

Dartmouth

Thursday June 2nd 1881

The Council met this evening at 7:30 P.M.
Present, J. J. Payzant, Warden.
Councillors, Weston, Mackle, Russell,
Logswell, Watt and Hazen.

Minutes of meetings held 19th & 23rd ult. read
and confirmed.

On motion Sec. 11 of Byelaw 2 was
suspended.

Resolved, on motion of Coun. Markle, seconded by Coun. Watt, "That the Clerk be instructed to telegraph to His Honor the Recorder that unless he returns immediately another Recorder will be appointed in his place"

The Street Com. reported that they held an interview with Messrs. Ross and Fraser, the result of which was that Rev. Mr. Ross agreed to convey the land required for the completion of Maple St. to the Town, at a price to be ascertained by arbitration, the money not to be paid over so long as Broom and Myrtle Streets are occupied by those gentlemen, in the event of these Streets being called for, the money to be paid, and in the event of the money being called for the said Streets to be surrendered.

On motion of Coun. Russell seconded by Coun. Grazer, Resolved, "That proceedings be taken to secure the land necessary for the completion of Maple Street, belonging to Rev. Jas. Ross, measuring fifty feet by one hundred and twenty feet, and that as no satisfactory arrangement has been made, the value of said land be determined by arbitration. Resolved further that John^d. Walker be appointed arbitrator on behalf of the Town"

The Public Property Com. reported recommending the purchase of a "Howe" Hay Scale by the Town, and that the same be placed on Water St. just south of Quail St. and that the measurers of Coal etc. be appointed Public Weighers.

After some discussion, Resolved on motion of Coun. Cogswell, seconded by Coun. Markle, "That the matter of Hay Scale be referred back to the Committee to ascertain what price R. Farrell's Scales could be purchased for, also to ascertain if the Committee could be sustained in the opinion of the Recorder in expending such moneys as may be requisite to purchase a proper scale for the Town of Dartmouth"

On motion of Coun. Weston, seconded by Coun. Russell, Resolved "That the sum of two hundred dollars be placed to the credit of the Street account and be at the disposal of the Street Com. for general Street services. The same to be replaced from this years ~~estimated~~ assessment"

On motion of Coun. Mankie, seconded by Coun. Russell, Resolved "That the Policemen be instructed to examine and report on the condition of each yard, outhouse, drains and report the same to the Board of Health, ^{action be taken against} and that any rate-payer failing to comply with their instructions."

^{Sec. 11 of Bylaw 2 was suspended and}
On motion of Coun. Weston, seconded by Coun. Russell, Resolved "That the question of the several drains emptying upon the Streets of the Town be referred to the Recorder for his opinion as to the rights of the Town to close up, remove or destroy the same, and that he prepare his opinion and deliver the same in writing at or before the next Council meeting"

^{Sec. 11 of Bylaw 2 was again suspended, &}
Coun. Grazer moved, seconded by Coun. Russell, and Resolved, "That the Offers received or which be received in the meantime by the Council for the construction of a Railway from Windsor Junction to the Town of Dartmouth be considered with a view to acceptance of one or another at the next meeting of this Council which shall be held not later than Friday evening, 10th inst."

Coun. Russell reported that the Police Com. recommend that Policeman McLellan be allowed the sum of fifty dollars per annum for his clothing allowance instead of forty dollars as heretofore and that he be paid fifty cents for a baton purchased by him.

On motion the Report was received and adopted, and Coun. Russell gave notice of motion as follows: "That an additional allowance of ten dollars be made to Policeman No. 2 for clothing to take effect from the

commencement of the present year also that fifty cents be paid to him to reimburse him for a baton purchased by him at his own expense and that the sole and exclusive right to such baton be and reside in the Town and the same shall continue to be the property of the Town now henceforth and forever"

By Fayzant
Wardens

Comm. Weston asked for two months leave of absence from 20th inst. on motion it was resolved that his request be granted.

The Council then adjourned.

Asst. Elliot.

Town Clerk.

