

FILE NO. 74661

June 22, 1942

Mr. J. Carl Opper
Chief Examiner and Secretary
City Service Commission
City Hall
Baltimore, Maryland

Dear Mr. Opper:

Your letter of March 13, 1942, addressed to the City Solicitor, requesting an opinion as to whether or not the employees designated in Ordinance No. 701, approved February 20, 1942, which creates the Department of Municipal Music, are to be included in the Classified City Service, has been referred to me for attention.

The Board of Municipal Music was created for the prime purpose of, and it is authorized to, -

"provide concerts, symphonies and other musical entertainment for the people of Baltimore City to the end that a proper appreciation of music may be developed and encouraged and that an opportunity may be afforded the residents of Baltimore City with musical talent to develop the same."

In order to accomplish the purpose for which the said Board was created, it was given the following powers:

"Within the limits of the appropriations made therefor in the Annual Ordinance of Estimates, the Board of Municipal Music is hereby authorized and empowered to make any and all arrangements it may deem necessary for its concerts, symphonies and musical entertainments and for the proper operation of said Department, including, but not limited to, the entering into of contracts with a Director of Music, a Personnel Manager and such Conductors as it may deem expedient in connection with the musical activities of the Department, as well as the entering into of contracts with musicians, singers, musical entertainers and such other persons as it may deem necessary for the proper operation of the Department."

Fundamentally there are two ways in which the City can obtain the services of persons needed to aid it in its functions. The first of said ways is