

(C O P Y)

City of Cambridge

Law Department

March 4, 1941

The Honorable John W. Lyons
Mayor of the City of Cambridge
City Hall
Cambridge, Massachusetts

Dear Sir:

This is to acknowledge receipt of your letter of February 26th relative to the action of the City Council on February 25, 1941, on your appropriation order to the Police Department under Schedule C-4, Prowl Cars.

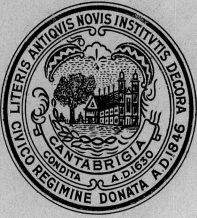
In my opinion, except under the provisions of G. L., (Ter. Ed.), C. 44, S. 33, which are not material here, the Mayor has the exclusive power to recommend appropriations and the City Council must either make the appropriation recommended by him, reduce it, or refuse to do either.

It is further my opinion that the attempted modification of the order by the City Council on February 25, 1941, is invalid, as the City Council has no power to modify or amend an appropriation order submitted to it by the Mayor, except by reducing the amount of an appropriation.

Respectfully yours,

(s) Richard C. Evarts
City Solicitor

RCE:C



CITY OF CAMBRIDGE

MASSACHUSETTS

EXECUTIVE DEPARTMENT

JOHN W. LYONS, MAYOR

March 4, 1941

To the Honorable, the City Council:

I am submitting herewith a copy of
a communication received by me this day from
Richard C. Evarts, City Solicitor, which is
self-explanatory.

Yours respectfully,

John W. Lyons
Mayor.

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COMMUNICATION

from the Mayor transmitting
~~one from~~ copy of letter from City
Solicitor relative to the action of the
City Council on app. order to the
Police Dept. Schedule C-4, Prowl
Cars. Modification of the order by
City Council invalid

F-6

In City Council... MAR 4 1941

PLACED ON FILE

Frederick H. Burke City Clerk