Dartmouth

Friday evening June 10 1881

The Council met this evening
Present - J. Y. Fayzant, Warden
Councillors, Weston, Markle, Russell,
Cogswell, Watt and Frazer, and the Recorder.
Minutes of last meeting read and confirmed.

On motion of Comm. Russell, seconded by Comm. Markle, and Resolved "That an additional allowance of ten dollars be made to Policeman No. 2 for clothing to take effect from the commencement of the present year, and that fifty cents be paid to him for to reimburse him for a baton purchased by him at his own expense, such baton to be the property of the Town."

The offers of Wm. G. Dacey and W. R. Turner to build proposed Railroad were read, also a letter from W. B. McSwaney offering on behalf of Mr. Turner to deposit \$25,000 within 60 days if his offer should be accepted. A letter from John A. Mackenzie on the subject of the proposed Railroad was read, also one from ^{M. Murphy} Provincial Engineer suggesting that it might be advisable to postpone

further action for a short time until the Council communicate with the Government, in view of the following telegram received by him from Hon. H. H. Holmes "Government of Nova Scotia contemplate including Railway to Dartmouth in scheme to consolidate Railways and have invited offers to be made accordingly based on action of Town of Dartmouth. You are authorized to read this to Dartmouth Council."

After some discussion Resolved, on motion of Coun. Russell, seconded by Coun. Marble that it be expedient to vote on the following resolution this evening, then moved by Coun. Russell seconded by Coun. Marble;—

Whereas the Ratepayers of Dartmouth at their last Annual Meeting, authorized the Town Council to pay to any Government or Corporation that would construct a Railway from Windsor Junction to the Town of Dartmouth, a subsidy not exceeding \$4000 a year for 20 years. And Whereas, the only offers that have been received for the construction of said road are as follows:

1st. An Offer from H. R. Yancey to construct the road for a subsidy of \$4000 a year for 20 years or in the alternative for subsidies extending over 28 years and amounting in the aggregate to \$83,500. 2nd. An Offer from W. S. Dacey on behalf of himself and his associates to construct said road for a subsidy of \$3000 a year for 25 years. Therefore resolved. That in the opinion of this Council the offer of the said W. S. Dacey and his associates should be accepted and the same is hereby accepted provisionally subject to the ratification of the ratepayers, and to the proviso that the details of the contract to be hereafter agreed upon shall be satisfactory to the Town Council. Provided always that this acceptance is made upon the condition that said W. S. Dacey and his associates, shall within a reasonable period furnish satisfactory evidence to the Council by way of security or otherwise of their ability to construct said line.

and upon the further condition that the terminus shall be not more than 600 yards distant from the Town Hall and that the road shall be constructed under the inspection, and to the satisfaction of ~~the~~ an Engineer to be named by the Town. Resolved further "That upon the said W. J. Dacey furnishing to the Council within a reasonable time satisfactory assurance by way of security or otherwise of the ability of himself and his associates to construct the said Work, a public meeting of the Ratepayers be called for the purpose of securing such a substantial guarantee as will enable them to proceed with the work immediately without awaiting legislation." The motion passed unanimously.

The Clerk was directed to acknowledge receipt of the letters received from J. A. Mackasey and W. B. McSweeney.

Coun. Frazer moved seconded by Coun. Russell that it be expedient to vote on the following resolution this evening, which being moved seconded by the same, was adopted.

That Mr. Dacey be notified by the Town Clerk of the action of the Council in the passage of Coun. Russell's resolution, and that he be requested to inform the Council as to his position, associates &c, and file at an early day such references as he may be in a position to furnish as to his ability to construct the proposed railway."

The Committee on Cotton Mill, reported recommending that an exemption for 30 years be granted from taxation, and that a grant of land of the town be made if desired by the Company provided legislative authority can be obtained.

On motion of Coun. Weston, seconded by Coun. Frazer, Resolved "That the report of the Special Com. appointed in reference to the exemption of the proposed Cotton Factory be referred back to that Com. and that

Mr. Payzant
Warden

They be recommended to acquire if possible further information in reference to the wants of that Company in way of exemption etc."

