

Sgt. Haywood's name is cleared – April 8, 1895

Evidence regarding Sergeant Haywood's use of City coal and electricity completely cleared him of any wrongdoing; he was reinstated and given an apology. Council rescinded the motion made on March 15th regarding the laying of a Street Railway on Robson Street, a second track on Granville Street between Hastings and Robson Streets, and the double tracking of Hastings Street between Carrall and Cambie Streets. A detailed motion outlining a contract between the City and the Consolidated Railway and Light Company was proposed instead.

This transcript was made in 2020 by Transcribimus volunteer Anonymous

Illustration: City of Vancouver Archives
CVA 292-71
Mr Victor W. Haywood, 192-?

City of Vancouver Archives
COV S 31 Volume 6 pages 501 - 513
[to see original handwritten minutes - click here](#)

[Volume 6 page] 501

Vancouver April 8th 1895.

The Council met on Monday April 8th 1895.
Present His Worship, the Mayor and Alderman Shaw
Coupland, Queen, Gallagher, McCraney, McPhaiden
Wm Brown, W. P. Brown and Bethune
The Minutes of last meeting were read, and adopted:

Communications

From M. W. Thain, Harbour Master, asking the City to
remove the Scow load of rocks dumped in the
Fairway of False Creek.

From the Chief of Police reporting on the electric
lights.
Filed

From S. H. Boardman et al asking for a small
bridge or culvert on 6th Av + Cedar Street.
Referred to the Board of Works

From Lin Rob Johns, asking for a sewer in
the lane between Nelson + Comox Streets.

From A. W. Powell, Indian Superintendent
acknowledging an application for 5 1/2 acres
of land on the Capilano.
Filed

From Major Townley, asking the City to assist
the Military Band.
Referred to the Finance Committee

[Volume 6 page] 502

The following reports were received and read

Finance Committee

The Finance Committee met on Friday April
5th 1895.

Present Aldermen McCraney, Coupland, Gallagher,
and Wm Brown.

The following accounts were recommended for
payment:-

C. P. Telegraph Co Telegram .88

The World P+P Co. Ads \$15.40

A. St. G. Hamersley Disbursements 22.85

Communications.

From Thos. Stephenson asking for a grant to pay
for the burial expenses of John Johnston.

Laid over.

From A. G. Ferguson, asking for a grant of \$300
for Park purposes.

Granted.

Resolved.

That Evans, Coleman + Evans be paid the
sum of \$2550. claimed by them under assignments
from Mssrs Purdy + Williams on the reservoir
contract subject to any order of the Court in the
matter.

Resolved.

That the Health Committee be asked
to prepare their estimates at once

sgd H. P. McCraney

Chairman

Moved by Alderman Bethune
Seconded by " Coupland
That the Report be adopted.
Carried

[Volume 6 page] 503

Vancouver April 3rd, 1895

The Fire Market + Police committee met on Wednesday April 3rd, 1895.

Present the full Board.

The applications for the position of Fireman were again considered.

A ballot being taken it was found that Alex Brown received one vote, Geo Richardson one + Alex Macfarlane three.

Alex Macfarlane having received the majority vote of the Committee he was recommended for appointment, at a salary of \$45.00 per month.

Communications

From McCain + Menzies offering to lower the No 2 Fire Hall with excavations for \$80.00 and with out excavations for %55.00

Laid over to be considered with estimates

From J. R. Turner claiming the reward offered for the detection and conviction of parties caught breaking windows

Resolved,

That the amount offered be paid to him (\$10.00) but in future it is to be distinctly understood that the offer only applies to the breaking of windows in vacant houses, and the destruction of ornamental trees.

From Tom Patrokos objecting to pay license for selling candy on the streets.

Referred to the City Solicitor

From the Sub-committee on public police insurance recommended that a blanket policy covering the whole force be taken out for \$1000 each.

Laid over once week.

[Volume 6 page] 504

From W. B. Ross, asking to know the reason why the Chief of Police ordered him out of his office.

Filed

In answer to an enquiry the Chief of Police stated that there was no evidence to shew who threw the board that fell on Ross on the Cosmopolitan Corner.

From Michael Costello stating that he had given Sergeant Haywood permission to use the City fuel when he was Chairman of the Police Force in 1890. Moved by Alderman Thomas.

That the communication be laid over to be considered if there is an investigation.

From C. Tetley stating that Sergeant Haywood had not paid anything for the light in his cabin nor did it cost the City anything. Filed

From J. Buntzen stating that Sergeant's Haywood's cabin had been connected by the Company but no charge had been made for the light. Filed

Ernest Roselli stated that he was the party who put in the wire for Sergeant Haywood. He did the work under the instructions from Supt. Hutchings. The Sergeant offered to pay for it. This offer was made before he did the wiring. The work was done in his own time, and he made no charge. He was inspector for the Company.

Sergeant Haywood stated that he had no objection to make a statement. He said that the light was put in by the Co. and that it was easier at the time to connect it with the City Hall than from the Street.

