses, interceding for voter-friends".

Although the Municipal Council has met two of my earlier objections, namely, the increasing of salary to not less than \$6,000 per annum, and the deferment of the effective date until July 1, 1954, there is another question regarding this bill which impels me to disapprove it again. It has come to my attention, from numerous sources, above and beyond what may be considered as pure rumor, that the enactment of this bill is a purposeful design to effectuate the removal of the present Judge of the Police Court of the Municipality of St. Thomas and St. John. No complaint has been brought to my attention as to any action of the present Police Judge which would warrant removal by the executive branch of the government or removal by legislative fiat. Therefore, I believe that is in the best interest of the people of the Municipality of St. Thomas and St. John that I should not approve this bill at this time under any circumstances.

Sincerely,

/s/ Morris G. de Castro
Morris G. de Castro
Governor

Encl.

Government House
Charlotte Amalie
Virgin Islands of the United States

October 13, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr Chairman:

I am transmitting herewith a proposed draft of amendments to Bill No. 198, *The Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Create the Municipal Land Authority; to Establish Municipal Homesteads, to Provide Home Loans and for other purposes, approved July 7, 1953.*

This proposed draft of ordinance, together with others which I shall send to the Council in regard to the powers of other Authorities established by law, is designed to provide some measure of control by the executive branch of the government through the Governor, and in the case of the exercise of the power of eminent domain, further control by both the Governor and the Municipal Council.

Under the Organic Act of the Virgin Islands the Governor is vested with general supervision and control over all Executive Agencies of the Government of the Virgin Islands. As I have pointed out to the Municipal Council recently, the trend has been in the case of separate Authorities, such as the St. Thomas Development Authority, the St. Thomas Park Authority, the Tourist Development Board, and the St. Thomas Power Authority, to remove the control of executive functions from the Governor and place them under a Board of Directors. While I do not yet question the legality of these actions, I do question the wisdom of the policy. A coordinated policy cannot be established unless the officer of the government, charged with the execution of policy, has general control and direction which, under the powers granted to the various Authorities, the Governor of the Virgin Islands does not have.

It appears to me quite singular that members of an Authority may appoint an Executive Director, or a manager, or other officials equivalent to a department head, without the concurrence of the Governor and without the consent of the Municipal

Council, while the Governor may not appoint an executive department head without the consent of the Municipal Council. I believe that the granting of such "super-government" functions to so-called independent Authorities should cease.

I recommend that careful consideration be given to the attached draft of ordinance which, in my opinion would strengthen the public confidence in the important functions to be performed by the Municipal Land Authority.

Sincerely

18/ Morris G. de Castro
Morris G. de Castro
Governor.

Encl.

Government House
Charlotte Amalie
Virgin Islands of the United States

October 13, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith Draft of Ordinance to amend Ordinance to create the St. Thomas Development Authority to place in the hands of the Governor the power of appointment of employees of St. Thomas Development Authority.

As I pointed out in previous correspondence, there has been a trend in the past few years to permit members of an Authority to appoint personnel equivalent to a department head as well as all other personnel, without the concurrence of the Governor and without the consent of the Municipal Council. Yet the Governor may not appoint either an executive department head or a minor employee on the

Municipal budget without securing the advice and consent of the Municipal Council. It appears to me that time has come to put a stop to the practice of removing the appointing power for executive agencies from the chief executive, where such power should properly reside.

The Act attached hereto would clear this situation for the future but would not, in any way, affect employees of the St. Thomas Development Authority who were employed by the Board of Directors prior to the effective date of the ordinance. This would seem to give sufficient security to present incumbents who would not be legislated out of office by this amendment.

I recommend that this Draft of Ordinance be given early consideration.

Sincerely

D/ Morris H. de Castro
Morris H. de Castro
Governor.

Encl.

Government House
Charlotte Amalie
St. Thomas, Virgin Islands
of the United States

October 13, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith Amendment No. 5 to the 1952 Pay Plan for employees in the Classified Service. The purpose of this Amendment is to provide for the payment of a differential to persons employed in the Sanitation Nightshift

service, said differential not to exceed 35 per cent of the base pay. According to the provisions of the Personnel Merit System Law of the Virgin Islands, this Amendment will become effective if not disapproved by the Municipal Council within 30 days from this date, or if approved by the Municipal Council within the said period.

Sincerely yours,

/s/ Morris G. de la Cruz
Morris G. de la Cruz
Governor

Encls

Government House
Charlotte Amalie
St. Thomas
Virgin Islands of the United States

October 15, 1953

The Honorable
The Chairman of the Municipal Committee
Charlotte Amalie
St. Thomas, Virgin Islands

My dear Mr. Chairman:

Following up on our conference this morning in regard to the need for additional funds to continue the emergency work caused by the recently unusually heavy rainstorm, I am transmitting herewith an Amendment to the Budget complete with justification, for the appropriation requested.

It is too early in the fiscal year to determine what will be the trend in the collection of revenue from the several revenue items carried on the Budget. Because of the fact, in the proposed Amendment of the Budget I have distributed the increased revenue required between Income Taxes and Trade Taxes. Later on we should again review the collection of revenues in order to determine whether it would be necessary to make some other distribution among other revenue items.

Early action by the Municipal Council

on this money bill will prevent any holdup in the emergency work which is now being carried on.

Sincerely yours,

Is. / Morris G. de Castro
Morris G. de Castro
Governor.

Encl.

P.S. I shall have no objection if you would care to add to this money bill the salary of the clerk in the High Service as requested by the High Chief.

Office of the Municipal Council
Charlotte Amalie
St. Thomas, V. I.

October 15, 1953

The Honorable Joseph A. Gorgey
Chairman of the Municipal Council of
St. Thomas and St. John
Charlotte Amalie, Virgin Islands.

My dear Mr. Chairman:

I am requesting that you call an emergency meeting of the Municipal Council of St. Thomas and St. John for the purpose of amending Section 4 of Chapter 30 (page 387) of the Code of Laws of the Virgin Islands which reads as follows:

To make an arrest, a private person, if the offense be a felony, and in all cases, a peace officer may break open the door or window of the house in which the person to be arrested is, or in which they have reasonable grounds for believing him to be, after having demanded admittance and explained the purpose for which admittance is desired."

This is a very old law passed by the Colonial Council thirty-two years ago and in itself is unconstitutional and at the same time absolutely inconsistent with

our Organic Act passed by the Congress in 1936. It is extremely important that you call this meeting, since the District Court has upheld this law and ruled against the people in a criminal trespass suit against Immigration Inspector Luther Fisher yesterday, October 14, 1953.

It was clearly indicated and defied at the trial that Luther Fisher did trespass, and not only did he violate the Constitution of the United States, but also violated our basic law which is our Organic Act. It would seem strange that a statute of local application passed in 1921 by the Colonial Council should supersede our Organic Act passed 1936. Nevertheless, the decision of the Court strikes a frightening and dangerous note since at the present time according to the Court warrants for arrest and for indiscriminate searches in dwellings are no longer necessary, and, therefore, each and every inhabitant of this island according to this law is insecure and wide open to trespass, not only by officers of peace, but also by private citizens who may suspect another of a felony. You can rest assured that the Immigration authorities may take advantage of this unique situation and resent their personal grievances at the community's expense.

If, however, we are successful in executing the necessary amendments to this law, I will call upon the Governor for prompt and immediate executive action since the people's security is at stake. Your attention to this very important matter is earnestly solicited.

Sincerely yours.

18/ Henry O. Luque
Henry O. Luque
Second Member at Large

The following bills were considered and adopted in the following form and votes:

Amendment
No 4.

to the 1952 Pay Plan for Employees on the
Classified Service, Virgin Islands.

Pursuant to Section 15(b) of the Personnel
Merit System Law of the Virgin Islands,
the Pay Plan for all employees in
the classified service as recommended
by the Director of Personnel and
approved by the Governor of the Virgin
Islands is hereby amended as follows:

<u>Class</u>	<u>Salary Range</u>
Assistant Chief Switchboard	7
Labor Foreman 1	8
Chief Switchboard Operator	10
Laundry Supervisor	12
Kitchen Manager	13
Deputy Collector of Internal Revenue	13
Assistant to the Superintendent 1 (Pub. Works)	14
Personnel Technician	14
Supervisor of Veterans Unemployment Compensation	17
Director of Accounts and Statistics	17
Director Statistical Services	18
Director Nutritional Services	18
Maintenance Engineer	18
Nursing Education Director	18
Chief, Income Tax Division	19
Director, Division of Accounting and Financing	19
Public Health Engineer	19
Public Health Nursing Director	19
Assistant Superintendent of Education	19

Recommended September 23, 1953

Approved, September 24, 1953 *W. Allmont L. James*
Director of Personnel.

S. Morris G. de Castro
Governor

Mr. Greque	yea
Mr. Gomez	yea
Mr. Atley	yea
Mr. Reese	yea
Mr. Rhymes	yea
Mr. Richards	absent
Mr. Sprauve	yea

Amendment

No. 3.

To the 1952 Pay Plan for Employees in the
Classified Service, Virgin Islands.

Pursuant to Section 15th of the Personnel Law of the Virgin Islands, the Pay Plan for all employees is herewith amended to provide that persons employed on the Sanitation Nightsoil Service may be given a differential not to exceed 35 per cent of the base pay as determined by the rules and regulations governing the administration of the plan, retroactive to July 1, 1953, subject to the appropriation of funds by the separate Municipal Councils.

Resubmitted October 12, 1953

20/ Belmont L. James
Director of Personnel

Approved: October 12, 1953

12/ Morris H. de Castro
Morris H. de Castro
Governor

Approved October 19, 1953
Municipal Council of St.
Thomas and St. John.

2. Joseph A. Gomez
Joseph A. Gomez
Chairman.

Mr. Crecque	yes
Mr. Gomez	yes
Mr. Otley	yes
Mr. Reese	yes
Mr. Rhysner	yes
Mr. Richards	absent
Mr. Spence	yes

Bill No. 242

The Ninth Municipal Council of St. Thomas & St. John

1953-1954

Ordinance to Further Amend Ordinance to
Regulate the Operation of Motor Vehicles in
St. Thomas of February 14, 1930, as amended.

11

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session Assembled:

Section 1. Section 3 (B) of Ordinance to Regulate the Operation of Motor Vehicles in St. Thomas of February 19, 1930, as amended, is hereby amended as follows:

Any manufacturer's agent or dealer in motor vehicles may apply for a dealer's license. Such application shall be sworn to or affirmed and shall contain such information as the director may require. On presentation of such application properly executed and payment of the fee hereinafter provided, the applicant shall be furnished a dealer's license and shall be entitled to purchase such number of dealer's number plates as he may desire. The plates furnished under this subsection shall bear the letter X and a number which shall be the same on all plates furnished one dealer, and in addition each set of plates shall bear a different number. Such plates shall be used only in the operation of new and used motor vehicles for sale by the dealer and shall not be used on vehicles sold, on vehicles loaned for more than five successive days, or on vehicles used in the general business of the dealer. The Director may revoke such license if he finds that such number plates are being used in violation of this section.

Section 2. Section 3 (C) of said Ordinance is hereby amended to read as follows:

If the ownership of a motor vehicle be hereafter changed, such change must be registered by the vendor in the office of the Director, and endorsed on the registration license. The operation of any motor vehicle before such registration of change of ownership has been made shall immediately make void the license heretofore issued, and the property shall be considered as remaining in the vendor's. Provided, that the provisions of this subsection shall not apply to sales of motor vehicles, not previously registered,

by dealers who have secured dealers' licenses.
 Provided, further, that the provisions of this
 sub-section shall not apply to trade-in auto
 vehicles.

Mr. Bregue yea
 Mr. Gomez yea
 Mr. Otley yea
 Mr. Reed yea
 Mr. Rhynes yea
 Mr. Sprague yea
 Mr. Richards absent.

Bill No. 303

1953-1959

Amendment No. 19 to the Budget for the
 Municipality of St. Thomas and St. John for
 the fiscal year July 1, 1952 to June 30, 1953.

— 11 —

Be It Enacted by the Municipal Council of
 St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St.
 Thomas and St. John for the fiscal year July
 1, 1952 to June 30, 1953, is hereby amended as
 follows:

Expenditures:

Harbor Department

Reduce Item 390-2, Equipment, by \$700.00

Office of the Governor

Increase Item 170-4, by \$600.00

Police and Public Safety

Increase Item 200-2, Equipment, by 100.00 \$ 700.00

Mr. Bregue yea
 Mr. Gomez yea
 Mr. Otley yea
 Mr. Reed yea
 Mr. Rhynes yea
 Mr. Richards absent
 Mr. Sprague yea

Bill No. 300

The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Ordinance Prescribing a method of computing the Biweekly, Weekly, Daily or Hourly Rate for Officials and Employees of the Municipality of St. Thomas and St. John and for any instrumentality thereof.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. For all pay computation purposes compensation established by or pursuant to law shall be regarded as payment for employment during fifty-two basic administrative workweeks of forty hours. Whenever for any purpose it is necessary to convert a basic monthly or annual rate of pay of any official or employee of the Municipality of St. Thomas and St. John and/or any instrumentality thereof to a basic biweekly, weekly, daily, or hourly rate, the following rules shall govern:

1. A monthly rate shall be multiplied by twelve to derive an annual rate;
2. An annual rate shall be divided by fifty-two or twenty-six, as the case may be, to derive a weekly or biweekly rate;
3. A weekly or biweekly rate shall be divided by forty or eighty, as the case may be, to derive an hourly rate; and
4. A daily rate shall be derived by multiplying an hourly rate by the number of daily hours of service required.

Section 2. All rates shall be computed to the nearest cent, counting one-half cent

and over as a whole cent.

Mr. Leque	yes
Mr. Jones	yes
Mr. Breeze	yes
Mr. Otley	yes
Mr. Blymer	yes
Mr. Richards	absent
Mr. Sprauve	yes

Bill No 277

The Ninth Municipal Council of St. Thomas & St. John

1953 — 1954

Ordinance to establish the Pay Periods for Officials and Employees of the Government of the Municipality of St. Thomas and St. John.

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Commissioner of Finance is hereby authorized and directed to pay all salaries of all officials and employees of the Government of the Municipality of St. Thomas and St. John on the basis of 2,080 hours per year, divided into pay periods of 80 hours each, or 26 pay periods each year; Provided, that per diem employees of the Public Works and other Departments shall be paid as of the close of business each Friday.

Section 2. Under such regulations as may be prescribed by the Governor, the Commissioner of Finance shall be allowed a sufficient period of time between the end of each pay period and the delivery of the employees' salary in to properly preaudit (1) the time and attendance of each employee, (2) prepare the payrolls, and (3) prepare the checks of the employees; Provided, that in the time lag herein authorized shall at no time exceed twelve (12) days.

Section 3. (a) Employees receiving \$100 a

month or less shall be entitled to overtime compensation equal to one and a half times the regular rate for work performed in excess of eight hours a day or forty hours a week whichever excess is calculated to give the employee the greater compensation.

(b) Any employee who is earning more than \$700 a month, but less than \$175 a month, and who is required to work in excess of 8 hours a day or forty hours a week on a regular or recurring schedule, shall be entitled to compensation equal to his regular rate of pay for such work in excess of 8 hours a day or forty hours a week whichever excess is calculated to give the employee the greater compensation.

(c) Employees whose salaries are \$175 per month and over, including those who work overtime hours occasionally and sporadically, may be granted overtime compensation or time off from their jobs with pay for a period not in excess of the overtime period worked in accordance with such general policies which shall be fixed by the Governor. Provided that the Governor in his discretion may deny either overtime compensation or time off to employees covered by this sub-section.

(d) Overtime compensation and/or compensatory time off to those employees who live and sleep at their place of employment shall not include periods when such employees are not actually on duty.

(e) Overtime compensation provided herein shall not apply in the case of employees of institutions who are furnished meals and living quarters without deductions from their pay and who, because of the nature of their duties, are required to work long, unusual or irregular hours and in consideration thereof are allowed and paid under the Pay Plan a premium wage of not less than 15% over

and above the regular rates due under the Pay Plan.

Section 4. The provisions of this law shall not apply to any employee employed in such extraordinary emergencies as those resulting directly from fire, flood, storm or similar natural forces, or epidemic of illness or disease, or emergencies involving public safety which require employment in excess of the hours specified in section 3 in order that life, health, property may be preserved.

Section 5. No employee shall suffer any reduction in compensation by the reduction of the regular work week.

Section 6. All laws or ordinances or parts thereof, as rules and regulations, in conflict with this law are hereby repealed.

Section 7. This law shall become effective November 16, 1953.

Mr. Leque	...	yea
Mr. Gomez	...	yea
Mr. Odley	...	yea
Mr. Reed	...	yea
Mr. Rhynes	...	yea
Mr. Richards	...	absent
Mr. Sprauve	...	yea

Bill No. 304

The Ninth Municipal Council of St. Thomas & St. John.
1953 - 1954.

Amendment No. 12 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:
That the Budget for the Municipality of St. Thomas and St. John for the fiscal year

July 1, 1953 to June 30, 1954 is amended as follows:

Revenues

I. Direct Taxes

Increase Item 2, Income Tax, by \$40,000.00

II. Indirect Taxes

Increase Item 11, Trade Tax, by \$20,905.31 \$60,905.31

Expenditures

Legislative Assembly.

Increase Item 001-2, Maintenance by \$3,200

Office of the Governor

Increase Item 170-4 General Contingent, by \$300

Add new sub-item 170-4-1 for 1 messenger-janitor @ \$840 per annum, effective November 1, 1953 \$560

Planning Board

Increase Item 190, by \$810.31 \$1,670.31

Public Work & Hire Department:

Maintenance:

Increase Item 310-1, Roads & Highways, St. Thomas, including cleaning and improvement of gut at estate Brookman \$15,000

Increase Item 310-2, Roads & Highways St. John, by \$,000

Add new sub-item 310-3, Extension & improvement of roadway in the vicinity of Mr. Sigurd Petersen's Home 600

Add new sub-item 310-4,
Repairs of damage caused
by rainstorm at Property
No. 3 Tamarind Gade \$455

Increase Item 320, Street
Cleaning, by 75000

Increase Item 335-2, Sewer
and salt Water Lines, by \$2,000

Increase Item 340, Maintenance
of Public Buildings, by 220

\$4,275

Fire Department:

Increase Item 317-1, Salaries,
Classified Employees, by 900 \$42,175.00
(Effective October 1, 1953)

Department of Health

Office of the Commissioner & Medical Care:

Change Item 410-3-5 to read:
"Contribution to Grant-in-Aid
Virgin Islands Department
of Health," up to and
including December 31, 1953 by 10,460.00

Department of Education

Office of the Superintendent, Etc.

Increase Item 600-3-1, Repairs
to Bareage Nursery and Other
Schools, by 2,500.00

01-800 Contributions

Add new sub-item 800-7 To
St. Thomas Development Authority
for erecting bath-houses and
other improvements at John
Brewer's Beach 900 \$60,905.31

Mr. Lique yes

Mr. Soney yes

Mr. Otley yes

Mr. Richards "absent"

Mr. Reese yes

Mr. Rhysner yes

Mr. Sprauve yes

Bill No. 305

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance setting aside the Annuity granted by the Retirement Board to Emanuel Phipps, former employee of the Public Works Department, and substituting therefor a Pension.

Whereas, It has been incontrovertibly established that "temporary employees" of the Municipality of St. Thomas and St. John do not come within the purview of the Retirement Law and as a consequence are not entitled to the Privileges and rights which appertain to members of the Retirement System; and,

Whereas, The Retirement Board inadvertently approved an annuity of \$300 per annum to former employee of the Public Works Department Emanuel Phipps, who worked continuously from 1929 to February 28, 1953, without appointment:

Be It Enacted by the Municipal Council of St. Thomas & St. John in Session assembled:

Section 1. The annuity of \$300 per annum granted by the Retirement Board to Emanuel Phipps, former employee of the Public Works Department, is hereby set aside. Beginning November 1, 1953, and thereafter during his lifetime, the said Emanuel Phipps shall receive a pension in the amount of \$480 per annum to be paid in equal monthly installments.

Mr. Creque	...	yea
Mr. Adams	...	yea
Mr. Odley	...	yea
Mr. Reed	...	yea
Mr. Rhynow	...	yea
Mr. Sprague	...	yea
Mr. Richards	...	yea

Bill No. 308

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Authorize a Supplementary Pension to Former Mayor of Public Works Department, George E. Moolenaar.