Council adjourned

Geo. Elliot

Town Clerk

Dartmouth

Saturday July 2nd 1881

The Council met this evening at 8 o'clock
Present. J. Y. Payzant Warden,
Councillors: Cogswell, Markle, Russell &
Watt and the Recorder.

Minutes of last meeting read and confirmed.

The Com. to whom was referred the claim of L. P. Fairbank for damages and cost of a boat levied on for taxes, reported recommending that Mr. F.'s proposal to settle the matter by paying from the sum of \$60 less the sum of \$46.61 being the amount of taxes for 1880 & debt & costs for taxes of 1879 be accepted and that the Clerk be authorized to pay over the balance to him upon receiving from Mr. F. a release of all claims for damages, and from his son a release of all claim in respect of the seizure of said boat, the boat and fittings to be delivered up before payment of said amount.

On motion of Coun. Russell seconded by Coun. Markle the report was adopted.

The Com. to whom was referred the letter of a Bureau Engineer proposed Cotton Mill reported recommending that in the event of a cotton mill being erected within the limits of the Town and employing not less than 300 hands the Company should be granted an exemption from taxes of all kinds for 30 years on their mill site and machinery, and that a free grant of five acres of Common Land

in one block to be selected by the Company West of Wyse Road should be made to said company whether the proposed mill is erected thereon or not provided power can be obtained from the legislature to make such grant.

On motion of Coun. Markle, seconded by Coun. Watt the report was adopted.

A Petition from A. Gates and others read complaining of the offensiveness and nuisance caused by an oil factory on Water Street near their dwellings, and praying the Council to take steps to abate said nuisance. On motion of Coun. Russell, seconded by Coun. Watt Resolved "That the said petition be referred to a Com. to be named by His Honor the Warden, with orders to report at the next meeting of Council."

Coun. Russell, Watt and Frager were appointed as such Committee.

Petition read from Jos. Austen and others praying that the old mining shaft on the Common excavated by a mining company be allowed to remain open, and that it be walled up planked over and a pump placed there in order that a supply of water for domestic purposes may be obtained, the same well would be available for fire purposes.

On motion of Coun. Russell, seconded by Coun. Cogswell, Resolved "That the petition of J. Austen and others be acceded to, and that the excavation made by the Syndicate Mining Co. be utilized as a public well, provided the same is suitably walled to the surface by the company." Coun. Russell and Cogswell voting for and Coun. Watt and Markle against, carried by casting vote of the Warden.

Letter read from L. P. Fairbanks, complaining that a pile of rick soil &c in his neighborhood was a nuisance. Referred to Health Inspectors to report on.

Letter from Richd. Gyles read praying that licenses be established to be granted to suitable

persons to carry on the night soil business.

Referred to License Com

On motion of Coun. Watt, seconded by Coun. Russell, Resolved "That the sum of four hundred dollars be placed to the credit of the Street age and be at the disposal of the Street Com for general Street services, the same to be replaced from this years assessment."

Coun. Russell, seconded by Coun. Markle gave notice of motion as follows: "That the Street Com. be authorized to sink a well at a suitable place on Dawson Street, and provide a pump for the same."

Coun. Watt, seconded by Coun. Markle gave notice of motion, as follows; Whereas, From the fact that this Town is occasionally subject to outbreaks of small pox and other contagious diseases, and Whereas The Board of Health of Dartmouth have had great difficulty in the past in obtaining a suitable building to properly isolate such cases, Therefore Resolved, "That the public property Com. be hereby authorized to obtain a plan and specification for a suitable building to be erected in some suitable locality, and further resolved that said Com. be authorized to ask for tenders for the erection of said building, to ascertain the cost and to report to this Council at an early day"

The Recorder's opinion relative to weights and measures, and to private drains opening on streets were read and ordered to be filed

Council adjourned to Monday night at 8 o'clock

Asst. Elliot
Town Clerk

M. P. Payson
Warden

Dartmouth

Monday July 4. 1881

The Council met this evening

Present. J. Y. Payzant, Warden.