[Volume 6 page] 505

He offered to pay for it but was told that it was not worth while, as he used so little. There was no meter in the Hall at the time. He did not know exactly when his building was wired but thought it was two or three years ago.

Regarding the fuel he bought some in the start and had some still left.

He had permission to detail a prisoner to clean up his cabin, and permission from Mayor Openheimer, Alderman Costello and others to use what coal he required. He did not consider that he was committing any wrong.

He considered that the fuel was part of what he was getting for his services. He stated staid [sic] there to be handy when required. He would not have used the coal without permission.

I do not know if there is any authority in the minutes permitting me to do so.

I think the permission to use coal was given to me in 1889 or 1890.

The City Clerk stating that there was nothing in the Minutes of 1890 authorizing the Sergeant to use Coal.

Ex Alderman Gavin was a member of the Council in 1892. He stated that he and Alderman Odlum (he thought) gave Haywood authority to use coal from the City Hall. It as not brought up in the Committee as he did not think it necessary. It was spoken of before the Committee met: He thought it a benefit to have the Sergeant close to his work.

They would have given him a room in the City Hall if they had one.

[Volume 6 page] 506

The Chief of Police stated that that two years ago the Sergeant wished to leave his present quarters but was induced to continue at his request so that he would be available when requested. The then Committee was considering the possibility of providing sleeping quarters for all the force in the City Hall. He did not know that the Sergeant was getting coal.

Moved by Alderman McPhaiden

Seconded by " Thomas

That Sergeant Haywood be reinstated, the accusations against him not being found sufficient to warrant further investigation, the Police committee also wish to express their regret for the annoyance caused by their charges having appeared in the public papers against Sergeant Haywood.

The accusations would not have been made if there had been any entry on the Minutes of the Police Committee of 1890 shewing the permission granted to the Sergeant by the Chairman to take coal.
Carried

The Estimates were submitted and laid over for consideration

Resolved.

That the Chief of Police be authorized to purchase supplies for painting the interior of the Police Station the outlay not to exceed \$10.00

Resolved

That Officer Grady be permitted to take to take [sic] his mid day meal in the Jail on condition that non but he and John Clough

[Volume 6 page] 507

be employed to look after the prisoners.

Sgd W. J. Gallagher

Chairman

Moved by Alderman Queen

Seconded by " Wm Brown.

That the portion of the Report which refers to the investigation of the Sergeant be referred back to the Committee, and that the Police Magistrate be instructed to act in conjunction with the Committee and to investigate under oat any irregularities in connection with the police force.

Carried

Moved by Alderman Wm Brown

Seconded by " Coupland

That the Report as amended be adopted.

Carried

Introduction of By-Laws.

Moved by Alderman Bethune.

Seconded by " McPhaiden

That the By-Law to fix the remuneration

for Alderman be read a first time.
Carried.

Motions

Moved by Alderman Shaw
Seconded by " Queen
Tht the following Relief Pay Rolls
be passed:-
Ward one \$25.60
" two 59.45
" three 63.40
" four 26.65
" five 44.00
Carried

[Volume 6 page] 508

Moved by Alderman Gallagher
Seconded by " Coupland
That the City Clerk be instructed to
communicate with the proper authorities for
information regarding the admission of parties
into the Old Man's Home at Kamloops.
Carried.

Moved at Alderman Bethune
Seconded by " McCraney
That Alderman McPhaiden, and
the City Engineer be a Committee to examine +
report upon the rocked dumped by W. H. Ken-
dall in False Creek, climed by the Harbour
Master to be an obstruction to the navigating of
said Creek.
Carried.

Moved by Alderman Gallagher
Seconded by " Bethune
That the Resolution passed by the
City Council on the 15th of March relating to an
Agreement for the laying of a street railway on
Robson Street, the laying of a second track on
Granville Street between Hastings and Robson
Streets and the double tracking of Hastings Street
between Carrall and Cambie Streets be rescinded.
Carried
The Yeas and Nays being called, the whole

Council voted yea. Alderman Thomas was not present.

Alderman Bethune Shaw then introduced his resolution for the submission of another proposition to the Company. It was considered clause by clause.

It was finally resolved, as follows:-

[Volume 6 page] 509

Moved by Alderman Shaw.

Seconded by Bethune

That the following reply be sent to Mr. Barnard President of the Consolidated Railway and Light Company to his letter of the 25th March: "That the Council will grant permission to the Consolidated Railway and Light Company to construct and operate a Street Railway Track on Robson Street from Granville Street to Gilford Street on Gilford Street from Robson Street to Alderni Street, on Alberni Street from Gilford Street to Chilco Street, and on Chilco Street to the Park Bridge; another track on Granville Street from Robson Street to Hastings Street, and a double track on Hastings Street from Cambie Street to Carrall Street, on the following conditions:- on Robson Street from Granville street west to Gilford Street, thence on Gilford Street north to Alberni Street, thence on Alberni Street to Chilco, thence on Chilco Street to the Park Bridge, and on Granville Street from Robson Street to Hastings Street on the east side of Granville Street.