Whereas, Not more than thirty-five years George E. Moolenaar worked in the Public Works and Fire Department of the Municipality of St. Thomas and St. John; and,

Whereas, During this period of time, Mr. Moolenaar gave the best years of his life in the service of the People of this Municipality; and,

Whereas, As a reward for his faithful and devoted service in the service of the people of this Municipality, Mr. Moolenaar was awarded an annuity in the amount of \$37.91 a month; and,

Whereas, It is the desire of the People of the Municipality, through their duly elected representatives, to provide for said George E. Moolenaar an annuity which would, as nearly as possible, sustain the said George E. Moolenaar during his lifetime;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled,

Section 1. Beginning November 1, 1953, and thereafter during his lifetime, said George E. Moolenaar shall be paid, in addition to the annuity granted by the Retirement Board, a supplementary pension in the amount of \$845.00 per annum in equal monthly installments.

Mr. Greque	yes
Mr. Jones	yes
Mr. Otley	yes
Mr. Reed	yes
Mr. Rhyns	yes
Mr. Richards	yes
Mr. Sproule	absent

Bill No. 310

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Amendment No. 13 to the Budget for the
Municipality of St. Thomas and St. John for
the fiscal year July 1, 1953 to June 30, 1954.

— 11 —

Be It Enacted by the Municipal Council of
St. Thomas and St. John in Session assembled:

That the Budget for the Municipality of St. Thomas
and St. John for the fiscal year July 1, 1953 to
June 30, 1954, is amended as follows:

Revenues

III Sundry Revenues

Increase Item 14, Miscellaneous, by \$ 416.72

Expenditures

Pension and Allowances

Increase Item 84-1, Contributions
to Retirement Fund for Old
Pensions, by \$ 416.72

Mr. Creque	yes
Mr. Boney	yes
Mr. Cottle	absent
Mr. Burt	yes
Mr. Phymen	yes
Mr. Richards	yes
Mr. Sprague	yes

The following bills was sent to the
Committee of the Whole for further
study:

Bill No. 291 — Draft of Ordinance to Amend
Ordinance Concerning the Control of
Firearms and Ammunition in the
Municipality of St. Thomas and St. John.
Approved June 27, 1951. Proposed by the
Committee of the Whole.

The following bill was rejected by the following votes:

Bill No. 306 — Ordinance to Amend Ordinance to create the Municipal Land Authority; to establish Municipal Homesteads, to provide Home Loans, and for other purposes, approved July 7, 1953

Mr. Leque	yea
Mr. Gomez	may
Mr. Otley	may
Mr. Reese	may
Mr. Rhymes	may
Mr. Richards	yea
Mr. Sprauve	yea

Bill No. 307 — Ordinance to Amend Ordinance to create the St. Thomas Development Authority, approved November 3, 1947.

Mr. Leque	may
Mr. Gomez	yea
Mr. Otley	yea
Mr. Reese	yea
Mr. Rhymes	yea
Mr. Richards	may
Mr. Sprauve	absent

A motion was made to override the Governor's veto on Bill No. 292 — Ordinance to Amend Chapter 1, Title 1 of the Code of Laws of the Municipality of St. Thomas and St. John, but was rejected by the following votes:

Mr. Leque	absent
Mr. Gomez	yea
Mr. Otley	yea
Mr. Reese	yea
Mr. Rhymes	yea
Mr. Richards	absent
Mr. Sprauve	may

The meeting was adjourned at 5:00 o'clock P.M.

Joseph A. Gomez
Chairman

Earle B. Otley
Secretary

Meeting of November 16, 1953

Of the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman, for Monday, November 16, 1953, at 3:00 P. M.

— " —

Pursuant to call of the Chairman, in accordance with Section 13 of the Organic Act of the Virgin Islands, the Municipal Council of St. Thomas and St. John convened in Extraordinary Session on Monday, November 16, 1953, at 3:00 P. M.

Present were:

Hon. Joseph A. Gomez, Chairman
 Hon. Earl B. Otter, Secretary
 Hon. Henry C. Lippert
 Hon. Henry V. Richards
 Hon. Percival H. Reese

There were no correspondence read. There were no informal discussion.

The following bills were adopted in the form and by the vote indicated:

Bill No. 311

The Ninth Municipal Council of St. Thomas and St. John
 1953-1954.

Ordinance to Authorize the Governor for and on behalf of the Municipality of St. Thomas and St. John, to accept deed for Purchase of certain Portions of Estate Anna's Nancy

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands, is hereby authorized, for and on behalf of the Municipality of St. Thomas and St. John, to accept the following deed for the purchase of certain portions of Estate Anna's Nancy:

"Deed

This Indenture made at Charlotte Amalie, St.

Thomas, Virgin Islands, on the day of November 1953, by and between E. Lisa Margareta Rosa Morch, by her attorneys in fact David E. Maas, grantor, and the Municipality of St. Thomas and St. John, Grantee,

Witnesseth: That the Grantor, for and in consideration of the sum of Eleven Thousand Nine Hundred Seventy Six (\$11,976) Dollars and other good and valuable considerations paid by the Grantee, receipt of which is hereby acknowledged, does hereby bargain, sell, grant and release unto the Grantee, its successors and assigns forever in fee simple absolute, all that certain lot, plot, piece or parcel of land with all improvements, fixtures, and appurtenances thereto situate, lying, and being in St. Thomas, Virgin Islands, and described as:

Parcels Nos. 1 and 2 of Estate Anna's Yancy, Southside Quarter, St. Thomas, consisting of 14.97 acres more or less, as described in P. W. Drawings Nos. D3-226-453 and D3-21-453 and according to the attached boundary descriptions.

Together with all the appurtenances, and all the estate, rights, title and interest of the Grantor, her heirs and assigns in and to said premises;

To Have and To Hold the premises herein granted unto the Grantee, its successors and assigns forever;

And the Grantor covenants as follows:

First: That the Grantor is seized of said premises in fee simple and has good right to convey the same;

Second: That the Grantee shall quietly enjoy the said premises in accordance with the restrictions hereinafter enumerated;

Third: That the said premises are free from encumbrance;

Fourth: That from the date of the execution hereof all unpaid rentals due to the Grantor from the tenants on

the land conveyed hereunder are cancelled;

And the Grantor does restrict this conveyance by the following terms and provisions which shall be binding upon the Grantee, its successors and assigns, without exception:

1. That it is the understanding of the parties that the land conveyed herein shall be placed under the jurisdiction of the Municipal Land Authority, as a like municipal agency for the purpose of immediate resale to citizens of the Municipality on terms not in conflict with the Land and Home Act or the terms and conditions hereafter enumerated;
2. That the first opportunity to purchase the land of Anna's Fancy from the Municipality, or the municipal agency in charge of the land, shall go to those persons currently owning and living in superficial buildings located on Anna's Fancy, or leasing land upon which no buildings have been erected. Hereafter, those persons living in rented houses located on the realty shall be given an opportunity to purchase a plot of land of Anna's Fancy;
3. That the municipality, or the municipal agency in charge of the property, shall, in the sale of land at Anna's Fancy, give due consideration to requiring the purchasers to relocate buildings, where necessary, for health, sanitary and safety reasons, and with a view to eliminating the present over-crowded conditions so as to benefit the community by reason of the improved appearance and atmosphere of the area;
4. That the municipality of St. Thomas and St. John shall maintain perpetually in proper and decent condition the walls and grass area of the Mark family burial ground. The land and walls of the burial grounds shall be the

property of the municipality. The buildings of the burial ground and all graves, monuments, and vaults thereon, shall remain the property of Elisa M. March, her heirs and assigns forever, free of taxation by the said municipality. The municipality shall cause a small brass plaque to be erected at the main entrance gate to the burial ground, indicating that it is the burial ground of the March family. The municipality shall prevent the degradation of the premises by the discarding of trash thereon.

5. That the terms and conditions of that separate contract entered into by the parties hereto and of even date herewith, and relating to the public road right-of-way to the upper portion of Estate Anna's Gracey (which upper portion has been reserved by the Grantor and is not conveyed hereunder) shall be considered integral conditions hereof and binding upon the Grantee;

And the Grantor further requires:

1. That the payment by the Grantee to the Grantor of the consideration hereinabove stated and the acceptance by the Grantee of the title and ownership of the realty herein conveyed shall be deemed on the part of the Grantee as full acceptance of, and accord with, all conditions, restrictions and requirements herein set forth;

Further, Grantor states that the anticipated full compliance by the Grantee, its successors and assigns, with the conditions, restrictions and requirements of this conveyance, is the principal reason that the Grantor has required a consideration herein in a reasonable amount within the means of the Grantee;

In Witness Whereof, The Grantor, Elisa Margarita Rosa March, by her attorney-in-fact, David E. Moas, has hereto set her hand the day and year first above written.

In the presence of:

Elisa Margarita Rosa March by
David E. Maas.

David E. Maas, attorney-in-
fact for Elisa Margarita
Rosa March under Power
of Attorney dated March 21,
1952 and attached hereto.

The conditions, restrictions and requirements
hereinafter set forth are accepted by the
Municipality of St. Thomas and St. John.

Morris G. de Castro, Governor of
the Virgin Islands, for the
Municipality of St. Thomas
and St. John.

Mr. Creque	yes
Mr. Gomey	yes
Mr. Reese	yes
Mr. Otley	yes
Mr. Richards	yes

Bill No. 314.

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Amendment No. 14, to the Budget for the
Municipality of St. Thomas and St. John for
the fiscal year July 1, 1953, to June 30, 1954.

— 11 —

Be It Enacted by the Municipal Council
of St. Thomas and St. John in session
assembled:

That the Budget for the Municipality of
St. Thomas and St. John for the fiscal
year July 1, 1953 to June 30, 1954 is amended
as follows:

Revenues:III. Sundry Revenues

Increase Item 14, Miscellaneous, by \$15,000

ExpendituresMunicipal Land Authority

Increase Item 800-C, Municipal Land Authority (Homestead and Home Fund) for the purchase and improvements of certain portions of Estate Anna's Hancy, by \$15,100

Mr. Leque yea
 Mr. Gomez yea
 Mr. Otley yea
 Mr. Perez absent
 Mr. Richards yea

Bill No. 313

The Ninth Municipal Council of St. Thomas & St. John.

1953 - 1954

Ordinance to Amend Ordinance "To Create the Municipal Land Authority; to Establish Municipal Homesteads, to Provide Home Loans, and for other Purposes," "Approved July 7, 1953."

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 13 of Ordinance "To Create the Municipal Land Authority; to Establish Municipal Homesteads, to Provide Home Loans, and for other Purposes," approved July 7, 1953, is hereby amended to read as follows:

Notwithstanding other provisions of this Act the authority shall make loans for housing in accordance with the regulations of the Federal Housing Commissioner for mutual mortgage insurance under all section of the National Housing Act, as amended.

In such cases the authority shall comply with said regulations in the entire procedure of filing and processing applications, making of loans, and the mortgaging of property.

Mr. Leque yea
 Mr. Gomez yea
 Mr. Attley yea
 Mr. Reed yea
 Mr. Richards yea.

Bill No. 315.

The Ninth Municipal Council of St. Thomas and St. John

1953-1954.

Ordinance to Further Amend Ordinance to Regulate the Operation of Motor Vehicles in St. Thomas of February 14, 1930, as amended.

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1, Section 3(a) of Ordinance to Regulate the Operation of Motor Vehicles in St. Thomas of February 14, 1930, as amended, is hereby amended as follows:

Any manufacturer's agent or dealer in motor vehicles may apply for a dealer's license. Such application shall be sworn to or affirmed and shall contain such information as the Director may require. On presentation of such application properly executed and payment of the fee hereinafter provided, the applicant shall be furnished a dealer's license and shall be entitled to purchase such number of dealer's number plates as he may desire. The plates furnished under this sub-section shall bear the letter X and a number which shall be the same on all the plates furnished one dealer, and in addition each set of plates shall bear a different number. Such plates shall be used only in the operation of new and used motor vehicles for sale by the dealer, and shall not be used on vehicles sold, on vehicles loaned for more than five

successive days, or on vehicle, used in the general business of the dealer. The Director may revoke such license if he finds that such number plates are being used in violation to this section.

Mr. Leque	...	yes
Mr. Gomez	...	yes
Mr. Otley	...	yes
Mr. Reed	...	yes
Mr. Richards	...	yes

The meeting adjourned at 4:20. P. M.

Joseph A. Gomez.
Chairman

Ernie B. Otley
Secretary

Meeting of December 1, 1953.

For the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Tuesday December 1, 1953, at 3:00 o'clock.

Pursuant to Call of the Chairman, in accordance with Section 13 of the Organic Act of the Virgin Islands, the Municipal Council of St. Thomas and St. John convened in Extraordinary Session on Tuesday, December 1, 1953, at 3:00 P.M.

Present were:

Hon. Joseph A. Jones, Chairman
 Cecil B. Coffey, Secretary
 Henry O. Legge
 Bernard H. Chase
 Henry V. Richards

There were no correspondence read. There were no informal discussion.

The following bills were adopted in the form and by the votes indicated.

Bill No. 316

The Ninth Municipal Council of St. Thomas & St. John

1953-1954

Amendment No. 15 to the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954

Be It Enacted by the Municipal Council of St. Thomas and St. John in Session Assembled:

That the Budget for the Municipality of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues:

IV Sundry Revenues

Increase Item 15, Contribution from the St. Thomas Virgin Islands, Lottery by \$6,345.00

Expenditures

Public Works & Fire Department

Increase Item 310-1, Roads and Highways, St. Thomas (Special Projects) by 89,360

Department of Social Welfare

Add new sub-item 01-511, Special Relief Sewing Project for the Island of St. John . . . 1,000

Add new sub-item 01-546-1, Special Appropriation to the Public Assistance Fund, for Christmas grants to needy persons in St. Thomas and St. John, by 1,580

Add new item 01-547, Christmas grants of \$3.00 to 135 Virgin Islands Patients at St. Elizabeth's Hospital, by 405 \$ 6,345.00

Mr. Cague yes
Mr. Roney yes
Mr. Odley yes
Mr. Rust yes

Bill No. 317

The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Ordinance to Amend "Ordinance to Establish the Pay Periods for Officials and Employees of the Government of the Municipality of St. Thomas and St. John," Approved October 22, 1953.

Best Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 3 of "Ordinance to Establish the Pay Periods for Officials and Employees of the Government of the Municipality of St. Thomas and St. John," Approved October 22, 1953, is hereby amended to read as follows:

No employee shall suffer any reduction in compensation by the reduction of the regular work week. Employees who are enjoying a work week of less than 40 hours prior to November 16, 1953, shall not be required to work longer periods by virtue of the enactment of this Ordinance, unless they are granted additional compensation for such additional hours of work.

Mr. Cragg	.....	yea
Mr. Gomez	.....	yea
Mr. Otley	.....	yea
Mr. Price	.....	yea
Mr. Richards	.....	yea

The meeting adjourned at 3:30 p. m.

Joseph A. Gomez
Chairman

Carl R. Otley
Secretary

Meeting of December 15, 1953

For the Extraordinary meeting of the
Municipal Council of St. Thomas and St.
John called by the Chairman for Tuesday
December 15, 1953, at 2:00 O'clock P. M.,
St. Thomas, Virgin Islands

Pursuant to call of the Chairman, in
accordance with Section 13 of the Organic
Act of the Virgin Islands, the Municipal
Council of St. Thomas and St. John
convened in Extraordinary Session on
Tuesday, December 15, 1953, at 2:00 P. M.
Present were:

Hon. Joseph A. Gomez, Chairman
Earle B. Offley, Secretary
Henry O. Greque
Percival H. Greese
Weymouth Rhymur
Henry V. Richards

There were no correspondence read. There
were no informal discussions. The
following bills were adopted in the form
and by the votes indicated.

Resolution

The Monthly Municipal Council of St. Thomas
and St. John.
1953-1954

Approving the transfer of the sum of
\$33,287.26 to the Municipality of St. Croix.

Be It Resolved and it is hereby resolved
by the Municipal Council of St. Thomas
and St. John in session assembled:

That pursuant to Bill No. 283, to Authorized
Transfer of Unobligated Federal Grants
within the Treasury of the Virgin Islands,
Approved September 17th, A. D. 1953, the
Governor is hereby authorized to
transfer the sum of \$33,287.26 from the
account of the Municipality of St. Thomas
and St. John to the account of the Municipality
of St. Croix, Fiscal Year 1953.

Mr. Leque	...	May
Mr. Gomez	...	yes
Mr. Otley	...	yes
Mr. Reese	...	yes
Mr. Rhymes	...	yes
Mr. Richards	...	yes

Bill No. 247

The Ninth Municipal Council of St. Thomas and St. John
1953-1954

Ordinance to Provide Awards for Employees
in the Government Service for a Period of
20 years or more.

Be It Enacted by the Municipal Council
of St. Thomas and St. John in session
Assembled:

Section 1. Any employee of the Municipality
of St. Thomas and St. John and the
Government of the Virgin Islands, whether
Federally or Municipally paid, who has
been in the Government Service in the
Virgin Islands for twenty (20) years or more
shall receive an award for such service
to be presented by the Governor of the Virgin
Islands. Such awards shall include,
but not necessarily be limited to, silver
or gold emblems appropriately symbolizing
the employee's length of service. The
Governor is hereby authorized to select the
type of awards to be presented, to
arrange for ceremonies at which such
awards shall be made, and to issue
whatever rules and regulations that
may be necessary.

Mr. Leque	...	yes
Mr. Gomez	...	yes
Mr. Otley	...	yes
Mr. Reese	...	yes
Mr. Rhymes	...	yes
Mr. Richards	...	yes

Bill No. 255

The Ninth Municipal Council of St. Thomas and
St. John
1953-1954.

Ordinance to Amend "Ordinance Creating an Official Lottery in the Municipality of St. Thomas and St. John to be known as the St. Thomas Virgin Islands Lottery; to provide funds for Hospitalization, Sanitation, Education, Poor Relief; and for Other Purposes," Approved June 1, 1937, as Amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Section 13, of "Ordinance Creating an Official Lottery in the Municipality of St. Thomas and St. John to be known as the St. Thomas Virgin Islands Lottery; to provide funds for Hospitalization, Sanitation, Education, Poor Relief; and for other Purposes," approved June 1, 1937, as amended, is amended by addition of the following sub-sections:

(a) Lottery prizes shall be free of all taxes. Any person who wins a prize in the Lottery, shall be entitled to receive a sum from the Municipality equal to the amount of any income tax paid on such prize. The Commissioner of Finance shall determine the specific amount to which each prize winner is entitled, and he is hereby authorized to make payment of said amount in each case to the person entitled to receive same from funds available in the treasury of the Lottery.

Mr. Leque	yea
Mr. Jones	yea
Mr. Otley	yea
Mr. Beck	yea
Mr. Rogers	yea
Mr. Richards	yea.

Bill No. 321

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Amend Bill No. 256, "Ordinance to Amend Ordinance to set up fees for

Piloting, Wharfing and Mooring Vessels in the Port of St. Thomas, Virgin Islands, and for other Purposes, 'approved June 29, 1949, " Approved June 25, 1953.

"

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled.

Section 1. Bill No. 256, "Ordinance to Amend Ordinance 'To set up fees for Piloting, Wharfing and Mooring Vessels in the Port of St. Thomas, Virgin Islands, and for other purposes, 'approved June 29, 1949, "Approved on June 25, 1953, is hereby repealed.

Mr. Longue.	.....	yea
Mr. Longue.	.....	yea
Mr. Longue.	.....	yea
Mr. Longue.	.....	yea
Mr. Longue.	.....	yea
Mr. Longue.	.....	yea

Bill No. 282

The ninth Municipal Council of St. Thomas and St. John

1953-1954.

Ordinance to authorize the Governor, for and on behalf of the Municipality of St. Thomas and St. John, to transfer title to a certain Portion of Right-of-way to the Owners of Estate Bance Bay, for and in consideration of said Owners, Relocating, building and dedicating to the Municipality a new Public Road.

"

Whereas, The Owners of Estate Bance Bay, St. John, are willing to re-locate, build and dedicate to the Municipality of St. Thomas and St. John a new road passing through their property in consideration of the relinquishment or transfer of the right-of-way or title to the existing roadway now traversing said property and used by the general public; and,

Whereas, This relocation of the Public road will not adversely affect travel in this area:

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor, for and on behalf of the Municipality of St. Thomas and St. John, is hereby authorized to formally transfer to the Owners of Estate Caneel Bay title to the right-of-way to that portion of the present public road passing through Estate Caneel Bay, for and in consideration of the Owners of Estate Caneel Bay Relocating building and dedicating to the Municipality of St. Thomas and St. John a new public road in accordance with plans to be approved by the Governor and the Municipal Council; provided, that access from said new public road shall be made available to the general public to a new pier to be built by the Owners of Caneel Bay north of the existing pier.