Councillors: Russell, Marble, Matt and
Coxwell.

Minutes of last meeting read and confirmed.

Letter from J. R. Wallace read, complaining that certain boys arrested at the instance of his son, for stealing, were not punished when brought before the Court. Referred to Police Com.

Letter from County Clerk read, inclosing a statement of the amount of County Rates required to be assessed upon the Town for the current year, which according to valuation is placed at \$487.8. Receipt of letter to be acknowledged.

Letter from Rev. Jas. Ross read stating that Mr. G. M. Walker had consented to act as arbitrator in his behalf to determine the price to be set upon the land acquired for the extension of Maple St.

Letter from J. W. Turner read, complaining that the fence on the line of his property on King St has been broken down by material ^{dumped on the street} being placed against it. Referred to Street Com. & Records.

Letter from W. S. Symonds read, requesting to be refunded the ^{cost} amount of Railway Survey notes at last Town Meeting amounting to \$125.⁰⁰/₁₀₀. Referred to Finance Com.

Letter from W. G. Dacey read, stating that he would at an early day give the Council most undoubted evidence of the ability of himself and associates to carry to successful completion any contract that they might enter into, with respect to the proposed Railroad.

A letter from Judge James on the subject of the proposed railroad was read.

Coun^{rs} Russell, Frazer and Cogswell were appointed as the Court of Appeal and Revision to meet on Wednesday 20th July instant at 3 p.m.

Coun. Russell, seconded by Coun. Cogswell gave notice of motion as follows:-

"Whereas a difference of opinion has arisen among the members of the School Com. as to the rights of Miss Hume for compensation during two weeks in which she was absent by the directions of the School Com. Therefore Resolved, That the question of such right be referred to the Recorder for his opinion with the following statement of the facts:-"

During the first week of such absence Miss Hume was resident at her mother's house in which was a case of diphtheria, and the Committee considering it unsafe for the Schools that she should continue teaching directed her not to do so with which directions she complied, a substitute being appointed and paid by the Town. During the second week Miss Hume changed her boarding house expressly in order to qualify herself to teach with safety to the School, but the Committee in order to prevent any apprehension of danger on the part of the public retained the services of the substitute.

Is Miss Hume entitled to her salary in full or in part for either the first or second week or both under the terms of her engagement?

The Council then adjourned.

W. B. Elliot,
Town Clerk

Dartmouth

Monday July 18. 1881

An emergency meeting of the Council was held this day at 2 p.m.

Present. J. Y. Poyzant, Warden
Coun^{rs}: Watt, Frazer, Cogswell and Macke

The Warden and Coun. Cogswell, having informed the Council that they were to leave Town for a short time, on motion of Coun. Frazer, seconded by Coun. Cogswell Resolved

"That Coun. Watt be Acting Warden

M. Poyzant and
Warden

W. Payzant
Wardens

during the time the Warden should be absent
Coun. Martlee was appointed in Coun.
Coppwell's place on the Court of Appeal.

The Council then adjourned.

Wm. E. E. E.
Town Clerk

Dartmouth

Monday - July 25. 1881

The Council met this evening

Present: J. Y. Payzant, Warden
Coun. Matt. Russell, Martlee, Hazen and
Coppwell.

Minutes of last meeting read and confirmed.
Coun. Russell moved, seconded by Coun.
Coppwell, the following, which was adopted:

"Whereas a difference of opinion has arisen
among the members of the School Com. as to the
right of Miss Hume for compensation during
two weeks in which she was absent by the
directions of the School Com. Therefore
Resolved that the question of such right be
referred to the Recorder for his opinion with
the following statement of the facts:-

During the first week of such absence Miss Hume was resident
at her mother's house in which was a case of diphtheria, and the Com. consid-
ering it unsafe for the School that she should continue teaching, directed
her not to do so with which direction she complied, a substitute being
appointed and paid by the Town.