The Company to construct and lay a single track on Robson Street to the Park, as above, described and a second track on the east side of Granville Street from Robson Street to Hastings Street together with all necessary poles and over head construction and have the right to operate the same on the following conditions:-

1. The Company to lease from the City the right to use the streets for the above purpose for a period of 6 years from the date of construction at a rental of one dollar per annum for each street.

2. The cars to be run on Robson Street to Nicola Street at intervals of not more than twelve

[Volume 6 page] 510

minutes for the whole year and on the balance of the road from the 1st of May to the 1st of November, at intervals of not more than 20 minutes, and for the balance of the year the intervals at which the cars are to be run to be left to Arbitration, and on Granville Street at intervals of not more than 15 minutes between the hours of 6 A. M. And 11 P. JI during the whole year.

3. At the termination of 5 years from the date of the Agreement the City may at any time during the following eight months purchase from the company the material in the track, poles and overhead construction connected there with for the amount it cost the Company to construct the same, provided the whole is in good working order and condition, fair wear and tear excepted; at the end of the said term of five years as when the same were constructed

The amount of the cost to be arrived at as follows:-

The Company to call for tenders for all the work and materials, the tenders to be accepted by the Company subject to the assent account of an engineer appointed by th Council, the total cost of work done under the accepted tenders to b added up and inserted in the agreement at cost:

4. If the City does not purchase the track poles and overhead construction at the Termination of the said ter of 5 years and eight months, then the Company to have the option of a further lease for a further term of five years and eight months paying rental for the use of the streets calculated, as follows:- If the company is earning, \$5,000.00

[Volume 6 page] 511

or more gross earnings per mile over the whole road operated by them, then the Company shall pay to the City three per cent per annum on one ninth of the Total amount of gross earnings of the Company per annum' if the Company is earning

\$7,000 or more gross earnings per mile over the whole road operated by them, then the Company shall pay to the City 5 per cent per annum on one ninth of the total amount of gross earnings as aforesaid. If the Company is earning \$8,000 per mile over the whole road as aforesaid then they shall pay to 5 per cent per annum on one ninth of the total amount of gross earnings as aforesaid. If the Company is earning \$9000 per mile, as aforesaid then they shall pay 7 per cent per annum on one ninth as aforesaid. And for every additional \$1,000 or fraction thereof earned by the Company per mile as aforesaid in excess of \$9000 per mile as aforesaid the Company shall pay an additional to per cent per annum on one ninth of the gross earnings as aforesaid over and above the said 7 per cent payable on one ninth of the gross earnings as aforesaid. Interest in any event not to exceed 12 per cent on one ninth of the gross earnings. In the event of the Company not earning \$5000 gross earnings per mile of road operated then to pay the City rental of \$1.00 per annum for each of the said streets. The Company to have the right at the termination of any period of 5 years from the date of the Agreement (but so that no lease be granted to terminate after the 30th November 1918 to renew for another period of five years on the above terms, provided the City may at the

[Volume 6 page] 512

termination of any of the said periods of five years and eight months thereafter exercise the right of purchase in paying fifty per cent of first cost of construction and materials if the Company have then only a temporary track excepting at the end of the first period of five years, when the City shall pay the full cost, as hereinafter mentioned.

An agreement to be drawn up and signed by the Company and City containing the above terms and conditions as to construction, weight of rails, location on streets, mode of construction, mode of operating cars, fares to be charged, right to repair streets, alteration of grades and such others as may be considered advisable.

Hastings Street from Cambie to Carrall Streets

The Company to construct and lay the track at the same time as Bituminous Rock pavement is laid by City.

City to supply the rails.

The track to be the property of the City

The City to pay interest at 5 per cent per annum on the cost of laying the track.

In the event of the Company acquiring the New Westminster and Vancouver Tramway then the Company to lease the tracks from the City on the terms of the present contract of lease between the City and the New Westminster + Vancouver Tramway Company and to pay the City for the cost of the rails within one year of the date of acquiring the said New Westminster and Vancouver Tramway and five per cent over the cost of the rails.

[Volume 6 page] 513

If the Company does not acquire the New Westminster and Vancouver Tramway Co's property then the City within one year from the 13th of April 1895 to pay the Company the actual cost of construction and materials other than the rails and five per cent per annum on the said cost.

If the company during any period of their lease from the City does not continuously operate the said railway on Robson Street to the Park aforesaid, according to agreement for a period one one month excepting they are prevented by accident or matters over which they have no control than the Company shall forfeit all rights granted on the said streets.

Carried.

Moved by Alderman Bethune

Seconded by " Gallagher

That an Agreement containing the above conditions and such others as may be arranged on, to be executed by the City and Company within fourteen days from date hereof otherwise the permission and rights hereby given to the Company to lay track and operate same on the said streets be with

drawn and of no effect:
Carried.

Notice of Motion

Alderman Gallagher gave notice that at next meeting of Council he would introduce a By-Law to License and regulate Fruit dealers growers Tobacconists

The Council then adjourned

Henry Collins
Mayor

Thos. F. McGuigan
City Clerk