Mr. Beque	...	yea
Mr. Jones	...	yea
Mr. Otley	...	yea
Mr. Price	...	yea
Mr. Rhynes	...	yea
Mr. Richards	...	yea

Bill No. 291

The Ninth Municipal Council of St. Thomas + St. John
1953 - 1954

Revised Ordinance concerning the Control of Firearms and Ammunition in the Municipality of St. Thomas and St. John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. With the exception of merchants who deal in ammunition, every person, 18 years of age or over, desirous of purchasing,

owning, or possessing fire-arms, except
 pistols and revolvers, may do so,
 provided that within 48 hours after
 he becomes a lawful owner or
 possessor he shall register same with
 the Police Department, giving make,
 caliber, and serial number of the
 article in question; and shall pay a
 registration fee as provided herein;
 provided, however, that any person
 desirous of purchasing, owning, or
 possessing a pistol or revolver, shall
 make application for license therefor
 to the Police Department upon a
 form to be provided for that purpose
 by the Government. This form
 shall provide for declaration by the
 applicant for his purpose of having
 ownership or possession of said pistol
 or revolver and shall be endorsed by
 two resident citizens of good repute.
 Licenses may be issued therefor by
 the Police Director in his discretion
 upon payment of an initial
 registration fee of Four (\$4.00) Dollars
 for each rifle or shot gun, and
 Five (\$5.00) Dollars for each pistol,
 revolver, or automatic weapon. Provided,
 that non-residents upon entering this
 municipality, shall register firearms
 owned and for possession by them upon
 arrival and shall pay the registration
 fee as required herein. After the
 initial registration every firearm, pistol
 revolver, or automatic weapon shall
 be re-registered at the Office of the
 Director of Police not later than
 January 15 of each calendar year
 without fee. No person convicted
 of a felony shall own, possess or
 be eligible to register any rifle,
 shotgun, pistol, revolver or automatic
 weapon. It shall be illegal for
 any person to own, possess or transport
 such weapons as Tommy-gun, sub-
 machine-guns, sawed-off shotguns, or
 similar weapons used by the Armed
 Forces, unless such weapons are made
 inoperative by the Police Department.
 The Director may investigate any applicant
 before issuing him a license.

Section 2. Upon the effective date of this ordinance, all firearms that are now licensed and in possession of their lawful owners shall be exempt from payment of the initial registration fee provided in this ordinance; provided there is no transfer of ownership. Permanent exemption may be granted by the Director of Police to owners of firearms who collect same for historical or decorative purposes. This section shall not be deemed to cancel unpaid license fees for the calendar year 1953.

Section 3. Immediately upon transfer of ownership by sale, gift or otherwise, the new owner shall register said firearms as herein provided. In the case of pistols or revolvers the prospective purchaser shall apply to the Police Department for a license in accordance with the provisions of Section 1 hereof, provided that the transferor shall notify the Police that he has disposed of said firearm registered under his name.

Section 4. Upon registration of the firearms mentioned herein, the Director of Police shall issue an identification card bearing the owner's name, photograph, identification particulars concerning rifles and shotguns and, in the case of pistols and revolvers, fingerprints of the owner in question.

Section 5. All licensed dealers in firearms shall report all sales thereof to the Police Department within twenty-four hours after each such sale is effected. Licensed dealers in firearms and ammunition shall be required to comply with the provisions of this ordinance dealing with ownership, possession, registration, and transfer of title of firearms only in the case of such weapons owned or possessed by them for their personal use, and not for commercial purposes.

Section 6. Any person convicted of a violation shall be punishable by a fine of not less than twenty-five (\$25) dollars.

and not exceeding one hundred (\$100) dollars; provided, that the firearm in question shall be confiscated by the Police, to be returned to the owner only after the same is properly registered as required, and then only at the discretion of the Director of Police.

Section 7. All laws or ordinances or parts thereof in conflict herewith, and particularly the ordinance of June 9, 1917, concerning the control of firearms and ammunition and Ordinance of June 27, 1944, concerning the control of firearms and ammunition in the Municipality of St. Thomas and St. John are hereby repealed.

Mr. Bogue	...	yea
Mr. Bony	...	yea
Mr. Cuddy	...	yea
Mr. Dyer	...	yea
Mr. Thompson	...	yea
Mr. Richards	...	yea

Bill No. 318

The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Amendment No. 16 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954, is amended as follows:

Revenues:

I Direct Taxes

Increase Item 2, Income Tax, by ... \$23,000

II Indirect Taxes

Increase Item 4, Revenues from Customs ... \$5,000

Increase Item 5, Taxes on Inheritance . . . 10,000 00

Increase Item 11, Trade Taxes, by . . . 5,165.48 43,165.48

Expenditures:

Municipal Council & Committee

Increase Item 01-10-3, Maintenance, by . . . 2,000

Finance Department

Increase Item 140-3, Maintenance, by . . . 2,000

Public Works & Fire Department

Increase Item 310-1

For paving a portion of King's Wharf \$3,000

Repairing of road at Hospital Grounds 600

Increase Item 330 -

For installing of 12 new
Street Lights . . . 600

Increase Item 335-2 -

Extension of Sewer Lines
at Hospital Grounds . . . 400 \$4,600

Fire Department

Increase Item 373-3, Maintenance, by . . . 1,200

Tourist Development

Increase Item 802-1

Contribution to Tourist Development
Fund to liquidate outstanding
obligations . . . 3,365.48

Tax Refunds

Increase Item 9051, by . . . 30,000 \$43,165.48

The amount of "\$540.00" appearing under Public
Works in Bill No. 271, Amendment No. 2 is hereby
changed to read "\$300.00".

The following changes are hereby made in the
Bill listed below:

Bill No. 275 to read Amendment No. 4
 Bill No. 280 to read Amendment No. 6
 Bill No. 290 to read Amendment No. 8
 Bill No. 298 to read Amendment No. 9
 Bill No. 301 to read Amendment No. 10
 Bill No. 302 to read Amendment No. 11
 Bill No. 304 to read Amendment No. 12
 Bill No. 310 to read Amendment No. 13
 Bill No. 314 to read Amendment No. 14

Mr. Breque yes
 Mr. Gomez yes
 Mr. Otley yes
 Mr. Reese yes
 Mr. Rhymes yes
 Mr. Richards yes

Bill No 319

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Waive Any Stamp Due and Recording or Other Fees which may be Required in Connection with the Purchase of a Portion of Estate Anna's Grace by the Municipality of St. Thomas and St. John.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. Any stamp due and recording or other fees required to be paid in connection with the deed for the purchase by the Municipality of a portion of Estate Anna's Grace are hereby waived. The appropriate administrative officers are hereby authorized to make the proper certification on the said deed indicating that the stamp due and other fees have been waived pursuant to this ordinance.

Mr. Breque yes
 Mr. Gomez yes
 Mr. Otley yes
 Mr. Reese yes
 Mr. Rhymes yes
 Mr. Richards yes

Bill No. 288.

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance Authorizing Acceptance of
Contributions to the School Lunch Fund.

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled;

Section 1. The Department of Education may accept contributions to the School Lunch Fund on the basis of 5¢ for each hot lunch served in the public and parochial school systems.

Section 2. The Superintendent of Education shall prescribe the method to be used for collecting the above stated contribution for hot lunches which shall, upon collection, be deposited in the School Lunch Fund of the Municipality of St. Thomas and St. John.

Section 3. This Ordinance shall expire on the close of the current school year.

Mr. Breque	yea
Mr. Gomez	yea
Mr. Otley	yea
Mr. Price	yea
Mr. Rhymee	yea
Mr. Richards	yea

Bill No. 312

The Ninth Municipal Council of St. Thomas and St. John.
1953-1954

Ordinance to Further Amend Ordinance
Authorizing the Governor to Lease or Sell Lot
No. 3 Aaa Cruz Bay Town, Island of St. John,
Virgin Island, Approved July 25, 1951.

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled;

Section 1. That Section 1 of Ordinance Authorizing the Governor to Lease or Sell Lot No. 388a Bay Bay Town, island of St. John, Virgin Islands, be and is hereby amended to read as follows:

That the Governor of the Virgin Islands, on behalf of the Municipality of St. Thomas and St. John, with the approval of the Municipal Committee, be and he is hereby authorized and empowered to lease or sell, for purpose of tourist development, and on such terms as he shall consider advantageous to the said Municipality, the whole, part or parts of the Property known and designated as Lot No. 388a, approximately 2 1/2 acres more or less, Bay Bay Town, Island of St. John, according to a detailed survey thereof to be included in the call for bids thereon for lease or purchase as herein authorized. There shall be included in the terms of such lease or deed of conveyance transferring such property or part thereof from the Municipality to the successful bidder the provisions that the land shall revert to the Municipality at any time it is not developed and used for hotel or other tourist promotion purposes. The District Court of the Virgin Islands shall have sole power to decide on the compliance or non-compliance of the lease or transferee with this provision.

Section 2. The Governor is hereby authorized to modify any lease or deed of conveyance already executed under the Ordinance of July 20, 1951, in accordance with the provisions of this amendment.

Mr. Leque	...	yea
Mr. Gomez	...	yea
Mr. Otter	...	yea
Mr. West	...	yea
Mr. Thompson	...	yea
Mr. Richards	...	yea

The meeting adjourned at 4:30 p. m.

Joseph R. Gomez
Chairman

Edle B. Otter
Secretary

Meeting of January 14, 1954.

Of the First Ordinary Meeting of the Municipal Council of St. Thomas and St. John held Thursday, January 14, 1954, at 2:00 P.M.

"

Pursuant to Call of the Governor of the Virgin Islands, in accordance with Section 13 of the Organic Act of the Virgin Islands, the Municipal Council convened in its first Ordinary Meeting for the calendar year 1954 on Thursday, January 14, 1954, at 2:00 O'clock P.M. Present were:

Hon. Joseph A. Gomez
Hon. Earle B. Otley
Hon. Henry O. Cregue
Hon. Percival H. Reese
Hon. Weymouth Rhymes
Hon. Henry V. Richards
Hon. Julius E. Sprauve

The following elections and appointments were made pursuant to the Rules of Business:

Chairman - Honorable Joseph A. Gomez
Vice-Chairman - Hon. Percival H. Reese
Secretary - Hon. Henry V. Richards
Municipal Committee - Hons. Earle B. Otley, Percival H. Reese, Weymouth Rhymes.
Substitutes, Municipal Committee - Hons. Henry V. Richards, Julius E. Sprauve.
Committee on Investigations - Hons. Percival H. Reese, Weymouth Rhymes, Henry V. Richards
Committee on Appointments - Henry O. Cregue, Earle B. Otley, Julius E. Sprauve.

The following communications were read:

Government of the United States
The Virgin Islands of the United States
Virgin Island Department of Health
November 18, 1953.

Honorable Jose Gomez.
Chairman of the Municipal Council
Charlotte Amalie, Virgin Islands.

Dear Mr. Gomez:

For more than two years I have been using

various legal and ethical means, including appeal to the Personnel Board, to bring about a salary adjustment in keeping with the scope of the program and responsibilities involved in the position I held, but without success.

When the last amendment to the Pay Plan was submitted by the Administration for consideration by the Municipal Council, I looked for notice of a public hearing on the matter with the idea of presenting my case. However, though it was my understanding that Personnel Rules and Regulations require such a hearing, no public hearing was held, and I did not know that the amendment had been approved by the Municipal Council until two weeks ago.

It is my firm conviction that the treatment I have received is in violation of the principles of the Personnel Merit System Law, and so I am appealing to the Municipal Council for an investigation of the administration of the Merit System Law.

The history of my case is a long one, and in order that you may have enough information to determine whether there is sufficient cause for an investigation, I am asking for an opportunity to appear before you or any member or members of the Municipal Council designated by you to present my side of the case.

Since I am considered an insular employee, I am not sure whether the proper body to consider the matter is the Municipal Council of St. Thomas and St. John or the Legislative Assembly.

In the event that the proper body is the Legislative Assembly I am still appealing to you as a member of that body for help in securing justice in the application of the Personnel Merit System Law.

I shall be grateful for whatever you can do to remedy the situation.

Sincerely

Bertha C. Boschulte
Director of Statistical Services

Government House
Charlotte Amalie, St. Thomas, V.I.

December 1, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith three copies of the report of the Study Commission for Day Care Centers. The Commission has made certain recommendations for the establishing of a Day Care Center in this Municipality. At a later date, I should like to discuss these recommendations with the members of the Municipal Council.

Sincerely yours,
Maurice F. de Castro,
Governor

Enclosures.

Government House
Charlotte Amalie, St. Thomas, V.I.

December 9, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Reference is made to Bill No. 297, the Ninth Municipal Council of St. Thomas and St. John, 1953-1954, an Act to establish a Commission to study the need for opening a Day Care Center for children of Pre-Kindergarten School Age, approved September 2, 1953.

The commission has recently rendered a most excellent report entitled, "Report of the Day Care Study Commission", copies of which have been sent to the Municipal Council.

There is no doubt in my mind that there is an urgent need for the establishment of a

Day Care Center in St. Thomas. The material presented by the Commission and the Justifications submitted by the Commission for Group Day Care Centers speak for themselves as to this need.

The Commission recommends that a day care program should be established in the Municipality of St. Thomas and St. John, with an established budget for the period January 1st to June 30th, 1954, of \$11,682.30, of which \$960.00 will be received as income from the parents of children, and municipal appropriations of \$10,722. will be required. For the next fiscal year the estimated cost of \$10,574 with receipts of \$1,720 from parents of children, and municipal appropriations of \$8,854. The Commission also recommends that private organizations such as the Chamber of Commerce, the Women's League, Mary and Joseph Society, Masons, Goodwill Lodge, St. Thomas Labor Union and industrial organizations should be invited to sponsor and actively participate in the Day Care Program.

Although I am heartily in sympathy with the objectives of the program, and although I believe that it would be in the best interest of the people of the islands to have such centers established in the islands, I cannot see my way clear to make any recommendations at any time in the immediate future for additional municipal appropriations for this purpose. It seems to me that we should concentrate our municipal appropriations on activities already functioning and then undertake to do those well without burdening the municipality with additional functions and institutions. It is well known that we shall need more funds to operate our schools, our hospitals, to repair our public roads, and many other needs. Although the provisions of a Day Care Center is as urgent as many of these requirements, yet these requirements have already been established and should be properly maintained before extending the municipal operations to other activities.

Accordingly, I regret to state that I shall not be in a position to approve any municipal appropriation for a Day Care Center in the immediate future. It is my hope that private organizations may not only be able to sponsor, but perhaps to finance such a center. I suggest that such private organization be invited to do so, and if you desire, a joint meeting of the legislative and executive branch of the government, with a number of these organizations may be called early next year to explore this possibility.

Sincerely yours,
Morris H. de Beato
Governor.

The West Indian Company, Ltd.
St. Thomas, V.I.

December 16, 1953

Mrs. Joseph A. Komey,
Chairman, Municipal Council
of St. Thomas & St. John,
Charlotte Amalie,
St. Thomas, Virgin Islands.

Dear Sir:

We wish to express our thanks to the Municipal Council for the action taken in repealing the Signal Fire Ordinance, which is, undoubtedly, in the best interest of the community.

Yours faithfully,
The West Indian Company, Limited
C. C. Bush.

Government House
Charlotte Amalie, St. Thomas, V.I.

December 16, 1953.

The Honorable
The Chairmen of the Municipal Council
Charlotte Amalie,
St. Thomas, Virgin Islands

my dear Mr. Chairman:

I am transmitting herewith Amendment # 7 to the 1952 Pay Plan for Employees in the Classified Service, Virgin Islands. In accordance with the provisions of Section 15 of the Virgin Islands Merit System Law, this Amendment will become effective if not disapproved by the Municipal Council within 30 days after receipt thereof or if approved by the Council at an earlier date.

Sincerely yours,
Merrin G. de Santos
Governor

Enclosure.

Government House
Charlotte Amalie, St. Thomas, D.R.

December 22, 1953

The Honorable
The Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands,

My dear Mr. Chairman:

I am returning herewith the following Bills which were passed by the Municipal Council of St. Thomas and St. John, vetoed by the Governor, passed over the Governor's veto by the Municipal Council, and forwarded to the President of the United States:

Bill No. 245, The Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Further Amend "Ordinance to Provide for the Retirement of the Officials and Employees of the Municipality of St. Thomas and St. John and for other Purposes." Approved July 18, 1947."

Bill No. 253 The Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Authorize the Heads of Departments and Instrumentalities of the Government of the Municipality of St. Thomas and St. John to Deduct Certain Sums from the Pay Rolls Covering Salaries of Officials and Employees who are members of Federal

Credit Union No. 7970, and for other Purposes.

Bill No. 279, The Ninth Municipal Council of St. Thomas and St. John for the fiscal year July 1, 1953 to June 30, 1954.

In each case the President has sustained the Governor's veto. I am also transmitting herewith copies of the President's letters, all dated December 10, 1953, sustaining the executive veto.

Sincerely yours,
Mauris G. de Castro,
Governor.

Enclosures:

Virgin Islands Tourist Development Board
Charlotte Amalie, St. Thomas
Virgin Islands.

December 23, 1953.

Honorable Joseph A. Gomez.
Chairman, St. Thomas Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

Dear Mr. Gomez:

On behalf of the St. Thomas Committee of the Virgin Islands Tourist Development Board requests is hereby made to the effect, that the members of the St. Thomas Committee of the Board be given an opportunity to appear before the entire membership of your Council to answer any and all questions in connection with the operation of the Tourist Development Board in this Municipality.

Ever since the proposed investigation of the Tourist Development Board by the recent Legislative Assembly, the membership of the board has been concerned by the rumors, misunderstanding and misstatements which have arisen. As citizens of this community, serving on the Tourist Development Board without remuneration, we are concerned with such misunderstanding and misstatements as they related to our stewardship of funds

used in the operation of the Tourist Development Board and consequently we desire an opportunity to appear before your Council.

This matter is of utmost importance to the membership of the St. Thomas Committee, and we will appreciate a reply at your earliest convenience so that we may prepare to attend a meeting with the Council. We know that your Council is interested in tourist development and promotion, particularly since it is the most important revenue producer in St. Thomas, and we want you to have a clear picture of our efforts in the development and promotion of tourism.

Looking forward to word from you and with thanks, I am

Sincerely,

David C. Moore
Chairman.

D.C.M:cp.

c.c. Honorable Denis G. de laetie
Governor of the Virgin Islands
Mr. Harry Baiggel.

Government of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas

December 18, 1953

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie,
St. Thomas, Virgin Islands:

My dear Mr. Chairman:

I am returning herewith, without approval Bill No. 255, The 5 month Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Amend "Ordinance creating an Official Lottery in the Municipality of St. Thomas and St. John to be known as the St. Thomas Virgin Islands Lottery, to provide funds for Hospitalization, Sanitation Education, Poor Relief; and for other

Purposes." Approved June 1, 1937, as amended, passed by the Municipal Council of St. Thomas and St. John on December 15, 1953.

It is the intent of this bill to refund to any winner of a lottery prize a sum equal to the amount of any income tax paid on such prize.

The St. Thomas Virgin Islands Lottery has been in operation here ever since 1937 and it seems to me that there is no need at this late date to provide for a refund of the amount paid in income tax on any lottery prizes. There have been no adverse reports which would indicate that such an incentive is needed.

I fully recognize that prizes won on lottery tickets are tax exempt in the Commonwealth of Puerto Rico. However, I see no valid reason why a similar procedure should be established here. It also seems to me that under existing conditions in the operation of the local government that we cannot afford further to reduce our taxes, particularly on prizes won through the Lottery.

In these circumstances, I regret very much that I must return without approval Bill No. 255.

Sincerely yours,
Morris H. de Barts
Governor.

Governor of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas.

December 28, 1953

The Honorable
The Chairman of the Municipal Council,
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Pursuant to the authority vested in me by Section 13 of the Organic Act of the Virgin

Islands of the United States of June 22, 1936, this is to advise you that the following dates have been fixed by me for the Municipal Council of St. Thomas and St. John to assemble for ordinary meetings during the calendar year 1954:

Thursday, January 14, 1954	-----	2:00	p. m.
Thursday, March 18, 1954	-----	2:00	p. m.
Thursday, May 13, 1954	-----	2:00	p. m.
Thursday, July 15, 1954	-----	2:00	p. m.
Thursday, September 16, 1954	-----	2:00	p. m.
Thursday, November 18, 1954	-----	2:00	p. m.