During the second week Miss Hume changed her boarding house
expressly in order to qualify herself to teach with safety to the
school, but the Com. in order to prevent any misapprehension
of danger on the part of the public retained the services
of the substitute. Is Miss Hume entitled to her
Salary in full or in part for either the first or second
week or both under the terms of her engagement?"

Coun. Russell presented a petition from
the Ratepayers of Dawson St. and vicinity
praying that a well be placed in that

locality. Com. Russell then moved, seconded by Com. Maple, "That the Public Property Com. be authorized to sink a well at a suitable point on Dawson St., and provide a pump for the same." passed.

Com. Hatt moved, seconded by Com. Maple the following resolution, to wit: "Whereas from the fact that this Town is occasionally subject to outbreaks of smallpox and other contagious diseases, and Whereas The Board of Health of Dartmouth have had great difficulty in the past in obtaining a suitable building to properly isolate such cases. Therefore Resolved, That the Public Property Com. be hereby authorized to obtain a plan and specification for a building to be erected in some suitable locality, and further resolved, That said Com. be authorized to ask for tenders for the erection of said building - to ascertain the cost, and to report to this Council at an early day." After some discussion Com. Russell moved in amendment, seconded by Com. Frazer, "That a Committee be appointed to enquire generally into the best methods of dealing with contagious and infectious diseases, and particularly to ascertain whether any arrangement can be made by which such cases can be admitted to the Government or City Hospital." The amendment passed. Com. Hatt, Russell and Copwell were named as the Committee.

Petition from J.R. Ormon and others was read praying that the Council take steps to acquire by purchase or otherwise the right ^{entry a drainage} to use the waters ^{of the Canal Croppin} at the foot of Wentworth Street.

On motion received and referred to Com. on Public Property.
Letter from Secy of H. Dispensary read, requesting payment of the usual grant to that institution. Clerk directed to say ^{was for funds} that payment would be made as soon as the Com.

Letter from Hugh Hawthorne was read offering to convey to the Town a piece of land on the south side of ~~Waverley St.~~ ^{Postland} extension of Dundas St. on condition that the Town make the line fences on both sides of such extension. Referred to Street Com.

The Finance Com. reported that the sum of \$125 which W. S. Symonds requested to be ^{to him,} funded, was to be paid from this year's assessment, & therefore cannot be paid until the same is collected. Adopted.

Petition from H. C. Walker and others praying that the Council take steps to procure Glendinning's fields (as called) and make over the same free to the Director of the Cotton Mill. Referred to Com. already appointed on this subject.

The Assessment Roll for the Current Year was laid on the table by the Clerk showing a total valuation of \$1,318,530 Real & Personal property amounting to minimum.

The Estimates for the year 1881-2 were then taken up and adopted as follows:-

Expenditure		Revenue	
Schools	5400	Poll Tax	1200
Streets	2000	School Tax	350
Police	1100	" " B. H.	100
Fire Dept.	450	York School Grant	1400
Salaries	1250	Dog Tax	100
Poor (including main. of paupers at Poor's Reg. from 31 Dec 81)	2000	Licenses: Liquor	400
Lamps	500	" Hack	60
Pumps & Wells	150	" Truck	40
Interest	750	" Auction	40
County Rates	2000	Poundage	40
Contingent etc	1000	Common Rents	50
Allowance for N. & Disct	500	Civil Court Fees	400
Fire School Exemptions	400	Police " "	100
Less: Incidental Rev. \$4425	\$17800	Fines	200
Cash on hand after providing for unpaid accts	1000	Interest	75
Sup. Est. Railway Survey	\$12375	Poor	50
Amt. to be assessed on Property	\$12500	Grant	50
			\$4425

M. Fayzant
Wardens

Coun. Frazer moved seconded by Coun. Russell, that this Council authorize the levying and collection of rates for the current year of ninety five cents on the one hundred dollar, on the assessed value as per assessment roll for the current year and which assessment roll and rate are hereby confirmed" passed.

The Council adjourned to Tuesday evening next at 8 o'clock.