Sincerely yours
 Morris J. de laeatis
 Governor,

Government of
 The Virgin Islands of the United States
 Charlotte Amalie, St. Thomas

January 4, 1954

The Honorable,
 The Chairman of the Municipal Council,
 Charlotte Amalie,
 St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith for the consideration of the Municipal Council Draft of Ordinance to authorize the Governor to execute a permit returning certain facilities to the Department of the Army for the establishment and operation of a United States Army Reserve Unit in St. Thomas, Virgin Islands.

The enactment of this Draft of Ordinance is necessary in order to formally return to the Department of the Army the building and the firing range indicated to be used by the Army Reserve Unit to be established in St. Thomas. The St. Thomas Development Authority also recommends the return of these facilities to the Department of the Army for the purpose indicated above.

It is recommended that this Draft of Ordinance be passed by the Municipal Council at its next meeting so that there will be no delay in the establishment of the Army Reserve Unit here.

Sincerely yours,
Maurice G. de la Roche
Governor.

Enclosure:

Government of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas
January 4, 1954.

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Pursuant to Section 15 of the Uniform Sanitary Code of the Virgin Islands, approved May 23, 1949, I am transmitting herewith for consideration of the Municipal Council Amendment No. 1 to the Sanitary Rules and Regulations. You will note that the purpose of this Amendment is to provide specific quantities of garbage and refuse to be removed from hotels. Sub-section (k) of Regulation 9 at the present time does not cover the removal of garbage from hotels.

It is recommended that this Amendment to the Sanitary Rules and Regulations be approved by the Municipal Council at its next meeting.

Sincerely yours,
Maurice G. de la Roche,

Enclosure:

Government of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas
January 5, 1954

The Honorable
The Chairman of the Municipal Council
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith, for the consideration of the Municipal Council, Draft of Ordinance to authorize the Governor to cancel certain indebtedness of Dunning and Bellows Co., Inc. in settlement of a claim of the Municipality for Trade Taxes due by the said corporation.

It has been reported to me that Dunning and Bellows Co., Inc. is no longer an active corporation and is in a state of insolvency. Based upon this report a series of conferences were held with officials of the corporation, the Government Secretary, and the United States Attorney in order to determine a settlement of the indebtedness of the corporation to the Municipality for Trade Taxes.

In view of the fact that this corporation is no longer in active business and also that any attempt to bring suit for the indebtedness would extend the period of time for payment indefinitely with questionable results in view of the claims of other possible private creditors, the settlement as outlined in the attached Draft of Ordinance has been agreed upon. If this settlement is authorized by the Municipal Council the Municipality would be in a position to collect a large portion of the indebtedness due for Trade Taxes.

Accordingly, it is recommended that this Draft of Ordinance be enacted at an early meeting of the Municipal Council.

Sincerely yours,

Morris H. de Castro,
Governor.

Enclosure.

The Virgin Islands Government of the United States
Charlotte Amalie, St. Thomas.

January 6, 1954.

The Honorable,
The Chairman of the Municipal Council,
Charlotte Harbor,
St. Thomas, Virgin Islands

My dear Mr. Chairman.

I am transmitting herewith draft of Ordinance to further amend "Ordinance to Outfit the Establishment of Free for Medical Care in the Municipality, to Provide for the Payment of Such Fees, and for other Purposes." Approved February 2, 1953.

The purpose of this draft of Ordinance is to delete from Section 2, of the Medical Fee Ordinance the provision providing for free medical care for infants, school children and prisoners, and also to eliminate the time limitation provided in Section 13 of said ordinance.

After several months of experience in administering this Medical Fee Ordinance it has become evident to the members of the Medical Staff that a number of children under 21 years of age are now receiving free medical care even though their parents are financially able to pay for this service. I do not believe that we should allow this to continue. I do fully agree that we should continue to adhere to the policy that all persons whether they be children or adults, if they are unable to pay, should continue to receive service free of charge.

However, it is my opinion that adults and minors whose parents are in a position to pay for the services rendered should be required to do so. Accordingly, it is recommended that the provisions for free medical care for infants, school children, and prisoners be deleted. I would like to point out, however, that under the plan for determination of ability to pay for medical care those minors whose parents are not financially able to pay for the medical services would still continue to receive such services free of charge.

In regards to deleting Section 13, I am reasonably sure that the members of the

Municipal Council would agree with me that the Medical Fee Ordinance should continue in force and effect indefinitely. There is no reason why the ordinance, after having gone through its experimental stage, should not now be established on our statute books as a permanent piece of legislation. Because of this fact, it is recommended in the attached draft of Ordinance that the time limit for expiration of the Medical Fee Ordinance be eliminated.

I recommend that this draft of Ordinance be considered at the next meeting of the Municipal Council, especially due to the fact that the present ordinance would expire on January 31, 1954.

Sincerely yours,
Rogers B. de la Cruz,
Governor.

Enclosure:

Government of the Virgin Islands of the United States
Charlotte Amalie, St. Thomas.

January 5, 1954.

The Honorable
The Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Upon review, it has been brought to my attention that there is need to clarify the language of Section 1 of Ordinance No. 1 of 1952, a Tax on Gasoline and for other purposes; approved July 17, 1952.

Accordingly, to the present language of this section, the authority to contribute into the treasury of the Municipality revenues collected from the Automobile License Fee Ordinance and from the gasoline tax expired on June 30, 1953. However, fortunately, the language does not provide for the expiration of the gasoline tax on June 30, 1953. To make the matter more complicated, Section 3 of said Ordinance specifically repeals Section 9

of the Ordinance of May 16, 1938, as amended, which authorized covering the revenues referred to above into the Road Fund. However in the absence of local law creating a special fund, Section 35 of the Organic Act of 1936 provides that all taxes and public revenues shall be covered into the treasury of the Virgin Islands and held in account for the municipality in which collected. Therefore, for all practical purposes, the procedure which has been continued of levying the 6¢ per gallon gasoline tax and depositing the revenues in the general treasury is supported by existing laws.

Nevertheless, the ambiguity of section 1 of the Gasoline Tax Ordinance may be questioned at some time and cause unnecessary discussions. Because of this fact, I am transmitting herewith a simple draft of Ordinance amending Section 1 of the Gasoline Tax Ordinance of July 17, 1952, which will clarify the entire matter.

Sincerely yours,
Maurice J. de Beato,
Governor.

Enclosure.

The West Indian Company, Limited
Charlotte Amalie, St.
Thomas, V. I.

January 13, 1954

Hon. Joseph G. Gomez, Chairman
Municipal Council of St. Thomas
and St. John
Charlotte Amalie,
St. Thomas, Virgin Islands.

Dear Mr. Gomez:

We notice that you have before you Bill No. 326, in connection with the "tax settlement" between the municipality and Rawning and Bellows. We feel that unless very obvious and extenuating conditions are involved in this case, such a bill as proposed may have serious consequences in the future when other firms might endeavor to make certain settlements with the municipality. We therefore, suggest that the bill is

seriously considered from all angles before acting on same.

Yours faithfully,

The West Indian Company, Limited

B. C. Busch.

c.c: Governor Maria J. de la Rocha

The following appointments were confirmed:

Department of Education.

Iris A. Phillips Wagner, Marie M. Peterson Benson, Joycelin Payson, Edna Davies, Estancia Mayron, Ileana M. Vial, as Elementary School Teachers, with pay at the rate of \$1320 per annum, effective on and after September 3, 1952.

Edith A. Quibel as Elementary School Teacher, with pay at the rate of \$1320 per annum, effective September 3, 1952, up to and including the return of the regularly appointed teachers.

Shirley Samuel and Elizabeth L. Jaeger as High School Teachers, with pay at the rate of \$2400 and \$1800 per annum, effective on and after October 1, and December 3, 1953, and until the return of the regularly appointed employees.

M. Maria Ventura as Elementary School Teacher with pay at the rate of \$1320 per annum, effective on and after January 4, 1954 and until the return of the regularly appointed employee.

Myrtle George and Bernice Payson as Kindergarten Teachers, with pay at the rate of \$1320 per annum, effective on and after October 6, 1952 and September 16, 1953 - the latter is until the return of the regularly appointed employees.

Josephine Roberts as Food Service Worker 1 (School Lunch Division) with pay at the rate of \$630.00 per annum, effective on and after December 14, 1952.

Franklin Thompson as Custodial Worker 1, with pay at the rate of \$432.00 per annum, effective on and after October 15, 1951.

Margaret Lede and Elva Hinkley as Custodial Workers 1, with pay at the rates of \$315.00 per annum, effective on and after March 1, 1953 and applicable for pay purposes from September to June each academic year as well as for accrued annual leave as of June 30 of each year. (Salary based on service for three hours per day.)

Pennis Godman as Laborer 1, with pay at the rate of \$960 per annum, effective on and after September 1, 1952.

Lelandia Hodge, Enak de Silva, Evelynlyn Harley and Charles Turnbull, as Elementary School Teachers, with pay at the rate of \$1320 per annum, effective on and after September 16, 1953 and until the return of the regularly appointed employees.

Melville Samuel, Mercedes Piteres Samuel, Glorisa Beque and Erna Sewer as Elementary School Teachers with pay at the rates of \$1560 and \$2400 per annum, effective on and after September 8 and 16, 1953.

Angel M. Diaz as Elementary School Teacher, with pay at the rate of \$1860 per annum, effective on and after September 1, 1952.

Gene Dean, Eleanor Andie, Dorothy Lefkoe, James Knud-Hansen, as Elementary School Teachers, with pay at the rates of \$1560 and \$2580 per annum, effective on and after October 16, and 22, 1953 and 1952.

Olivia Elaine Goodlow, William R. Morden, Norma Juppens as High School Teachers with pay at the rates of \$2400 and \$2760 per annum, effective on and after September 3, 1952.

Justin H. Leischer, Ruth Sullins as High School Teachers, with pay at the rates of \$2400 and \$2760 per annum, effective on and after December 1 and December 3, 1952.

Mede Bryan, ex Musical Pay Band as High School Teachers with pay at the rates of \$2160 and \$1920 per annum, effective on and after September 8, 1953 up to and including the return of the regularly appointed employees.

Henrique Schultzebrandt as Messenger, with pay at the rate of \$840 per annum, effective on and after July 6, 1953.

Edwin Matthias and Joseph George Benjamin as watchmen, with pay at the rate of \$840.00 per annum, effective on and after March 16, and November 8, 1953.

Aracely Garcia Romero as Account Clerk I (Finance) with pay at the rate of \$1560 per annum, effective on and after August 29, 1953.

E. Lorraine Smith as Clerk - Stenographer II, with pay at the rate of \$1560 per annum, effective on and after October 7, 1953.

Ella Mae Matthias as Clerk - Typist I with pay at the rate of \$1560 per annum, effective on and after July 1, 1953.

Clement Nathan, Esq. Baernsen Nilsen and Ruth Plyden as Clerk - Typist II, with pay at the rates of \$1368, and \$1440.00 per annum, effective on and after June 1, August 4 and November 1, 1952.

Elizabeth Greary as Clerk - Typist I (Public Library Division) with pay at the rate of \$1200.00 per annum, effective on and after September 1, 1953.

Jane A. V. Lundquist and Annie Smith as Librarian I (Public Library Division) with pay at the rates of \$1524 per annum, effective on and after September 16 and November 16, 1953. The latter is until the return of personnel now on educational leave.

Municipal Council

Alphonse E. Holder, as Assistant to the Municipal Council with pay at the rate of \$3600 per annum, effective on and after July 1, 1953.

Tax Assessor & Water Commissioner

Manuel J. Joseph as Clerk - Typist II, with pay at the rate of \$1440.00 per annum, effective on and after December 16, 1952.

Leonice Samuel as Clerk I, with pay at the rate of \$1200 per annum, effective on and after July 27, 1953, and until the return of personnel now on leave.

Jean Roberts as Clerk-Stenographer II, with pay at the rate of \$1560 per annum, effective on and after November 1, 1953.

Department of Social Welfare

Earle Finch as Child Welfare Worker II, with pay at the rate of \$2940 per annum, effective on and after August 1, 1953 and not to exceed one year.

Ilsa Gornil as Clerk-Typist I, (Mandahl School) with pay at the rate of \$1200 per annum, effective on and after October 21, 1953 vice Joseph Christian.

Gaspard Williams as Welfare Worker in the Juvenile School, with pay at the rate of \$1560 per annum, effective on and after January 10, 1953.

Roger A. Petersen as Automotive Mechanic, with pay at the rate of \$1560 per annum, effective on and after August 1, 1952.

Bulk Peck as Seamstress in the Juvenile School, with pay at the rate of \$962.00 per annum, effective on and after September 10, 1952.

Stephen Payne as Custodial Worker I, with pay at the rate of \$864.00 per annum, effective on and after December 1, 1951.

Bureau of the St. Thomas Virgin Islands Lottery

Rehula Kanner as Clerk-Typist II, with pay at the rate of \$1440.00 per annum, effective on and after January 23, 1953.

James Charles as Messenger, with pay at the rate of \$636.00 per annum, effective on and after March 1, 1952.

Office of the Chairman - Retirement Board

Ana D. Lato as Clerk-Typist I, with pay at the rate of \$1200 per annum, effective on and after January 5, 1953 until the return of personnel on military furlough.

Alfred Francis as Clerk-Typist II, with pay at the rate of \$1680.00 per annum, effective on and after November 16, 1953.

Harbor Department

Edmead Gerge as Launch Engineer, with pay at the rate of \$1560 per annum, effective on and after August 24, 1953.

Benjamin R. Gates as Harbor Pilot, with pay at the rate of \$3960 per annum, effective on and after May 1, 1953.

Department of Finance

Margelene Pagan as Account Clerk II, with pay at the rate of \$2400. per annum, effective on and after September 8, 1952.

Patricia Micholien as Account Clerk II, with pay at the rate of \$1680 per annum, effective on and after July 23, 1951.

Dorothy M. T. Colon as Account Clerk I (Municipal Insurance Fund), with pay at the rate of \$1680 per annum, effective on and after October 16, 1952.

Aurelia Reyhiger as Clerk-Typist II, with pay at the rate of \$1440 per annum, effective on and after August 6, 1952.

Barren Micholien and Barren Praince as Clerk-Typist I, with pay at the rates of \$1200 and \$1176 per annum, effective on and after August 14, and June 25, 1952.

Leonard Monzanto as Clerk-Typist I (Purchase Section) with pay at the rate of \$1200 per annum, effective on and after September 1, 1953 pending a reorganization of the Department of Finance.

Becil Wanner as Deputy Collector of Internal Revenue, with pay at the rate of \$1800 per annum, effective on and after August 1, 1952.

Dennis Donovan as Messenger (General Office) with pay at the rate of \$840.00 per annum effective on and after October 16, 1953.

Alma Grancois as Clerk-Typist II (Purchase Section) with pay at the rate of \$1440 per annum, effective on and after July 1, 1952.

Arla Schneider as Clerk-Stenographer II, with pay at the rate of \$1560 per annum, effective on and after July 28, 1953.

Herbert R. Brown as Clerk I with pay at the rate of \$1200 per annum, effective on and after August 1, 1952.

J. Glenville Smith as Deputy Collector of Internal Revenue (Trainee) with pay at the rate of \$1800 per annum, effective on and after August 1, 1952.

Aubrey Simmonds as Safety Inspector (Municipal Insurance Fund), with pay at the rate of \$1800 per annum, effective on and after February 1, 1953.

The following Amendments and bills were introduced and duly adopted in the form and by the votes indicated.

Government of
The Virgin Islands of the United States
Charlotte Amalie, St. Thomas.

Division of Personnel

December 10, 1953

Amendment No. 7 to the 1952 Pay Plan for Employees in the Classified Service, Virgin Islands.

Pursuant to Section 15(b) of the Personnel Merit System Law of the Virgin Islands, the Pay Plan for all Employees in the Classified Service, as recommended by the Director of Personnel and approved by the Governor of the Virgin Islands is hereby amended as follows:

Class	Range
Deck Superintendent	14
General Maintenance Mechanic	14
Community Organization Worker	17

^{Class}
Director, Maternal and Child
Health and Crippled Children's
Service

Range

21

Recommended: December 10, 1953.

Approved: December 10, 1953
Fullmont L. James
Director of Personnel

Morris G. de Castro
Governor.

Approved by the Municipal
Council of St. Thomas and St. John
June 14, 1954.

Joseph A. Gomez
Chairman.

Mr. Loeague	...	yes
Mr. Gomez	...	yes
Mr. Otley	...	yes
Mr. Reese	...	yes
Mr. Rhynier	...	yes
Mr. Richards	...	yes
Mr. Spruce	...	yes

Bill No. 323.

The Ninth Municipal Council of St. Thomas & St. John
1953-1954

Ordinance to Amend "Ordinance to Waive Any
Stamp Dues and Recording or other fees
which may be Required in connection
with the Purchase of a Portion of Estate
Anna's Grace by the Municipality of St.
Thomas and St. John," Approved December
17, 1953.

— " —

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

Section 1. Ordinance to Waive Any Stamp Dues
and Recording or Other Fees which may be
Required in connection with the Purchase
of a Portion of Estate Anna's Grace by
the Municipality of St. Thomas and St. John,
approved December 17, 1953, is hereby amended by
adding the following section 2:

The Tax Assessor is hereby authorized to pro-rate the amount of real property tax due for calendar year 1952 on Estate Anna's Honey according to the division caused by the sale of a portion of the said Estate to the Municipality. The amount of the tax pro-rated to that portion of the Estate purchased by the Municipality is hereby waived and cancelled. The Tax Assessor is hereby authorized to enter the proper certification on the Deed for the purchase by the Municipality of the said portion of Estate Anna's Honey to the effect that the amount of real property tax pro-rated to that portion of the Estate for the calendar year 1952 has been waived and cancelled. The amount of tax pro-rated to the other portion of the Estate shall continue to be due until paid by the owner.

Mr. Bague ya
 Mr. Bague "
 Mr. Otley "
 Mr. Reese "
 Mr. Rhymes "
 Mr. Rickard "
 Mr. Sprague "

Bill No. 324

The Ninth Municipal Council of St. Thomas and St. John

1953 - 1954

Ordinance to Authorize the Governor to Execute a Permit Returning Certain Facilities to the Department of the Army for the Establishment and Operation of a United States Army Reserve Unit in St. Thomas, Virgin Islands.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized, for and on behalf of the Municipality of St. Thomas and St. John, to execute the following:

"Permit

The Municipality of St. Thomas and St. John, Virgin Islands, hereby grants to the Department

Of The Army, a permit for an indefinite period of time, beginning January 1, 1954, for the use and occupation of the following described premises, located within the area known as Marine Corps Air Facility at St. Thomas, V.I., for the establishment and operation of a United States Army Reserve Unit:

- a. A wood framed building (60' x 150'), with concrete floor, designated as Building No. 108, "General Storehouse" of the former Marine Corps Air Facility (Crown Field), located at St. Thomas, Virgin Islands, as shown on Y and R. Drawing No. 10-39, entitled: Map of Marine Corps Air Facility, St. Thomas, V.I. of U. S. A.

The premises covered by this permit are held by the Municipality of St. Thomas and St. John pursuant to permit granted by the Department of the Navy to the Department of the Interior; Memorandum of Agreement between the Department of the Interior and the Virgin Islands Company; and Operating Agreement between said company and the aforementioned Municipality. The above-mentioned documents are dated January 1, 1947.

It is understood and agreed that the Department of the Army will be responsible for maintenance, utilities and custodial expenses required in the premises.

The Permittee is hereby authorized to perform, at its expenses, such initial alterations at the permitted premises as will be required to adapt same to the intended use."

Mr. Bague yes
Mr. Gomez yes
Mr. Otley yes
Mr. Price yes
Mr. Rhynes yes
Mr. Rickard yes
Mr. Sprave yes

Bill No. 222

The Ninth Municipal Council of St. Thomas and St. John
1953 — 1954

Recalled January 18, 1954
Reconsidered in the 3rd Session

Ordinance to create an Authority for the purpose of operating public beaches, municipal parks, and other recreational areas and maintaining programs of recreational and athletic activities, and for other purposes.

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Policy

Section 1. The Municipalities of St. Thomas and St. John hereby declare that the welfare of the Virgin Islands and the improvement of the health and living standards of its people require that public use and development of park, recreation and beach areas be facilitated by the establishment of a public agency to plan and execute a continuing constructive program in the field of community recreation.

Creation of Authority

Section 2. For the purpose of acquiring, improving and operating parks, beaches and other recreational areas, there is hereby created an Authority to be known as the St. Thomas Park and Recreation Authority which is hereby declared to constitute a corporate municipal instrumentality of the municipalities of St. Thomas and St. John. The Authority is hereby designated as the successor of the St. Thomas Park Authority and as such shall be charged with the management of Magen Bay and its park area, in addition to other duties as may be specified herein.