Acft. Eccit.
Town Clerk

Dartmouth,

Tuesday evening July 26 1881

The Council met this evening at 8 o'clock Present J. Y. Fayzant, W. Gardner, Counors Russell, Markle, Watt, Cogswell and Frazer Minutes of last meeting read and confirmed.

On motion of Coun. Frazer, seconded by Coun. Watt, resolved, "That the rate to be levied and collected for the current year on property in the City of Halifax and other School Sections of the County of persons resident in Dartmouth and also on the property in the outlying portions of Dartmouth School Section be thirty two cents on the one hundred dollar"

On motion of Coun. Russell, seconded by Coun. Markle Resolved "That the Poll Tax as provided by Sec. 7 Cap. 40. of Provincial Acts for 1877 entitled, "An Act to incorporate the Town of Dartmouth" be ordered to be levied and collected, and the Poll Tax Book now produced be approved and confirmed"

The Com^r of Cotton Mill, ^{appointed to confer with Directors} reported that there seemed at present no probability of the Cotton Factory being located in Dartmouth as they have been assured that the Company are unable to make terms with the Building

Society, for the purchase of a site in Dartmouth, and the Com. therefore beg to be discharged from further consideration of the subject." On motion the Report was adopted.

On motion of Councilor Hatt seconded by Councilor Russell, Resolved, "that the sum of four hundred dollars be placed to the credit of the Street Com. for general purposes."

The following accts. were passed and ordered to be paid: viz.

Warner & Harrison 75	J. A. Mackle 2	Rick's Lym 30
G. Adams 2	P. Farrell 2	J. Behen 3.80
J. Ritchie & Co. 75	J. Blacklyke 275	Queen's Parke 1
J. Green 75	Buckley & Allen 150	E. Tufts 8
C. J. Whidden 1.75	J. Bundy 1.45	Contingent 7.30
J. Hyde 15	Mary Beckwith 4	H. Nequo 6
J. A. Hyde 2		Auditors 65
		<u>in all \$152.80</u>

The School Com. submitted a report recommending that the Tufts Cove School be closed up, as the average attendance during the past year was but 18, and as the Inspector reported that on the 13th June last, there was on Register 20, present 14, avg. 10, only 3 present belonging to the Cove unless attendance improves the School should be closed. The Com. were of the opinion that the children of the Cove would be in a better position to receive instruction by attending the graded school in the Town.

On motion the report was received and adopted and Councilor Russell moved seconded by Councilor Mackle that it be expedient to vote on the following resolution to wit, which being moved and seconded by the same Councilors, was adopted, "That notice be given to Miss Ellen Hengher teacher of the Tufts Cove School that her services will not be required after the 31st Oct next, and that notice be given to the landlord of the Schoolhouse, that the premises will be surrendered at the close of the present year's tenancy."

Council adjourned A. P. Elliott

Mary Beckwith
wonder

Dartmouth

Tuesday evening
Aug. 23. 1881

The Council met this evening
Present, J. Y. Payzant, Warden
Councillors, Markle, Russell, Copwell, Weston
Watt and Trage and the Recorder.

Minutes of last meeting read and confirmed.

The Recorder reported in re Miss Hume's Salary as Schoolteacher, that the Town was liable for such salary for the time she was prevented from teaching and should pay it. On motion Resolved "That Miss Hume's Salary be paid in accordance with the Recorder's opinion."

The Commission Oil Factory nuisance reported that they proposed to have an investigation relative to this matter at an early day.

Letter read from G. G. Dunstan, asking the Council to grant the same privileges in aid of a jute factory which was proposed to be established in Dartmouth as had been voted to the Cotton Company. Referred to a Special Committee, consisting of Couns. Copwell, Markle Russell and Weston.

Letter from W. H. Newman was read, complaining that the oil factory on Water St. was a great nuisance, and praying that the Board of Health take steps to abate it.

Referred Com. already appointed.

Letter from A. J. Manley read, stating that he had been wrongfully assessed on property occupied by a tenant, and requesting that the assessment be changed. The Clerk was directed to inform him that as the assessment had been confirmed by the Com. of appeal, no changes could now be made.

A complaint from Couns. Carey in reference to a street encroached on, was referred to the Street Com.

Letter from N. J. McCoy, requesting payment of retainer (\$20.) in School Assessment case, was read, and referred to Comm. Watt & Manple & the Recorder to investigate.

Miss Russell teacher of Primary Dept. tendered her resignation, and the School Com. recommended that the same be accepted to take effect on the 31st Oct. next; that her place be offered to Miss Charlotte McKeina at the Salary of \$350, and in the event of her accepting that the dept. now taught by her be offered to Miss H. Downey at a Salary of \$300. on motion the report was received and adopted.

Time for payment of Dog Tax was extended to 31st Aug. after which date owners of all unregistered dogs to be summoned.

The following accounts were passed and ordered to be paid, viz:

J. R. Ormon	\$80.	E. L. Coleman	\$2	J. C. Scaife	\$2
A. Floy	17.	Buckley & Allan	2.15	Lawson & Hamilton	\$37.86
Bowes & Sons	38.75.	F. Smith	5.04	Contingent ac.	1423
					in all \$199.03

On motion,

The Recorder was instructed to prepare an acknowledgement to be signed by Jas. W. Turner, respecting his usage of the water by pipes laid to his residence from a certain spring on the Common.

On motion of Comm. Russell, seconded by Comm. Manple, Resolved that it be expedient to vote on the following resolution, which being moved and seconded by the same Comm. passed, viz: "That the Street Com. be directed to remove the pipes or walls or other structures enclosing drains on Wentworth Street, and to close up on the line of the Street, all drains opening thereupon, and that the same directions be given with reference to the drains reported by the Health Inspector as nuisances." opening on Portland St from Christ Metz property, and all other drains reported by the Health Inspector as nuisances."

Resolved on motion that it be expedient to vote on the following resolution, which on motion of Coun. Mackle, seconded by Coun. Cogswell, was adopted, "That the deed of the road in Prince Arthur Park, offered to the Town of Dartmouth, and signed by the owner in said Park be accepted"

Coun. Russell gave notice of motion as follows; "That the Town Clerk be directed to notify the County Clerk that the Town objects to the amount demanded for County Assessment on the grounds that it includes a proportion for pay of Councilloes and certain other charges that should not be borne by the Town, and that the whole question of County Assessment, saving the question already under litigation be referred to arbitration"

*M. Payzant
Warden*

Council adjourned,
Asst. Elliot
Town Clerk

Dartmouth
Monday evening
Sept. 12th. 1881

The Council met this evening at 8 o'clock
Present, J. Y. Payzant Warden Coun.
Russell Mackle, Weston, Craze Matt Cogswell
and the Recorder.
Minutes of last meeting read and confirmed.

The School Committee reported recommending that an addition be made to the Salary of Miss Adams equivalent to the amount added to the funds from the Provincial Grant in consequence of her teaching full time instead of as assistant as heretofore, and that this addition apply to the whole period for which Miss Adams has been so teaching.

Resolved That it be expedient to vote on the Report this evening. Then resolved that the Report

be received, adopted, and be acted upon.

The Committee to whom was referred the complaint of A. Gates and others, as to an oil factory on Water St owned by Jas. Stans reported that they had ~~investigated~~ ^{enquired} into the matter, and believed the said works to be a nuisance which should be abated, and recommended that the Recorder be instructed to take the proper steps at once for the abatement of said nuisance. Resolved that it be expedient to vote and further resolved on motion that the report be adopted.

A letter from Donald Ross on the same subject was read and on motion received.

The Public Property Com. reported in reference to the petition of John Williams, referred to them recommending that the Boat house site on a public dock be leased to the said John Williams for the period of five years at a rental of \$10 per annum, from the time of purchase of building to be paid half yearly upon the condition that if the building be not removed at the expiration of the lease it be forfeited to the Town, and if the Town requires possession of the Dock occupied by the building at any time, one month's notice be given to the lessee, said Williams to take the risk of any claim asserted by previous lessees". The Com. further recommended that the Recorder be instructed to take proceedings at once against all persons in arrears for Common Rent. Resolved that it be expedient to vote, and further resolved that that the Report be adopted.