Powers and Duties

Section 3. The Authority - (a) may purchase, lease, receive as a gift, and hold such real and personal property as it deems necessary in carrying out its functions under this ordinance.

(b) may adopt, amend and repeal by-laws

(c) may sue and be sued in its Authority name.

- (d) may hire and discharge employees as necessary to carry out its activities.
- (e) may make contracts as herein authorized.
- (f) may construct, maintain and operate ball fields, playgrounds, stadiums, bathhouses and cabana, piers, bridges, pumping stations and such other facilities and structures and improvements as it may deem necessary.
- (g) shall make available to the public its bathing houses, beaches and other facilities and may charge such fees and rentals for the use of same, in proportion to their type and character as it may consider requisite.
- (h) shall at times in planning and landscaping its properties act with a view of preserving and enhancing their natural beauty.
- (i) shall adopt rules regulations governing the use of community recreational facilities and set the standards for recreational and athletic groups, institute programs of educational or athletic activities; and,
- (j) coordinate activities in the public schools with programs in public playgrounds and recreational centers;
- (k) shall institute a program designed to encourage widespread interest and active participation of the population in recreational and athletic activities.

Board of Directors

Section 4. The powers of the Authority shall be exercised by a Board of seven directors, appointed by the Governor with the advice and consent of the Municipal Council. They shall originally hold office for one, two and three years; three members for one year, three members for two years, and one member for three years, respectively. Thereafter, the term of each member of the Board shall be two years.

Seven members of the Board shall at all times constitute a quorum. In addition to the seven members, the Superintendent of Education and the Superintendent of Public Works shall be members ex-officio, and entitled to full part in its deliberations but not to vote or hold office therein.

Section 5. The Board of Directors shall serve without compensation but shall receive such reasonable expense as may be incurred in the exercise of their duties.

Section 6. The Board of Directors may employ a manager to conduct the affairs of the Authority, supervise the construction of all facilities, and operations of parks, beaches and structures and generally transact its business subject to the direction of the Board and responsible to it. The Director of Physical Education in the Department of Education may be appointed to serve as manager of the Authority, with such additional compensation as the Board may determine.

Section 7. The Authority shall not be required to pay any taxes or assessments on any property acquired by it for its purpose, or on any income derived from any of its authorized activities. The Authority shall retain title to all real property that may be transferred or deeded to it.

Section 8. The Authority may set up and operate such activities within park areas as it deems desirable in the public interest, or if a majority of the members of the Board so vote, it may lease to private individuals, after advertising for bids, concession within the area, in conformity with the rules and regulations prescribed by the Board. All leases granted within the park areas, shall contain a cancellation clause in favor of the Authority, whereby the term may be cancelled, in the public interest, upon the violation of any rules or regulations by the lessee. This rule shall apply also to all persons making temporary use of any of the facilities, who, in case of improper conduct, may be ejected from the premises.

Section 9. The Authority is hereby authorized to make such rules and regulations and to adopt such procedure, not in conflict with this ordinance, for the operation, maintenance and construction of public facilities in the areas under its control, and for the conduct of participants, in its recreational programs, visitors, patrons and the general public.

Section 10. Any person who willfully violates Authority rules after they shall have been posted by the authority shall be guilty of a misdemeanor punishable by a fine not to be exceed twenty-five dollars.

Section 11. (a) Nothing contained in this ordinance shall authorize the Authority to obligate the municipality for any expenses incurred over and beyond any moneys actually appropriated by the municipality, nor shall the Authority mortgage or similarly encumber any of its real property.

(b) Nothing in this ordinance shall be interpreted to mean that the full and proper use of any part of any beach by the public may be prohibited or restricted. The right of all fishermen using any beach coming under the authority of the St. Thomas Park and Recreation Authority herein provided for shall continue inviolate.

Section 12. The Mayor is hereby authorized to transfer to the St. Thomas Park and Recreation Authority the sum of \$1,000 from the Municipal Insurance Fund as a loan to the Authority. This loan shall be repaid within a period of ten years at an interest rate of 2 percent per annum. Funds for the operating expenses of the Authority may be appropriated in the annual municipal budget.

Section 13. All funds acquired by the Authority from whatever source shall constitute a fund for the purposes of this act and for no other purposes.

Section 14. Bill No 282 of the 4th Municipal Council, Ordinance to create an authority for the purpose of operating public beaches and municipal parks, passed on August 19, 1946,

and Bill No. 61, Fourth Municipal Council, Ordinance to create the division of public playgrounds, etc., as well as any other law or parts of laws in conflict with this act, are hereby repealed.

Section 15. All properties, funds, duties, records, personnel, functions, assets, as well as any obligation of the St. Thomas Park Authority and the Recreation Commission are hereby transferred to the St. Thomas Park and Recreation Authority.

Section 16. This act shall take effect on July 1, 1954.

Mr. Hughes	Not voting
Mr. Jones	yes
Mr. Otis	yes
Mr. Reese	yes
Mr. Rhymes	yes
Mr. Richards	Not voting
Mr. Spruce	absent

Bill No. 326.

The Fifth Municipal Council of St. Thomas and St. John.
1953 - 1954

Ordinance to Authorize the Governor to Cancel Certain Indebtedness of Downing and Bellows Company, Inc., in Settlement of a Claim of the Municipality for Trade Taxes Due by the said Corporation.

11

Whereas, Downing and Bellows Co., Inc. has been reported to be in insolvency; and,

Whereas, This Corporation is indebted to the Municipality of St. Thomas and St. John in the amount of \$11,613.86 as of May 31, 1953; and,

Whereas, This indebtedness can be settled promptly if the amount of \$2,000 in taxes and all penalties due after May 31, 1953, are cancelled; and,

Whereas, This settlement is considered to be in the best interest of the Municipality;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized to cancel the amount of \$2,000 in taxes, and all penalties due since May 31, 1953, from the indebtedness of Downing and Bellows Co., Inc., and to accept the amount of \$3,965.15 as full settlement of the claim of the Municipality against said corporation, which indebtedness for trade taxes as of May 31, 1953, totalled \$11,413.80. Included in the settlement of this indebtedness is a bona fide credit claim of \$698.68 in favor of the corporation.

Mr. Bogue	.....	Yea
Mr. Brown	.....	Yea
Mr. Catty	.....	Yea
Mr. Price	.....	Yea
Mr. Rogers	.....	Yea
Mr. Richards	.....	Yea
Mr. Spruce	.....	Absent

Bill No. 228

The Ninth Municipal Council of St. Thomas and St. John

1953 - 1954

Amendment No. 17 to the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954.

— 11 —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That the Budget for the Municipality of St. Thomas and St. John for the Fiscal Year July 1, 1953 to June 30, 1954, is amended as follows

Revenues:

The Sundry Revenues

Increase Item 17 Transfer from Unencumbered General Funds, by . . . \$8,850.70

Contribution from St. Thomas Virgin Islands Lottery, by . . . \$4,000.00

\$12,850.70

ExpendituresLegislative Assembly

Add New Item 01-001-2-1-
 For Contractual Services to be
 rendered by The Union of Crawford
 & Silverman in pursuant to
 contract entered into on December
 3, 1953 \$5,000 \$5000

Office of the Government SecretaryMain Office & Agricultural Station

Add New Item 01-11B-3 - Maintenance
 For Concession of water pumping
 facilities at Estate Warochea \$ 316.70

Department of HealthOffice of the Commissioner & Medical Care

Increase Item 01-410-1 - Salaries
 For one Ophthalmologist for the
 Virgin Islands for five (5) months . . . \$2334

Increase Item 640-2 - Equipment
 For Purchasing of equipment
 necessary for the proper functioning
 of an Ophthalmologist in the
 Virgin Islands 4000 6334.00

Contributions

Add new sub-item 801-8-
 Workmen Compensation granted
 Luther moments in accordance
 with Bill No. 327. 1,250 \$12,850.70

Mr. Luque yes
 Mr. Gomez "
 Mr. Alley "
 Mr. Reese "
 Mr. Rhymes "
 Mr. Richards "
 Mr. Sprauve absent

Bill No. 293

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Encourage the Establishment of New Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the Granting of Exemptions from the Payment of Certain Taxes and Fees, and the Granting of Special Subsidies, and for other Purposes.

Whereas, It is deemed a desirable public policy to attract new capital to the Virgin Islands and to encourage the establishment of as many self-sustaining enterprises in the Virgin Islands as the natural resources will permit and to promote tourist development to the end that the economic life of the Virgin Islands may be as diverse and stable as possible; and

Whereas, It is deemed advisable for the Municipal Government to extend such inducement and render such aid as will encourage persons to invest in the Virgin Islands for the purpose of establishing and developing new permanent manufacturing and other business enterprises that will not be in direct competition with already established industries or businesses;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled;

Declaration of Policy

Section 1. (a). It is hereby declared the policy of the Municipal Council of St. Thomas and St. John, to attract new capital to the Municipality of St. Thomas and St. John and to encourage the establishment of new industries and other business enterprises, and to promote and stabilize the economy of the Municipality. To achieve this objective, exemptions from payment of certain taxes or fees and the granting of special industrial subsidies shall be allowed to new business enterprises as hereinafter provided.

(b) In order that the encouragement tendered by this ordinance in the form of subsidies for the promotion of the business and industrial development of the Municipality of St. Thomas and St. John may be an incentive, having a real and

irremistakably sure basis, the Municipal Council of St. Thomas and St. John hereby declares that it considers all orders granting subsidies or tax exemptions under the provisions of this ordinance as being in the nature of a contract or agreement between the Government of the Municipality of St. Thomas and St. John and the new industry or business receiving the benefit of the subsidies or tax exemptions, and that it will not adopt any legislation which may impair or limit such subsidies or tax exemptions granted hereunder or which may defeat the purposes of this ordinance.

Definition of New Businesses

Section 2. For the purpose of this enactment, a person, firm or corporation shall be deemed to be engaged in a new business or industry if duly qualified to do any business in the Municipality of St. Thomas and St. John involving the manufacture, processing, creation or production of any articles or commodities or carrying on any business which were not being manufactured, processed, created, produced or carried on within the said Municipality during the year 1947, and in which business at the time of granting tax or fee exemption or granting of subsidy as hereinafter provided there is a demonstrable capital investment of at least ten thousand dollars (\$10,000). For the purposes of this ordinance, an article or commodity shall be deemed as having been manufactured, processed, created, or produced within the Municipality during the year 1947 only if it was manufactured, processed, created or produced by an enterprise having in said year a demonstrable capital investment of at least ten thousand dollars (\$10,000).

Exemptions And Subsidies

Section 3. From and after the date of approval hereof, all persons, firms, or corporations shall, upon application therefor, as hereinafter provided, be granted exemptions from the payment of taxes or fees and shall be eligible for industrial subsidies as specified in Section 3 sub-sections (a), (b) and (c) hereof, upon satisfactory proof

that such person, firm or corporation is engaged in a new business or industry as hereinbefore defined, the said exemption and subsidies to last, for a period of ten years from the date of the order granting such exemption or subsidy; provided; that application for tax, or fee exemption and the granting of subsidies under this ordinance shall be made not later than December 31, 1955; provided, that in the case of any business or enterprise engaged in the manufacture, creation or production of more than one article or commodity the exemption from payment of taxes or fees or granting of industrial subsidies shall be restricted and limited only to the portion of such business or enterprise or is not in competition with businesses existing in the Municipality during 1947, within the meaning and spirit of this ordinance.

(a) Person, firm or corporation qualifying as being engaged in new business or industry shall be exempt from the payment of the following taxes or fees, except for one dollar (\$1.00) per annum for tax in each category specified as otherwise would be applicable to such new business or industry and to property used thereon, in accordance with the provisions of this ordinance.

1. All real property taxes.
2. All trade taxes or excise taxes on building materials, furnishings, and equipment necessary for the construction of new business or industry, provided, that this provision shall be applicable to construction of any new industry or the operation thereof which has been commenced after January 1, 1948.
3. All annual or specific license fees, except liquor license fees and automobile license fees.
4. All gross receipts taxes, except that this exemption shall not apply to businesses operated by concession or rental agreement on the premises of

persons, firms or corporations, including hotels, eligible for tax or fee exemption or industrial subsidy for which business operate licenses are required or which, as determined by the Tax Exemption Board, are not ordinarily related to, or do not constitute an essential part of, the operation of the exempt or subsidized new business or industry, and which businesses are not otherwise eligible for exemption or subsidy as a distinct enterprise.

(b) Each person, firm or corporation qualifying under this ordinance shall also be entitled to receive a subsidy in an amount equal to 75% of the income tax and 10% of the import duties and other taxes on raw material brought into the Municipality for processing, actually paid into the treasury of the Municipality by any such persons, firms, or corporations. This subsidy shall be granted over a period of ten years, beginning not earlier than January 1, 1949.

(c) An industrial subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1949, to all stockholders or partners in any new business or industry in an amount equal to 75% of the income tax actually paid into the Municipality by any such stockholder or the dividends or profits derived by any such stockholder or partner from the operations of the industry covered under this law.

(d) The period of ten years referred to in this section shall be retroactive in effect and shall apply to all new businesses and industries which have been granted exemption and subsidy under the provisions of this ordinance.

(e) In event of sale, transfer or assignment of any tax-exempt or subsidized business or industry hereunder, the exemption or subsidy granted shall not be extended beyond the period originally authorized by the Tax Exemption Board.

Payment of Subsidies - Report

Section 4. (a). The Commissioner of Finance shall compute and determine annually the

specific amount of the subsidy to which each person, firm or corporation granted a subsidy hereunder is entitled, and he is hereby authorized to make payment of said subsidy in each case to the person, firm or corporation entitled to receive same from funds available in the special funds in the general treasury of the Municipality of St. Thomas and St. John hereafter created in Section 3, and the Municipal Council of St. Thomas and St. John shall appropriate sufficient funds in each annual budget to carry out the provisions of this ordinance.

(b) The Commissioners of Finance shall determine and publish annually, as a public document, the amount of subsidies or tax exemptions granted to each firm enjoying the benefits of this act.

Tax Exemption Board - Duties & Powers

Section 5. (a). The provisions of this Ordinance shall be administered by a Tax Exemption Board, which is hereby created, subject to the supervision of the Governor. The Tax Exemption Board shall be comprised of the Commissioner of Finance, two representatives of Business and two representatives of Labor, to be appointed by the Governor, by and with the advice of the Municipal Council. The members of the Board shall serve for two years, and until their successors are appointed and qualified and shall be eligible for reappointment. The members of the Tax Exemption Board, appointed pursuant to Section 5 (a) of Bill No. 67, approved August 17, 1957, as amended, shall serve as a member of the Tax Exemption Board and, until their successors are appointed, confirmed, and have qualified, be highly dignified as the Tax Exemption Board created by this law. They shall be entitled to travel allowance and such other compensation as may be provided in the Municipal Budget. Members of the Board may be removed by the Governor for cause.

All applications for tax or fee exemptions and for the granting of subsidies under this ordinance shall be made to the said

board. In the performance of its duties hereunder the said Board shall exercise the following powers and authority, subject to the approval of the Governor:

1. Conduct preliminary hearings, after due notice to all interested parties, with respect to applications for tax or fee exemptions, and for the granting of subsidies hereunder. At such hearings the Board shall determine whether (1) the proposed new enterprise is one which can reasonably be expected to qualify as a new business or industry under the provisions of this Ordinance; and (2) whether not less than \$10,000 will be required and available for its establishment. On the basis of its findings, and not later than 60 days after receipt of application, the Board shall recommend to the Governor that the application be approved or disapproved, and in the event approval is recommended that a temporary certificate of tax or fee exemption, or qualification for subsidy be issued to the applicant, conditioned upon actual compliance with the provisions of law within a stated period.
2. Upon application of any person granted a temporary certificate in accordance with the preceding paragraph, or upon the expiration of any time limit set in such a certificate, as the case may be, recommend to the Governor the final approval or disapproval of applications made hereunder; provided that if the Governor shall fail to either approve or disapprove the application within thirty days after receipt of the Board's recommendation, the same shall at the end of such period be deemed approved.
3. Recommend to the Governor, after notice and hearing, the revocation of any tax or fee exemption or denial of any subsidy for the unexpired portion of the period for which granted in the event of failure of a person, firm or corporation to which such exemption or subsidy was

granted to comply with the provisions of this Ordinance, and rules and regulations issued in accordance therewith.

4. Adopt rules and regulations, subject to the approval of the Governor.

(b) Decisions of the Board as to questions of fact shall be deemed final in any proceedings of any court except in such case as it shall be conclusively shown that any such decision was arrived at by arbitrary or fraudulent means.

Section 6. The Board shall prescribe the procedure for all applications for tax or fee exemptions and for subsidies and shall give public notice in all local newspapers published and of general circulation in the Municipality of St. Thomas and St. John of all applications. Any person, firm or corporation interested in the approval or disapproval of an application may file a written statement with the Board prior to the hearing on such application.

Hotels And Apartment Houses

Section 7. (a) Notwithstanding other provisions hereof, hotels shall be eligible for the tax or fee exemptions and the subsidies provided for in this ordinance; and for the purpose of this provision a hotel shall be considered any establishment for the accommodations of the public, including housing and feeding of paying guests, and any cottage resort affording the above accommodations, in which at the time of application of tax or fee exemption or for subsidy there is a demonstrable capital investment of at least one hundred thousand (\$100,000) dollars, provided that application for tax or fee exemption and the granting of subsidies hereunder shall be made no later than December 31, 1955. A subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1949, to all stockholders or partners in any hotel in any amount equal to 75% of the income tax actually paid into the Municipality by any such stockholders or the dividends or profits derived by any

such stockholders or partners from the operation of the hotel covered under this law, provided that the period of ten years referred to in this section shall be retroactive in effect and shall apply to all stockholders and partners of hotels covered under this ordinance.

(b). Notwithstanding other provisions of this ordinance, the business of construction and operation of apartment houses for rent shall be eligible for the tax or fee exemptions and the subsidies provided for in this ordinance, provided there is a demonstrable capital investment of at least five hundred thousand (\$500,000) dollars; provided further, that application for tax or fee exemption and the granting of subsidies hereunder shall be made, no later than December 31, 1955. A subsidy shall be allowed over a period of ten years, beginning not earlier than January 1, 1953, to all stockholders or partners in a business of construction and operation of apartment houses for rent covered under this ordinance, in any amount equal to 75% of the income tax actually paid into the Municipality by any such stockholders or partners from the operation of the business of construction and operation of apartment houses for rent covered under this ordinance.

Section 8. General Provisions

Section 8. Upon recommendation of the Board tax or fee exemptions and subsidies as herein provided for shall be granted in the name of the Government of the Virgin Islands by the Governor.

Section 9. Not less than seventy-five (75%) per cent of all persons employed in any new industry subject to this Law shall be legal residents of the Virgin Islands; provided that the Board shall have the right to grant temporary permits to any new industry applying for or receiving benefits under this Law to employ a greater percentage of non-residents of the Virgin Islands, when it is conclusively proven to the Board that residents with the necessary ability to perform the services required are not

available within the Virgin Islands and the industry is or will be greatly handicapped as a result and provided further that the Board shall revoke or modify the permit whenever it appears that the necessary services have become available within the Virgin Islands. The permit shall be granted only upon application of the new industry and after a public hearing has been held and all interested persons given an opportunity to be heard. Public notice shall be given in all newspapers of the Virgin Islands of the date, time, place and nature of the hearing and the subsequent decision of the Board.

The Board shall have authority to make investigations to determine whether the provisions of this section are being adhered to.

The word "resident" for the purpose of this law shall mean any person whose residence is established in the Virgin Islands and who has resided continuously in the Virgin Islands for not less than one (1) year.

Section 10. Trade or excise taxes or import duties or income tax payments made by persons qualifying under this ordinance shall be covered into a special account in the Municipal Treasury. The proper officers are hereby authorized without further legislation to make refunds of such taxes authorized under this Act from the moneys in such special account.

Section 11. No tax or fee exemption or subsidy granted hereunder shall be revoked, modified, or rescinded under paragraph 3 of Section 5(a) hereof, without notice and hearing under such rules as may be promulgated by the Board from time to time.

Section 12. If any provision of this ordinance or the application thereof to any person or circumstance is held

invalid, the remainder of the ordinance and the application of such provisions to other persons or circumstances shall not be affected thereby.

Section 13. All laws, ordinances or parts thereof, in conflict with ordinance are hereby repealed.

Mr. Eugene	...	yes
Mr. Gomez	...	yes
Mr. Otley	...	yes
Mr. Steele	...	yes
Mr. Johnson	...	yes
Mr. Richards	...	yes
Mr. Sprague	...	absent

Bill No. 327

The Fifth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Provide Workmen Compensation Grant to Luther Monsanto.

Whereas, On October 15, 1953, Mr. Luther Monsanto, an Employee of the Virgin Islands Corporation, suffered serious injuries to his feet when he slipped and fell while helping to move a disabled vehicle of the Public Works Department; and,

Whereas, since the injury sustained by Mr. Monsanto was not in the line of duty, he is ineligible to receive benefits under the Workmen Compensation Act; and,

Whereas, the injury cost Mr. Monsanto approximately \$1200 including medical treatment and loss of pay while absent from his job; and,

Whereas, the Municipal Council believes that it is reasonable and in the public interest to compensate Mr. Monsanto for the injuries sustained;

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Commission of Finance, through the Governor, is hereby authorized and directed to pay to Luther Moncanto the sum of \$1200 as a grant for injuries suffered while he was helping to move a disabled government vehicle on October 15, 1953. This grant shall be in full satisfaction of any claim that may be made against the municipality.

Mr. Bregar	yes
Mr. Gomez	yes
Mr. Otley	yes
Mr. Rhymes	yes
Mr. Beebe	yes
Mr. Richards	yes
Mr. Sprague	absent

Bill No. 255 — Ordinance to Amend "Ordinance Creating an Official Lottery in the Municipality of St. Thomas and St. John to be known as the St. Thomas Virgin Islands Lottery; to Provide Funds for Hospitalization, Sanitation, Education, Poor Relief; and for other Purposes," Approved June 1, 1937, as amended, was reconsidered and readopted over the Governor's veto, by the following vote:

Mr. Bregar	Not voting
Mr. Gomez	yes
Mr. Otley	"
Mr. Beebe	"
Mr. Rhymes	"
Mr. Richards	"
Mr. Sprague	absent

The meeting was declared adjourned at 5:35 P.M.

Chairman

Secretary

Meeting of January 18, 1954

Of the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Monday January 18, 1954 at 2:30 P.M.

Pursuant to call of the Chairman of the Municipal Council of St. Thomas and St. John, in accordance with section 13 of the Organic Act of the Virgin Islands, the Municipal Council convened in Extraordinary Session on Monday, January 18, 1954, at 2:30 P.M. Present were:

Hon. Joseph A. Gomez, Chairman
 Hon. Wendy V. Richard, Secretary
 Hon. Carl B. Otley
 Hon. Henry C. Brigue
 Hon. Weymouth Rhymee

The following correspondence was read.

Government House

Charlotte Amalie St. Thomas V.I.

January 15, 1954

The Honorable,
 The Chairman of the Municipal Council
 Charlotte Amalie
 St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I have your letter of January 15, 1954, in which you advised me that Municipal Council has withheld approval of my request for authority to issue a permit to the United States Army for the rifle range at Baune Field, because of the possibility that this property may some time in the future be used for a housing development project.

This action of the Municipal Council constitutes a serious threat to the establishment and operation of the U. S. Army unit in St. Thomas. For months this office has worked with the Army, together with a number of residents here, in obtaining approval for such an establishment.

Economically, it means that approximately 150 veterans will receive full pay for training one day in each week, plus 15 days a year. Then there are the many other factors and benefits which flow from the establishment of a military base in any community.

The Army has acceded to our request and is ready to establish this unit here. Funds have been obtained by the Army for rehabilitation of the said building for as headquarters, and for the rifle range which would serve also as the bivouac area for maneuvers. You will note, therefore, that both facilities go together; the rifle range being the practice area to complement the indoor training to be given at the headquarters. I am sorry that the Council did not ask me to clarify this before carrying the resolution of the facilities, as this would render the plan worthless.

I am therefore appealing to you, Mr. Chairman, to call a special meeting of the Municipal Council by this evening if possible, to withdraw Bill No. 324 and to pass it in the form in which it was proposed.

At, in the distant future, a housing project could be located there and negotiations could be made at that time with the Army. In the meantime, the land which is naval property is needed for Armed Forces reserve purposes and should be made available.

Sincerely yours,
 Francis G. de la Cruz
 Governor.

The following bill was adopted in the form and by the votes indicated:

Bill No. 324

The Ninth Municipal Council of St. Thomas & St. John

1953 — 1954

Ordinance to Authorize the Governor to Execute a Permit Returning Certain Facilities to the Department of the Army for the Establishment and Operation of a United States Army Reserve Unit in St. Thomas, Virgin Islands.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands is hereby authorized, for and on behalf of the Municipality of St. Thomas and St. John, to execute the following:

"Permit"

The Municipality of St. Thomas and St. John Virgin Islands, hereby grants to the Department of the Army, a permit for an indefinite period of time, beginning January, 1954, for the use and occupation of the following described premises, located within the area known as Marine Corps Air Facility at St. Thomas, V.I., for the establishment and operation of a United States Army Reserve Unit.

- (a) A wood framed building (60' x 150'), with concrete floor, designated as Building No. 108, "General Storehouse" of the former Marine Corps Air Facility (Bourne Field), located at St. Thomas, Virgin Islands, as shown on "Y and R" Drawing No. 10-34, entitled: "Map of Marine Corps Air Facility, St. Thomas, V.I. of U. S. A."
- (b) Rifle Range, designated as Installation No. 164, "Concrete Butte for Rifle Range," of the former Marine Corps Air Facility (Bourne Field), located at St. Thomas, V.I., as shown on "Y and R" drawing No. 10-34, entitled: "Map of Marine Corps Air Facility, St. Thomas, V.I. of U. S. A."

The premises covered by this permit are held by the Municipality of St. Thomas and St. John pursuant to permit granted by the Department of the Navy to the Department of the Interior: Memorandum of Agreement between the

Department of the Interior and the Virgin Islands Company; and Operating Agreement between said company and the aforementioned Municipality. The above-mentioned documents are dated 1 January 1948.

It is understood and agreed that the Department of the Army will be responsible for maintenance, utilities and caretaker custodial expenses required in the premises.

The permittee is hereby authorized to perform at its expense, such initial alterations at the permitted premises will be required to adapt same to the intended use.

Mr. Cregar	yes
Mr. Sams	yes
Mr. Otley	yes
Mr. Rhynes	yes
Mr. Richards	yes

The meeting was adjourned at 2:45 P. M.

Chairman

Secretary

Meeting of January 29, 1954

Of the Extraordinary Meeting of the Municipal Council of St. Thomas and St. John called by the Chairman for Friday, January 29, 1954 at 2:00 P.M.

Pursuant to call of the Chairman, in accordance with Section 13 of the Organic Act of the Virgin Islands, the Municipal Council assembled in Extraordinary Meeting on Friday, January 29, 1954, at 2:00 P.M.

Present Were:

Joseph A. Gomez, Chairman
 Henry B. Richards, Secretary
 Earle B. Otley
 Weymouth Skynner.

There was no correspondence. No informal discussion.

The following bills were adopted in the form and by the votes indicated:

Resolution

The Ninth Municipal Council of St. Thomas & St. John
 1953-1954

Petitioning the Sub-Committee of the Senate and House Appropriations Committee to Recommend Destruction of the \$245,000 Deleted from the Deficit Appropriation for the Government of the Virgin Islands for the Fiscal Year 1955.

Whereas, The Government of the Virgin Islands receives each year from the Congress of the United States an appropriation of \$745,000 to assist in the operation and maintenance of essential public services in the islands. This appropriation has been granted principally because it is recognized that the Virgin Islands do not enjoy, as other territories with great natural resources, the benefits of the Federal internal revenue tax on liquors and other articles exported to the United States; and,

Whereas, Notwithstanding this fact the Bureau of the Budget has recommended to the United States Congress, that an appropriation of only \$500,000 be made available to the Government of the Virgin Islands for the fiscal year 1955; and emphasizing that the reduced appropriation be supplemented by economic plus the possibility of increased local revenues; and,

Whereas, Despite the assertion that the Government of the Virgin Islands depends too much on the Federal Government for support, the records indicate that the local government has done everything possible to increase revenues; it has exploited all revenue-producing source to the fullest extent; local taxation has increased from \$1,087,056.02 in 1948 to \$1,947,078.99 in 1953; and,

Whereas, The cost of government in the Virgin Islands remains high regardless of the efforts made to reduce or limit expenditures for the essential public services. All supplies, equipment and materials must be imported from continental United States, consequently increased prices in continental United States reflect in the cost of government in the Virgin Islands. In addition, the Virgin Islands Government is operated on all levels, from State to Municipal; thus the burden is much greater than in other small municipalities on the mainland; and,

Whereas, The general economic trend in the Virgin Islands reveals that it is impossible to raise the required \$245,000 by increased taxation without adversely affecting local industries. It is also quite clear that no substantial reductions in expenses can be made without disastrously disrupting the public services. Considerable difficulties is being experienced in recruiting and retaining competent professional personnel, particularly in the fields of health and education where they are urgently needed; and,

Whereas, The \$245,000 is needed to assist in the operation of the new hospitals and the maintenance and operation of the new High School which the United States has been pleased to provide for the People of the Virgin Islands; and,

Whereas, To reduce the federal contribution to the Virgin Islands, and at the same time deny the use of the proceeds of the federal internal revenue tax on liquor and other articles exported to the United States, would be virtually insuring the financial collapse of the Government of the Virgin Islands:

Now, Therefore, Be it Resolved, and it is hereby Resolved by the Municipal Council of St. Thomas and St. John in session assembled, that the Sub-Committee of the Senate and House Appropriations Committees be and hereby are petitioned to restore the \$245,000 to the Appropriation for the Virgin Islands for the Fiscal Year 1955 and to urge the Committee and the Congress to approve same; and,

Be it further Resolved, and it is hereby further Resolved by the Municipal Council of St. Thomas and St. John that copies of this Resolution be forwarded to the Senate and House Appropriation Committees, the Senate and House Affairs Committees, the Secretary of the Department of the Interior, the Director, Division of Territories and Island Possessions and the Governor of the Virgin Islands.

Mr. Rogers	.....	yes
Mr. Otley	.....	yes
Mr. Rhymer	.....	yes
Mr. Richards	.....	yes

Bill No. 229

The Ninth Municipal Council of St. Thomas and St. John

1953-1954

Ordinance to continue in force and effect "Ordinance to Authorize the Establishment of Fees for Medical Care in the Municipality to provide for the Payment of such Fees, and for Other Purposes." Approved February 2, 1953, as amended.

be enacted by the Municipal Council of
St. Thomas and St. John in session assembled.

Section 1. "Ordinance to Authorize the
Establishment of Fees for Medical Care in
the Municipality to provide for the
Payment of such fees, and for other
purposes." Approved February 8, 1953, as
amended, is hereby continued in force
and effect, from January 31, 1954, up to
and including June 30, 1954, the date of
approval of this ordinance notwithstanding.

Mr. Carey yes
Mr. Olley yes
Mr. E. J. Jones yes
Mr. Richards yes

The meeting adjourned at 2:45 P. M.

Chairman

Secretary

Meeting of February 11, 1954.

Of the Extraordinary meeting of the Municipal Council of St. Thomas and St. John called for Thursday, February 11, 1954, at 2:00 P.M.

Pursuant to call of the Chairman, in accordance with Section 13 of the Organic Act of the Virgin Islands, the Municipal Council assembled in Extraordinary Meeting on Thursday, February 11, 1954, at 2:00 P.M. Present were:

Hon. Joseph A. Gomez, Chairman
 Henry V. Richards, Secretary
 Earle B. Otley
 Henry O. Breaque
 Percival H. Reese
 Weymouth Rhymes
 Julius E. Sprauve

The following correspondence were read:

Government of
 The Virgin Islands of the United States
 Charlotte Amalie, St. Thomas

January 18, 1954

The Honorable,
 The Chairman of the Municipal Council,
 Municipality of St. Thomas and St. John,
 Charlotte Amalie,
 St. Thomas, Virgin Islands.

My dear Mr. Chairman:

Several months ago a joint committee of members of the Legislature and of the Executive was appointed by you and me for the purpose of considering and recommending a site for the Savan School. I believe that due to certain complications, the committee has not been able to meet and to make a report.

By copy of this letter, I am requesting our Executive members, Mr. Dixon, Mr. Mooney, and Mr. Boreham, to offer their services to meet with the members of your Committee to survey the sites and to submit a report as soon as possible.

I shall greatly appreciate your consideration in requesting the Legislative members of the Committee to meet with our members at an agreeable date mutually satisfactory to them in order to bring this matter to a satisfactory conclusion.

Sincerely yours,

Morris S. de Beato
Governor.

Government House
Charlotte Amalie, St. Thomas
C.I.

January 22, 1954

The Honorable,
The Chairman of the Municipal Council,
Charlotte Amalie
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I am transmitting herewith for the consideration of the Municipal Council ^{three} copies of Draft of Ordinance to Establish a Bureau of Purchase, Centralize Control of Property, and for other Purposes.

You will note that this Draft of Ordinance is similar to the Bill establishing a Bureau of Purchase for the Virgin Islands which was recently passed by the Legislative Assembly but which was vetoed for certain technical reasons. In Section 4 of this Draft it is intended that the Bureau of Standardization for the Municipality of St. Thomas and St. John be comprised of the Government Secretary, Commissioner of Finance and Superintendent of Public Works. A similar Draft of Ordinance is being transmitted to the Municipal Council of St. Croix and in that case the intention is for the Board of Standardization to be comprised of the Administrator for St. Croix, Assistant Commissioner of Finance and the Superintendent of Public Works. It is therefore requested that the positions not related to this Municipality be deleted before enactment of this Draft of Ordinance.

The arguments in favor of the establishment of a Bureau of Purchase for this Municipality are quite similar to those submitted to the Legislative Assembly for the creation of such a Bureau on an Insular level.

It is recommended that the Municipal Council consider favorably this Draft of Ordinance at its earliest convenience.

Sincerely yours,
Morris G. de. Santos.
Governor.

Enclosure:

Government House
Charlotte Amalie, St Thomas V.I.

January 26, 1959

The Honorable,
The Chairman of the Municipal Council
Municipality of St Thomas and St John
Charlotte Amalie
St Thomas, Virgin Islands.

My dear Mr. Chairman:

I transmit herewith, for consideration and action by the Municipal Council, a draft of an ordinance to authorize the designation of depositories for municipal funds. This proposed ordinance authorizes the Governor to designate banks or trust companies within the Municipality to act as depositories to receive funds of the Municipality and of its various agencies, authorities and instrumentalities, to authorize and require such designated depositories to furnish security for public deposits, and to provide the necessary machinery therefor.

The right to special protection for public deposits has long been exercised by our Governments, federal, state and local. They have generally been unwilling to rely for the protection of public deposits solely upon the integrity and good judgment of the bank management; nor even, paradoxical as it may seem, upon the effectiveness of federal or state bank supervision.

Heretofore, all public funds of the Municipality of St. Thomas and St. John were deposited in the Virgin Islands National Bank, which was the sole banking institution in the Virgin Islands engaged in a general banking business. The West India Bank and Trust Company has now made formal application to become a depository of public monies. It becomes necessary, therefore, to specify by law the authority for the designation of depositories and the requirement of bonds and collateral to secure the deposits of public funds.

A similar ordinance is being sent to the Municipal Council of St. John. I recommend that representatives of both banking institutions be invited to appear before the Legislature to give their views on this bill. Finally, I wish to recommend most urgently, that in event of proposed amendments the Executive also be given an opportunity to appear to discuss these amendments before they are enacted into law.

Sincerely,

Manoel A. de la Cruz
Governor

Enc.

Government House
Charlotte Amalie, St. Thomas, V.I.

January 25, 1954

The Honorable,
The Chairman of the Municipal Council,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

I have today sanctioned and approved bill No. 293, The Ninth Municipal Council of St. Thomas and St. John, 1953-1954, Ordinance to Encourage the Establishment of New Businesses and Industries and the Promotion of Tourism in the Virgin Islands through the Granting of Exemptions from the Payment

of certain Taxes and Fees, and the granting of special subsidies, and for other purposes, passed by the Municipal Council on January 19, 1954.

It is noted that the Legislative intent of this ordinance is to extend the ten-year period of exemption of businesses, industries, and hotels which have been granted tax exemption under previous Tax Exemption ordinance. However, the language in Bill No. 293, is not sufficient to legally implement this legislative intent. Therefore, it is recommended that the following amendments be enacted by the Municipal Council at its very next meeting.

1. Amend sub-section 3 (c) to read as follows: "An industrial subsidy shall be allowed over a period of ten years beginning not earlier than January 1, 1949, to all stockholders or partners in any new business or industry in an amount equal to 75% of the Income Tax actually paid into the Municipality by any such stockholder on the dividends or profits derived by any such stockholder or partner from the operation of the new business or industry covered under this law; provided, that the period of ten years shall be retroactive in effect and shall apply to all stockholders and partners covered under Bill No. 67, approved August 17, 1951, and Bill No. 8, approved June 25, 1949."
2. Sub-section 3 (d) should be amended to read as follows: "(d). The period of ten years referred to in this section shall be retroactive in effect and shall apply to all new businesses, industries, and hotels which have been granted exemptions and subsidies under the provisions of Bill No. 67, approved August 17, 1951, and Bill No. 8, approved June 25, 1949."
3. The last proviso in sub-section 7 (a) should read as follows: "provided that the period of ten years referred to in this section shall be retroactive in effect and shall apply to all stockholders and partners of hotels covered under Bill No. 67, approved."

August 17, 1957, and Bill No. 8, approved
June 25, 1949.

I believe that with these minor amendments Bill No. 293 will adequately cover extensions from eight to ten years the tax exemption already granted to certain businesses, industries and hotels under previous Tax Exemption Ordinances.

Sincerely yours,
 Morris F. de Castro,
 Governor.

Copy

Hon. Walter L. M. Hodge, Chairman,
 Legislative Assembly of the Virgin Islands,
 P.O. Box 100,
 St. John's, Virgin Islands.

My dear Mr. Hodge:

In my letter of January 15, 1954, I advised you of the appointments made to the Joint Committee to study legislation of benefit to servicemen and dependents. I also advised you of the members who were selected by the veterans organization to serve on this committee; and requested that you inform me as soon as possible as to the two members from the Legislative Assembly who have been selected to complete the membership of the Joint Committee.

In order that the Committee may be properly organized and proceed to implement the provisions of the Resolution, I would appreciate very much hearing from you in regard to the two members from the Legislative Assembly who have been selected to serve on the Committee.

Sincerely,

Morris F. de Castro,
 Governor.

Congress of the United States
House of Representatives
Washington, D. C.

February 5, 1954

Mr. Joseph Gomez
Chairman
Municipal Council of St. Thomas and St. John
Charlotte Amalie, St. Thomas
Virgin Islands.

Dear Mr. Gomez:

I wish to acknowledge and thank you for your letter enclosing a Resolution adopted by the Municipal Council of St. Thomas and St. John praying that the United States Congress would restore the \$245,000 deleted from the 1955 appropriation for the Virgin Islands.

The House Subcommittee on Interior Appropriations has held hearings on the appropriations for the Virgin Islands, and at the latter part of this month will mark up the bill which will be presented to the full committee about March 1. It will then come to the floor of the House.

Since I am not a member of the Appropriations Committee, I cannot participate in any committee action on this bill, but when it is brought to the floor of the House, you have my assurance that I shall carefully study the recommendations of the Appropriations Committee before voting on this measure, bearing in mind the necessity for the Virgin Islands to receive an appropriation adequate for its needs.

Sincerely yours,
George A. Shuford, M.C.

Gas:st

Government House
Charlotte Amalie, St. Thomas, V.I.

February 10, 1954

The Honorable
The Chairman of the Municipal Council,
Municipality of St. Thomas and St. John,
Charlotte Amalie,
St. Thomas, Virgin Islands.

My dear Mr. Chairman:

In order that the Municipal Council may be fully aware of the implications of Committee hearings on the Appropriations bills, I am sending to the Council, attached hereto, for the Council's information only, a copy of a letter which I have written to the Office of Territories in answer to a question which was presented to me at the hearing. As you will note, the question was trying to bring out whether the United States was obligated by statute, to make appropriations for the Government of the Virgin Islands. My letter answers the question in the best possible manner, under the circumstances involved.

I thought that the Council should have the benefit of this information for its records. Until such time as we shall know whether my answers are printed in the record of the hearing, it is requested that no publicity be given to this matter.

Sincerely,

Marion L. DeLoach,
Governor.

Enclosure.

The following bills were adopted in the form and by the vote indicated.

Bill No. 330

The Ninth Municipal Council of St. Thomas & St. John

1953 — 1954.

Amendment No. 18 to the Budget for the Municipality
of St. Thomas and St. John for the Fiscal year July
1, 1953 to June 30, 1954

Be It Enacted by the Municipal Council of St.
Thomas and St. John in session assembled;

That the Budget for the Municipality of St.
Thomas and St. John for the Fiscal year July 1,
1953 to June 30, 1954, is amended as follows:

Revenues

The Land Revenue

Increase Item 14, Miscellaneous, by \$12,795.00

Expenditures:

Police + Public Safety

Increase Item 200-2 - Equipment
For Purchase of one four-wheeled
drive Jeep for use of the Police
Department, officials of the Dept.
of Health and Officials of the
Municipal Council of St. John, \$1,585.00

Department of Health

Office of the Commissioner and Medical Care:

Increase Item 410-3-5 - Contribution
to Grants-in-Aid Virgin Islands
Department of Health, up to and
including June 30, 1954, by \$10,460.00

Add New Sub-Item 410-3-4.
Stipend of \$125.00 each to Messrs.
Arnold Sverdlow and Jack Lewis,
Externs at the Rud - Hansen
Memorial Hospital \$250.00

Department of Education

Public Recreation Division

Add New Sub-Item 630-3-4 - For
Emergency Improvements of the
Municipal Ball Park for Baseball

Service between Puerto Rico
and St. Thomas \$ 500.00 \$ 12,795.00

Mr. Guigue yea
Mr. Borge yea
Mr. Odley "
Mr. Beder "
Mr. Blythe "
Mr. Richards "
Mr. Sprague "

Bill No. 331

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Authorize the Designation of
Repositories for Municipal Funds.

Be It Enacted by the Municipal Council of
St. Thomas and St. John in session assembled:

Section 1. The Governor of the Virgin Islands shall designate banks or trust companies authorized to engage in a general commercial banking business within the Municipality as depositories to receive funds of the Municipality and of its various agencies, authorities and instrumentalities. The Finance Officer of the Municipality of St. Thomas and St. John shall not be liable for the safekeeping of the funds so lawfully deposited. The banks or trust companies so designated as depositories must:

- (a) have been organized for at least two months;
- (b) have taken over or absorbed a bank or trust company that has been organized for at least two months.

Section 2. Except as provided in Section 4, a depository shall furnish and file with the finance officer a corporate surety bond to secure municipal funds deposited with it. The Governor shall approve the bond. The Governor shall not approve any depository bond unless

he is fully satisfied that the bond is in proper form, the securities sufficient, the depository is financially sound, and the capital stock claimed by it is fully paid up and not impaired.

Section 3. Each depository bond shall provide that during the time the bond is in force, the depository will pay all the municipal funds deposited with it to the Finance Officer, free of exchange, at any place in the municipality designated by him. If the deposit is a time deposit, it shall be paid, together with interest, only when due. The Governor or the Finance Officer may require a new or additional bond from any depository at any time.

Section 4. In lieu of the corporate bond required in Section 2, a depository may pledge collateral to secure municipal funds that are to be deposited with it. The Governor must approve the collateral. The Governor shall not approve any collateral except:

- (a) United States Government Bonds, notes, certificates, or other evidence of indebtedness, which are the full faith and credit of the United States Government and Bonds, notes, certificates of indebtedness, or other evidences of indebtedness of governmental agencies which are unconditionally guaranteed by the United States Government.
- (b) Bonds of any insular possession of the United States, or of any State, or of any agency of the Virgin Islands, the payment of the principal and interest of which is provided for by other than direct taxation.

Section 5. The collateral deposited in compliance with Section 4 shall be accompanied by a pledge thereof to the municipality, which pledge shall recite that:

- (a) The depository will pay to the Finance Officer all municipal funds deposited with it, free of exchange or other charge, at any place in the municipality designated by him;

if the deposit is a time deposit it shall be paid, together with interest, only when due; and

(b) In case of default by the depository, the municipality may sell the collateral, or as much of it as is necessary to realize the full amount due from the depository or its assigns.

Section 6. The depository may furnish more than one bond or both bonds and collateral to secure municipal funds deposited with it. If both bonds and collateral are furnished, the depository may withdraw all or any part of the collateral without in any way impairing the bond unless there is a provision in the bond that the collateral will not be withdrawn without the consent of the surety on the bond. All banks engaging in a general commercial banking business in the Virgin Islands are hereby authorized to pledge assets as herein provided as collateral security for deposits of municipal funds.

Section 7. (a) To the extent that security can be and is furnished, as herein provided, and so far as may be practicable the Governor shall divide the deposits of municipal funds equally by amounts among all banks which are engaged in general commercial banking business in the municipality. In no case shall the amount of the deposit or the daily deposit balances exceed:

- (1) The penalty on the bonds;
- (2) The full face value of the bonds;
- (3) The penalty on the bonds plus the full face value of the collateral, if both are furnished.

(b) In fixing the amount of the collateral and in regulating the amount of municipal deposits the Governor shall except from the surety bond and collateral security any portion of municipal funds which are secured by the Federal Deposit Insurance Corporation.

Section 8. When the Governor deems necessary, he may require any depository of municipal funds or any surety on a depository bond to furnish a sworn statement of the financial conditions of the depository or surety. Failure to render a statement within a reasonable time is sufficient grounds for revocation of a designation. Any person who makes a false statement to the Governor with regard to the financial condition of a depository or a surety on a depository bond shall be guilty of a misdemeanor.

Section 9. A depository may deposit, at any time during the period of its designation, additional collateral, withdraw, replace collateral, and substitute other collateral for all or part of that on deposit, provided the collateral so substituted is of the kind designated in Section 4.

Section 10. Deposits in depositories shall be divided into two classes to be known as active and inactive. A depository may be designated as a depository of both classes. All municipal funds deposited in an active deposit in a depository are subject to withdrawal by the Finance Officer upon demand and no interest shall accrue on these deposits. Municipal funds not required to meet the municipality's current disbursements shall be deposited in inactive deposits in depositories and interest shall accrue on these deposits at a rate not less than 2%. This rate shall be fixed by the Governor in accordance with the current rate upon similar deposits.

Section 11. It shall be the duty of the Finance Officer having in his custody any public monies of the municipality, or any trust fund, or other monies entrusted to him for disbursement, to deposit the same in any of the depositories designated by the Governor and to withdraw from the same only as may be required for payment to be made by him pursuant to law.

Section 12. The closing of a depository shall be deemed a default by the depository and

no demands by the municipality, or by its officers, will be necessary, to establish such default. When a depository closes, any time deposit therein is immediately due and payable.

Section 13. In any proceedings to wind up an insolvent depository of municipal funds, the municipality is a preferred creditor. When a bond has been given by a depository the municipality may proceed either as a preferred creditor against the assets of the insolvent depository, or as the obligee on the surety bond against the surety, or against both, as the governing body deems advisable. If the municipality receives or recovers any amount of its claims from the surety, the latter is not, by reason thereof, subrogated to the claim of the municipality against the assets of the insolvent depository as a preferred creditor.

Section 14. The governing body may revoke the designation of any depository at any time. Upon revocation of a depository the Finance Officer shall withdraw the municipal funds deposited therein immediately and shall make no further deposits therein.

Section 15. The governing body is authorized to prescribe regulations governing the acceptance of collateral securities to guarantee public funds deposited with banking institutions and for designation of depositories to hold in escrow collateral securities pledged pursuant to this ordinance.

Section 16. The term "municipal funds" as used in this ordinance shall mean all funds of the municipality and of its various agencies, authorities and instrumentalities.

Section 17. All laws, or parts thereof in conflict with this Ordinance are hereby repealed.

Mr. Greer yes
Mr. Jones yes
Mr. Otley yes
Mr. Reed yes
Mr. Rymer yes

Mr. Richards yes
Mr. Spruce yes

Bill No. 289

The Ninth Municipal Council of St. Thomas and St. John
1953 — 1954

Workmen Compensation Ordinance

— " —

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

Section 1. This ordinance shall be known as the Heads Workmen Compensation Act of the Municipality of St. Thomas and St. John.

Section 2. (a) The term "employer" means the Municipality of St. Thomas and St. John, all public and quasi-public corporations, any person or body of persons whether incorporate or not, partnerships or association, contractors and sub-contractors.

The term "employee" means any person, including minors, employed under any appointment or contract, express or implied, oral or written, or in the service of any employer.

(b) This ordinance shall be applicable to all employers who employ two or more employees affected by this Act, whatever their wages may be, provided that, in administering this section in the case of employees not normally affected by the Act, temporary employment outside the usual course of the employer's business shall be considered on its own footing, without regard to the regular employment role of the employer, and provided that, if such temporary employment is affected by the Act, it shall not cause to be affected the regular employment not usually affected.

(c) This ordinance shall be applicable to all employees except those engaged in agriculture, religious service, domestic service, or work in their homes, provided that the exemption as to agriculture shall apply only to services ordinarily connected with farming and shall not apply to employment in connection with machinery, construction and similar work,

and provided that the term "domestic service" as used herein shall include only persons performing domestic service in a private home.

(d) Notwithstanding the provisions of this Act defining employers and employees affected hereunder, contractors and sub-contractors will be liable for compensation under this Act to all employees in their employ. If the contractor or sub-contractor fails, after being notified by the Compensation Officer, to cover such employee the Compensation Officer may petition the United States District Court of the Virgin Islands for an order directing compliance with the order of the Compensation Officer. The United States District Court of the Virgin Islands shall have power to punish for contempt disobedience to the Court's orders.

(e) By consent, both of employer and employee concerned, and under regulations to be prescribed by the Compensation Commission, an employer and his employee or employee's agent under this Act may elect to accept the terms and conditions hereof, provided that employers and employees making such election shall be entitled to all rights and privileges of and shall be subject to all obligations imposed by this Act.

Section 5(a). Every employer shall pay compensation as hereinafter specified for the disability or death of an employee resulting from a personal injury or occupational disease arising out of and in the course of his employment irrespective of fault as a cause of injury or death; provided, however, that the employer shall not be entitled to compensation until the third day of disability, except as provided in Section 5(a), unless the disability extends beyond one week, in which case compensation shall begin on the first full day of disability. No compensation shall be paid if the injury or death is caused solely by the wilful misconduct of the employee or by the wilful intention of the employee to injure or kill himself or another, or by the intoxication of the employee, in which case, the burden of proof shall be on the employer to show that the injury was so caused.

The disease enumerated in the following table shall be considered as occupational diseases when contracted by workmen or employees in the course of the occupations therein enumerated caused by such disease due to the nature of any of the processes described in said table:

Name of Disease	Description of Process
1. Anthrax	Handling of wool, hair, bristles, hides or skins.
2. Glanders	Care of equine animals suffering from glanders.
3. Lead Poisoning	Any industrial process involving the use of lead or its preparations or compounds.
4. Mercury Poisoning	Any industrial process involving the use of mercury or its preparations or compounds.
5. Phosphorous Poisoning	Any industrial process involving the use of phosphorous or its preparation or compounds.
6. Arsenic Poisoning	Any industrial process involving the use of arsenic or of its preparations or compounds.
7. Poisoning by benzol or by niter or their derivatives or amide, dinitrate, anilin and others	Any industrial process involving the use of benzol, of niter, or amide and its derivatives of benzol or its preparations or compounds.
8. Poisoning by gasoline, naphtha, or other volatile petroleum product.	Any industrial process involving the use of gasoline, benzine, naphtha, or volatile petroleum product.
9. Poisoning by carbon bisulphide	Any industrial process involving the use of carbon bisulphide or of its preparation or compounds.

10. Poisoning by wood alcohol Any industrial process involving the use of wood alcohol, or of its preparation.
11. Infection or inflammation of the skin or contact with compound, irritating or lubricant oils, dust, liquids, smoke, gases or vapors. Any industrial process involving the handling or use of compound irritating or lubricant oils, or involving contact with dust, liquids, smoke, gases or vapors.
12. Ulceration of the skin or of the corneal surface of the eye, due to coal, pitch, tar, or their compounds. Handling or industrial use of coal, pitch, tar, or their compounds.
13. Compressed air poisoning Any industrial process carried on in compressed air.
14. Carbon Dioxide poisoning Any process involving the evolution, or resulting in the escape, of carbon dioxide.
15. Brass or Zinc poisoning Any industrial process involving the manufacture, founding or refining of brass or the melting or smelting of zinc.

* (b) Supplementing the occupational disease described in subsection 3(a), pleuropneumonia, injuries of a tuberculous origin acquired during the course of employment and as a consequence thereof, by workers who come in contact with said disease in sanatoriums, government hospitals of this municipality, entities or private places where patients suffering from pulmonary tuberculosis are treated, shall be regarded as compensable, and shall be entitled to compensation; provided, that, every person shall, before his employment begins submit to, or if

already employed, and undergone with negative results the examinations hereinafter described, and which shall be performed by the Department of Health, Municipal Hospital at St. Thomas, Virgin Islands, a general physical examination; a fluoroscopic and radiographic examination of the thorax, three examinations of concentrated sputa at intervals of one week, and any other examination which in the judgment of the Compensation Commission may be necessary to make for the purpose of investigating the Koch bacillus; provided, likewise, that the period for incubation of said disease shall not be less than ninety days; provided further, that persons thus employed in the above-mentioned institutions and places shall report for the examinations hereinbefore set forth at least once each year, during the term of their employment; and they are likewise required to submit to said examinations when their employment in the occupations herein listed become terminated. Provided, finally, that if the examinations made to persons leaving the occupation herein referred to are negative, they shall have no right to compensation unless the disease develops within ninety days following the date of the termination of their employment in the aforesaid occupations.

The Department of Health, Municipal Hospital at St. Thomas, Virgin Islands, shall be responsible under this ordinance to perform the examinations determined herein without cost whatever to the person or persons undergoing same, and to file with the Compensation Commission a certified copy of the reports in each case.

Section 4. Wages shall be determined on the basis of the earnings of the worker, at the time of injury, from the employer liable to pay compensation, except that in the case of employees whose tenure at the time of injury was less than one month, the weekly wage of such employees shall be determined by the Commission on the basis of weekly wages for permanent employment of similar character. The value of subsistence and/or quarters furnished an employee as part of his remuneration shall

be included as part of his wages. In computing the weekly wage of workers paid on an hourly or daily basis, the full number of hours or days usually worked shall be taken into account at the normal rate per hour or day at the time of injury. Special overtime rates shall be taken into account except earned regularly over a period of two (2) months immediately preceding the accident. Compensation for any fractional portion of a week shall be computed on the basis of the working days involved.

Section 5. Every employee who suffers an injury or death under the conditions specified in this ordinance shall be entitled to:

Medical Attendance

(a) Medical Attendance, including such hospitalization, medicines, dental treatment, services, and appliances as may be necessary and may be prescribed by duly qualified physicians acceptable to the Commission, provided that all claims and charges therefor shall be subject to the approval of the Commission, and provided further, that an employee shall not be entitled to claim expenses incurred, without prior approval of the Commission, for artificial eyes, limbs, dentures and similar appliances. Securing the treatment and the services prescribed above, the employee shall be allowed only such transportation as, in the opinion of the Commission, is necessary, just and reasonable. Medical attendance at the home of the injured employee is authorized only in cases where and for the period during which the injured employee is so disabled that it is impracticable for him to report to the doctor's office for needed treatment. No claim for costs of personal transportation or medical attendance outside the municipality shall be allowed unless some was formally provided by the Commission. In no case shall an employee be entitled under this subsection to a sum in excess of Fifteen Hundred (\$1500) Dollars.

Temporary Disability

(B) Compensation for Temporary Total Disability equal to sixty-five percent of the weekly wage rate at the time of injury; the rate of compensation, not to exceed thirty-two dollars (\$32.00) and fifty cents per week, not less than sixteen (\$16) dollars per week, provided, however, if the wages earned at the time of injury were less than sixteen (\$16) dollars per week that compensation shall be awarded in a sum equal to said wages for such time, as the employee is disabled for work as shown by a doctor's certificate; and compensation for Temporary Partial Disability equal to sixty-five percent of the difference between the weekly wage rate at the time of injury, which wage shall not be computed at the rate exceeding fifty (\$50) dollars per week, and the wages, if any, earned by the injured worker during his partial disability; payable weekly or as the Commission may order; provided that for injuries resulting from the same accident, compensation due under this sub-section shall not exceed one hundred twenty (120) weeks, provided further that these 120 weeks need not run consecutively but shall not run beyond four years from the date of injury; and provided further that an employee shall not be entitled to compensation for temporary disability as above for any period during which he received from his employer full wages or wages not less than compensation rate provided above.

Permanent Partial Disability

(C) Compensation for Permanent Partial Disability, provided such disability is a consequence of the injury and occurs within four years thereof; equal to sixty-five percent of the weekly wage rate at the time of the injury, the rate of compensation not to exceed thirty-two dollars and fifty cents (\$32.50) per week, for the period specified in the following table, payable weekly or as the Commission may order; provided, that compensation for Permanent Partial Disability shall be in addition to compensation for temporary disability under Section 5 (b); and provided further that for injuries resulting from

the same accident, the compensation due under sub-sections 5 (b) and (c), together shall not exceed two hundred and fifty (250) weeks.

Foot lost	78 weeks
Leg lost	120 weeks
Right hand lost	120 weeks
Left hand lost	120 weeks
Arm lost	130 weeks
Eye lost	130 weeks
A testicle lost	75 weeks
Both testicles lost	120 weeks
Penis lost	120 weeks
Penis and one or both testicles lost	130 weeks
Total loss of hearing in one ear	75 weeks
Total loss of hearing in both ears	120 weeks
Thumb lost	50 weeks
Index finger lost	50 weeks
Great toe lost	50 weeks
Middle finger lost	50 weeks
Ring finger lost	45 weeks
Toe other than great toe lost	45 weeks
Little finger lost	45 weeks

Compensation for Permanent total loss of function of a member shall be the same as the member. Compensation for permanent partial loss of function, or loss of a member may be for the proportionate loss of use of function of the member.

Permanent partial disability shall be considered to be the loss of one foot or leg, one hand, one arm, one eye, one or more fingers or toes, one or both testicles, the penis, loss of hearing of one or both ears.

Phalanges: Compensation for loss of first phalange shall be one-half of that for loss of entire digit. Compensation for loss of more than one phalange of a digit shall be the same as for loss of entire digit.

Amputated Arm or Leg: Compensation for an arm or leg, if amputated at or above the elbow or knee, shall be the same as for the loss of the arm or leg; but if amputated below the elbow or knee, shall be the same as for the loss of a hand or foot.

Skull and Internal Injuries: In all cases of skull and internal injuries, where there exist a permanent partial disability, the commission

shall award proper and equitable compensation not to exceed \$5,000.

Disfigurement: The Commission shall award proper and equitable compensation for serious facial and head disfigurement not to exceed \$5,000; provided that compensation for facial and head disfigurement and skull and internal injuries resulting from the same accident shall not exceed \$3,500.

Compensation for any other permanent partial disability not specified shall be graded with such disability as it resembles most, and compensation shall be given for a similar number of weeks.

(d) Compensation for Permanent Total Disability, provided such disability is a consequence of the injury and ensues within four years thereof, equal to sixty-five per cent of the weekly wage rate at the time of the injury, the rate of compensation not to exceed thirty-two dollars and fifty cents (\$32.50) per week, for a period of two hundred sixty (260) weeks payable as the Commission may order.

Permanent Total Disability shall be considered to be total and permanent loss of vision in both eyes; the loss of both feet at or above the ankle; the loss of both hands at or above the wrist; the loss of one hand and one foot; and such other injuries or results in the total and permanent disability of the person to perform any kind of labor in remunerative occupations.

In Case Of Death

(e) If death ensues at the time of the injury, or within four years as a consequence thereof, and the employee leaves no relative who depended on him for support, the liability by reason of such death shall be limited to the payment of funeral expenses not exceeding one hundred dollars (\$100) and other expenses for medical services, medicine and hospitalization. If the employee is survived by a spouse and by parents and any heirs, including illegitimate children, any or all whom were dependent on him for support, partially or totally at the time of his death, they shall receive compensation

from four thousand (\$4,000) dollars to five thousand (\$5,000) dollars graduated according to the earning capacity of the decedent and to probabilities of life according to the American Experience Table of Mortality, and in accordance with such rules and regulations as the Compensation Commission shall prescribe, which rules shall be approved and promulgated by the Governor.

(f) The compensation shall be payable:

- (1) In case the decedent is survived by parents only, all the compensation shall be payable to such surviving parent or parents.
- (2) In case the decedent is survived by parents and a spouse, compensation shall be payable one third to the parent or parents and the remaining two thirds to the spouse.
- (3) In case the decedent is survived by parents and a spouse and children, compensation shall be payable 20% to the parent or parents, 40% to the spouse, and 40% to the children. As used in this section and the sub-division thereof the term "spouse" shall be construed to include any woman who has lived with the decedent for three consecutive years prior to his death; provided however, the payments shall cease:
 - (a) To any beneficiary upon death
 - (b) To minors upon reaching the age of eighteen years, unless disabled for work, or for other good cause shown.

Upon application of the beneficiary, compensation may be paid in a lump sum, or in installments, in the discretion of the Commission. Only for good cause shown may lump sum payments be awarded. The total aggregate compensation in any case for injury and death resulting therefrom shall

not exceed Seven Thousand Five Hundred (\$7,500) dollars.

Section 6. No assignment, compensation, release, sale or conveyance of compensations due or payable under this ordinance shall be valid, and such compensation shall be exempt from levy, execution and attachment, which exemption shall not be waived. Compensation shall constitute a first priority lien against the assets of an employer. No agreement by any employee to waive his right to compensation under this ordinance shall be valid.

Compensation Commission

Section 7. There is hereby created a Compensation Commission consisting of five members who shall be appointed by the Governor by and with the advice and consent of the Municipal Council. They shall originally hold office for one, two and three years. One member shall serve for a term of three years, two for a term of two years and two for a term of one year. After the term of each member shall be two years. The Commission shall elect its own officers. The members of the Compensation Commission, appointed pursuant to Section 7 of the Jean Workmen Compensation Ordinance of October 10, 1946, as amended, shall serve as members of the Compensation Commission and, until their successors are appointed, confirmed and have qualified, are hereby designated as the Compensation Commission created herein.

(a) Members of the Commission shall be compensated at the rate of five (\$5.00) dollars per day for any fraction thereof for each day actually spent in the work of the Commission, retroactive as of October 10, 1946, except the compensation officer provided for hereinafter.

Section 8. The Commission shall have power to administer this Act, to compile a register of employers affected by this Act, for that purpose; to demand all pertinent information; to hold hearings and investigations; to inspect and examine places of employment; to receive claims in writing; to instigate claims

and other pertinent documents filed with the Commission; to prescribe rules and regulations; to make studies of safety devices and to issue safety orders to employers; to issue subpoenas, to compel attendance of witnesses; to administer oaths; to compel the production of relevant documents; to issue orders awarding compensation; to refuse claims; to reopen claims; to review awards; and to bring suit in its own name, or in the name and in the behalf of any beneficiary. Proceedings before the Commission shall be according to such rules as it shall prescribe, including the classification of injuries into minor and major categories and providing for summary treatment of the former by a commissioner designated for that purpose, and he shall be paid an annual salary in lieu of his per diem stipend; to designate one member of the Commission as Compensation Officer and empower him to hear and determine cases involving minor injuries; provided, however, that either party is interested if aggrieved by the decision of the Compensation Officer, upon giving such notice as the Commission prescribes, and within the time limitation set, appeal to the Commission from the decision of the Compensation Officer; to have power to review the decisions of the Compensation Officer; to have original and exclusive jurisdiction to hear and determine all claims involving major injuries. Parties shall have the right to be represented by counsel. The Commission shall approve the fee for attorneys appearing for employees.

Orders of the Commission shall be served by personal delivery or by registered mail. Any interested party may within thirty days from the date of issuance thereof appeal to the District Court with respect to any order of the Commission awarding or denying compensation upon any claim, and said court shall have jurisdiction to review the entire proceedings leading up to such order, and based upon its findings in the matter, to affirm, reverse or modify said order.

Upon application of the Commission or any beneficiary, the District Court shall enforce obedience to the orders of the Commission by proper process.

(a). Violation of any safety order of the Compensation Commission shall constitute a misdemeanor, punishable by fine not exceeding five hundred dollars or imprisonment not exceeding six months, or both.

Notice Of Injury And Claim

Section 9. By personal delivery or by mail, written notice of an accidental injury shall be given by the person injured or someone in his behalf to the employer or any of his agents within forty-eight hours after the injury. In the case of an occupational disease notice shall be given by the person injured or someone in his behalf to the employer or any of his agents within thirty (30) days from the first distinct manifestation thereof. Such notice shall contain the name of the person, the nature of the injury, or occupational disease, when and where it occurred. Unless written notice of injury or occupational disease is given as above, or unless the employer's immediate superior has actual knowledge of the injury or occupational disease, compensation may be denied. If a reasonable cause shown, the Commission may accept written notice of injury given later than forty-eight (48) hours, but not later than thirty (30) days, after the injury; and in the case of an occupational disease, the Commission may accept written notice given later than thirty (30) days, but not later than ninety (90) days, after the first distinct manifestation thereof; which time limit for filing of reports shall also be applicable to injuries of a tuberculous origin arising out of employment.

Section 10(a). The first claim for compensation for an injury shall be filed in writing within sixty days after the injury or failure to be surmised by the Commission. Such claims shall be filed at the office of the Commission or deposited in the mail properly stamped and addressed to the Commission or to any person whom the Commission may designate. Each claim shall be sworn to by the injured person or whoever acts in his behalf, and shall be accompanied by a doctor's certificate stating the nature and probable extent of

the disability, or by a death certificate.

(b) Supplementary claims, if any, for protected disability or for any additional compensation claimed shall be filed in the manner directed by the commission.

(c) For reasonable cause shown, the commission may extend the time limit set by this section, but under no circumstances may such time limit be extended beyond six months.

Section 11. (a). After an injury, the employee shall, as frequently and at such times and places as may be reasonably required, submit himself to examination by such doctor as the commission may designate. The employee may have his own doctor present at all such examinations at employee's expense. If any employee refuses to submit to an examination, his right to claim compensation under this ordinance shall be suspended until such refusal ceases.

If an injured worker delays submission to treatment and/or examination without just cause, the commission shall disallow compensation for the period involved.

(b) Upon application of the employee or duly authorized agent (or someone in behalf of the deceased employee) and, for reasonable cause shown, the chairman of the commission is empowered to order an autopsy of the body of a deceased employee by a duly registered physician in order to determine the cause of death. In the event the beneficiary of the deceased or anyone for him shall refuse an autopsy so ordered, no compensation shall be paid for the death of such employee.

Section 12. In cases where it may be necessary to determine the heirs of a deceased employee, the proceeding in the District Court shall be free of all court costs. Any right given by this ordinance of any employee shall survive to his personal representative for the benefit of his heirs.

Section 13. The Common Law defenses of Assumption of Risk, Negligence of a Fellow servant and Contributory Negligence of the Employee are hereby abolished.

Section 14. When injury or death results from failure to obey a Safety Order of the Commission, fifteen per cent penalty shall be added to any award by the Commission, which penalty shall be payable by the employer.

Section 15. When injury or death for which compensation is payable under this Act was caused under circumstances creating a legal liability in some one other than the employer to pay damages in respect thereof, the employee may take proceedings both against the one so liable to recover damages and against anyone liable to pay compensation under this Act, but shall not be entitled to receive both damages and compensation. And if the employee has been paid compensation under this Act, the employer by whom the compensation was paid shall be entitled to indemnity from the person, firm, or corporation so liable to pay damages as aforesaid, and to the extent of such indemnity shall be subrogated to the rights of the employee to recover damages therefor.

Municipal Insurance

Section 16. Every employer shall secure the payment of compensation under this ordinance by insuring with the Municipal Insurance Fund, hereinafter created. Failure to insure as herein provided shall constitute a misdemeanor punishable by fine not exceeding five (\$500) hundred dollars or imprisonment not exceeding six months, or both.

Section 17. There is hereby created a fund to be known as "The Municipal Insurance Fund" for the purpose of insuring employers against liabilities under this Ordinance and of assuring to the persons entitled thereto the compensation provided by this ordinance. This fund shall consist of all premiums received and paid into the fund, of property and securities acquired by the fund and of interest earned upon moneys belonging to the fund. Such fund shall

be administered by the Commissioner of Finance. Necessary additional personnel shall be appointed by the Governor with the advice and consent of the Municipal Council. The fund shall be applicable to the payment of expenses in the manner provided in this ordinance.

The fund may be used to provide the capital for the construction of public buildings; provided that the Governor approve the construction project, and provided further that the use of such public buildings shall be required to pay reasonable rental for the space taken. The proceeds from the rental shall revert to the fund. Maintenance of said building shall be paid from the fund.

Section 18. The Commissioner of Finance shall be the custodian of the Municipal Insurance Fund; and all compensation shall be paid by him upon vouchers authorized by the Compensation Commission and signed by the Chairman. The Commissioner of Finance may deposit any portion of the Municipal Insurance Fund not needed for immediate use in the same manner as other municipal funds are deposited by him. Interest earned by the Municipal Insurance Fund shall be collected by the Commissioner of Finance and placed to the credit of the said fund.

Whenever there is in the fund cash in the sum of Fifty Thousand (\$50,000) Dollars the balance shall be considered surplus, which the Governor, with the advice and consent of the Municipal Council, is hereby authorized to invest in first priority mortgages in this Municipality or other first class securities.

Section 19. The expenses of administering the Municipal Insurance Fund and operating expenses of the Compensation Commission, including wages of salaried employees, shall be fixed by the Governor upon the recommendation of the Municipal Committee and paid from the proceeds of the fund, following the legal requirements for the expenditure of public funds. The expenses of maintenance of any of the construction

projects built with moneys from the Fund shall also be paid from the proceeds of the Fund.

Section 20. It shall be the duty of the Commissioner of Finance in the exercise of the power hereby conferred upon him to prepare a schedule of classifications according to the hazards of the occupations or industries. He shall also fix the lowest possible premium rates, including minimum premiums consistent with the establishment of a solvent Municipal Insurance Fund and the creation of a reasonable surplus, covering the period beginning July 1, 1941, and each year thereafter.

Section 21. On July 1, 1942, and annually thereafter, it shall be the duty of the Commissioner of Finance to revise such classifications and premiums as, in his judgment, should be revised. Such revision shall be in accordance with underwriting experience and other incidental experience and available statistics in regard to the hazards and underwriting risks.

Section 22. The Commissioner of Finance shall keep an accurate account of the money paid in for premiums by each of the several groups of occupations or industries, and the expenses of administering the Municipal Insurance Fund, as well as the disbursements and expenses incurred on account of injuries or deaths of workmen and employees in each of said group of occupations and industries; he shall also keep an account of payments and costs of injuries and deaths of the workmen and employees of each employer, and all other necessary accounts and statistics consistent with the efficient administration of a solvent Municipal Insurance Fund.

Section 23. The decision of the Commissioner of Finance fixing and regulating the premium rates for each group of occupations or industries, or any order increasing the premium rate, may be reviewed by the Compensation Commission provided the aggrieved employee files a complaint with the said Commission within thirty days after the decision of the Commissioner of Finance becomes effective. The Compensation Commission

shall proceed to render a final decision, provided that during the pendency of this appeal the collection of the premiums shall continue in accordance with the decision of the Commission of Finance; nor shall the courts issue writs of injunction enjoining the collection of said premiums during the pendency of such appeal. If the decision of the Commission reduces the rate of premium fixed by the Commission of Finance, the Commission of Finance shall not be ordered to return the excess paid in premiums, but such excess, computed from the date of the filing of the petition, shall be deducted from premiums to be collected in the future from the employers filing the petitions. In case any classification is modified by an order of the Commission as herein provided, the Commission of Finance shall compute new rates of premiums for all such employers as have workmen or employees within the challenged classification or classifications.

Section 24. The Commission of Finance is hereby authorized, empowered, and directed to assess and levy on every employer affected by this ordinance, annual premiums determined in accordance with preceding year by said employer to workmen and employees who were, or would have been, entitled to the benefits of this Ordinance; provided that said premiums shall be collected semi-annually in advance on or before January 31 and June 30 each year, and shall be deposited in the Municipal Insurance Fund established by this Ordinance.

Section 25. The premium shall be fixed as soon as the report hereafter referred to is received by the Commission of Finance, the basis therefor to be the total amount paid by the employer of wages of workmen and employees employed by him during the previous year, who were, or would have been entitled to the benefits of this ordinance; provided that salaries or wages reported by employers shall not be computed at a rate exceeding Fifty (\$50) Dollars per week for any individual workman or employee.

Section 26. Any employee who prior to July 1, or January 1 of any year ceases to be subject to the provisions of this ordinance, may be excused from the payment of premiums by giving the notice and proof required by the Commissioner of Finance that he will not be subject to the provisions of this ordinance.

Section 27. At the end of each calendar year, the Commissioner of Finance shall compare the payroll of each employer paying premiums in accordance with this Ordinance for such calendar year with the payroll of the preceding calendar year on the basis of which the premiums were assessed, levied and collected; and if the payroll for the year during which the insurance was effected is greater than that of the previous calendar year, the Commissioner of Finance shall assess, levy, and collect additional premiums in the same manner and on the same basis as the original premiums were assessed, levied and collected; and if the payroll is less than that of the preceding calendar year, the Commissioner of Finance shall refund from the Municipal Insurance Fund the proportion of the premiums corresponding to the difference between the actual payroll for the year during which the insurance was effected and the year on the basis of which said premiums were assessed, levied and collected.

Section 28. It shall be the duty of every employer affected by this Ordinance to file with the Commissioner of Finance not later than January 15 of each year a statement under oath on forms supplied by the Commissioner of Finance, showing the number of workmen employed by said employer, the kind of occupation or industry of said workmen during the calendar year. The premiums prescribed by this ordinance shall be computed on the total amount of wages declared in said statement provided that every employer employing workmen covered by this ordinance for any part of the half year shall file the aforesaid statement, under oath, including the estimated wages to be paid to said workmen or employees, before commencement of the said work, and upon termination of the work, the employer shall file a sworn statement showing the actual amount of wages paid, on which sum the corresponding liquidation

shall be made either by assessment of additional premium or by refund of excess premium collected. Should any employee substantially increase his payroll during the term of insurance, he shall file a supplementary statement within fifteen (15) days after such increase, and he shall pay additional deposit premiums on the basis of such increase. Should any employee fail to file such statement on the date specified above or before the commencement of temporary work, he shall be guilty of a misdemeanor punishable by fine not less than fifty (\$50) dollars nor more than five hundred (\$500) dollars.

Section 29. Any employer who has been covered by the Municipal Insurance Fund up to the end of the preceding year shall be covered during the period January 1, to January 31 provided that every employer who has not presented the statement under oath and who has not paid the premiums within the time herein specified shall be considered an uninsured employer.

Section 30. On receipt of payment the Commissioner of Finance shall forward to the employer a receipt which shall be prima facie evidence of said payment of the premium and insurance coverage. Premiums shall be paid by every employee into the Municipal Insurance Fund on or before January 31 and June 30 of each year; provided further that premiums of employers employing workmen for any part of a half year shall be paid within thirty (30) days after the filing of the statement hereinbefore provided. If any employer shall default in any payment of premiums the amount due from him shall be collected by civil action in the name of the Municipality of St. Thomas and St. John.

Section 31. Every employer insured in the Municipal Insurance Fund shall keep a true and accurate record of the number of his employees and of the wages paid by him; and such records shall be open to inspection at any time by the Compensation Commission and by the

Commissioner of Finance. Any employer who shall fail to keep true and accurate records or who shall wilfully misrepresent the amount of the payroll upon which the premium chargeable is based shall be liable to a fine of five times the amount of the difference between the premium paid and the premium which should have been paid, and the Commissioner of Finance shall assess and collect said fine in the same manner as premiums are assessed and collected.

Section 32. The Municipal Insurance Fund shall be in force and effect from July 1, 1941.

Section 33. The provisions of this ordinance shall affect all cases pending on the docket of the Compensation Commission at the time of approval.

Section 34. All laws or ordinances, or parts thereof, in conflict with this ordinance are hereby repealed.

Mr. Laque	...	yes
Mr. Loney	...	yes
Mr. Otley	...	yes
Mr. Reese	...	yes
Mr. Rhames	...	yes
Mr. Richards	...	yes
Mr. Sprague	...	yes

Bill No. 320

The Ninth Municipal Council of St. Thomas & St. John

1953 - 1954

Ordinance to Amend "Ordinance to Create the Municipal Land Authority; to Establish Municipal Homesteads, to provide Home Loans, and for other Purposes," Approved July 7, 1953, as Amended.

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That "Ordinance to Create the Municipal Land Authority; to Establish Municipal Homesteads, to provide Home Loans, and for other Purposes," approved July 7, 1953, as amended, be further amended as follows:

Section 1. Section 3(ii) of said ordinance is hereby amended to read as follows: To borrow money for any of its purposes and to secure the repayment of the same by the encumbering, mortgaging, selling, or pledging of all or any of its land, property, contracts, revenues and income.

Section 2. Section 6 of said ordinance is amended to read as follows: ^{Homebased} contracts shall be executed by the Authority under such terms and conditions as may be recommended by the Authority; and shall not be assignable, except upon approval of the Authority. In the case of death of any purchaser, the heir or heirs shall have the option to continue payments and receive title to said land upon completion of payment. Upon payment of the purchase price in full, the simple title to the land shall vest in the purchaser, and the Authority shall execute and deliver a good and sufficient deed, provided, however, the deed shall include a clause giving the Authority first option to purchase said land at a fair market value if the owner decides to sell within ten years after receipt of deed.

Section 3. Section 8 of said ordinance is amended to read as follows: The Authority shall fix as the sales price for the land it sells, alienates, cedes or transfers, a sum which shall be at least equal to the price paid for said land, and shall fix monthly, quarterly or annual installments for the payments thereof which are sufficient to cover the said price within the period of ten years. Any purchaser of land under this ordinance shall have the right at any time to pay amounts in excess of the installments or all of the purchase price.

Section 4. Section 13 of said ordinance is further amended to read as follows: Notwithstanding other provisions of this Act, the authority shall make loans for housing in accordance with the regulations of the Federal Housing Commissioner under all sections of the National Housing Act as amended. In such cases the authority shall comply with said regulations in the entire procedure.

of filing and processing applications, making of loans, and the mortgaging of property.

Section 5. Section 14 (b) of said ordinance is amended to read as follows: All the money of the authority shall be covered into the treasury of the Municipality but kept in separate accounts and shall not be mixed with other funds in the treasury. The auditor of the Virgin Islands or his legally authorized representatives, shall audit the accounts and books of the authority from time to time, including the receipts and expenditures, contracts, leases, investments and other matters relating to the financial condition thereof. Provided, however, that an audit shall be made at least once every year, and copies of the Auditor's report shall be filed with the Governor, the Municipal Council and the Authority.

Section 6. Section 15 (b) of said ordinance is amended to read as follows: In order to promote and carry out the land and home development program provided by this ordinance, the Governor, he and he is hereby authorized to borrow, for and on behalf of the authority, sums not exceeding One Hundred Fifty Thousand (\$150,000) Dollars from the Public and Trust Funds. The loans shall be made in sums recommended by the Authority. Each loan shall bear interest at the rate of two percent and shall be repayable by the authority in full within a period not to exceed ten years. In addition to the loans provided for in this section, a sum not exceeding Ten Thousand Dollars (\$10,000) shall be appropriated in the annual municipal budget as a contribution to the authority, which contribution shall be expended for the administrative expenses of the authority and other related acts not inconsistent with this ordinance as the authority may determine. Funds appropriated by the Municipal Council for administrative expenses may be supplemented by monies to be drawn from the Homestead and Home Loan Fund in amounts and for the purposes recommended by the Authority and approved by the Governor and the Municipal Committee.

Mr. Creque yea
 Mr. Gomez yea
 Mr. Otley yea
 Mr. Puese yea
 Mr. Rhymen yea
 Mr. Richards yea
 Mr. Sprauve yea

Bill No. 334

The Ninth Municipal Council of St. Thomas & St. John
1953 - 1954

Ordinance to Amend "Ordinance to Encourage the Establishment of New Businesses and Industries, and the Promotion of Tourism in the Virgin Islands through the Granting of Exemptions from the Payment of certain Taxes and Fees, and for the Granting of Special Subsidies, and for other Purposes," Approved January 25, 1954

Be It Enacted by the Municipal Council of St. Thomas and St. John in session assembled:

That Ordinance to Encourage the Establishment of New Businesses and Industries, and the Promotion of Tourism in the Virgin Islands through the Granting of Exemption from the Payment of certain Taxes and Fees, and the Granting of Special Subsidies, and for other Purposes, Approved January 25, 1954, is hereby amended as follows:

Continued in Book No. 10 of the
Ninth Municipal Council

1953 — 1954