Letter from F. S. Allen requesting that a deduction be made from the amount of his taxes, on the ground of the destruction of his tannery by fire. The Clerk was directed to inform him that the Council had no power to grant his request.

Letter from ^{the} Exhibition Com. requesting the co-operation of the Council in a general illumination of the Harbor proposed to be held take place during Exhibition Week. It was decided to recommend the matter to the favorable

consideration of the citizens.

Resolved on motion of Coun. Watt, seconded by Coun. Weston that it be expedient to vote on the following resolution, then further resolved "that the sum of four hundred dollars be appropriated for general street purposes"

Resolved on motion of Coun. Watt, seconded by Coun. Russell, that it be expedient to vote on the following resolution, then further resolved

"That the Recorder be instructed to take the necessary proceedings to obtain from the Messrs Humphrey the right to deepen the channel between Top rail and Lamont Lake in accordance with the agreement entered into between Messrs Lamont and the Town, dated Feb. 21/78."

Resolved that it be expedient to vote on the following resolution, then resolved on motion of Coun. Watt, seconded by Coun. Markle

"That in future this Council will not be responsible for any bills, debts or legal services contracted unless by authority of this upon an order signed by the Town Clerk, and further resolved that an advertisement to this effect be inserted in the Royal Gazette and two Halifax daily papers"

Resolved, that it be expedient to vote in the matter of tender received for sinking well on Dawson St. Then further resolved, "That Peter Carrol's tender for the work be accepted."

Council then adjourned

Wm. Elliot
Town Clerk

Dartmouth

Tuesday evening

Oct 11, 1881

The Council met this evening.

Present Councillors, Weston, Markle, Russell, Cogswell, Watt and Frazer & the Recorder. Coun. Watt was appointed Chairman. Minutes of last meeting were read and confirmed.

M. P. Watt and
W. C. Weston

A draft of lease to John Williams of Boat Club house site, in accordance with the Com. on Public Property Report was read and on motion the same was approved, and ordered to be executed.

A petition from Rate payers of Swift Cove was read praying that the Council reconsider their determination to close up the School in that district on the 31st Oct. inst. On motion the Petition was referred to the School Com.

The Com. to whom was referred the account of W. J. McCoy ^{\$200} for legal services reported that in being the opinion of the Recorder that the Town was liable for the account, they ^{would} recommend that the same be paid by the Town. On motion the Report was received and adopted.

An application from A. C. Johnston for the situation of Auditor was read.

A letter from Mr. Henry Solr for J. W. Stairs two from Donald Ross, and one from J. H. Stairs all referring to the Oil Factory owned by the latter were read, also a report from Mr. J. H. McDonald on the subject furnished to D. Ross.

Resolved "That it be expedient to vote on the following resolution this evening, then moved by Com. ~~Russell~~ ^{Russell} seconded by Com. Weston, Frazer "That the time requested for closing up the Oil Factory of Wepic Stairs be granted provided the proprietors enter into a formal obligation to close the Oil Works and remove the offensive material at the expiration of the said period" passed.

Accounts from Hon. J. S. W. Thompson and S. G. Rigby Esq. P.C. were handed in, for counsel fees in County School Assessment Case appealed to Supreme Court at Ottawa.

Resolved "That it be expedient to vote and further resolved on motion of Com. Russell seconded by Com. Weston "That the accounts of the Hon. Atty. General, ^{\$200} and S. G. Rigby ^{\$150} for Counsel fees in the School Assessment case be paid."

The following accounts were then passed and ordered to be paid, viz:

Hanner & Harrison 65.	W. Wilson 3.	Paul Faull 15.	
McRussell Co 8.42	John Brook 75	Contingent ac 9.64	
J. Wisdomson 10.98	J. F. Walker 25.20	Herald Co. 9.26	
R. Wacker 14.85	H. C. Walker 1.50	Edw. G. G. 14.88	
John Cribby 23.85	J. B. Worthy 12.25	J. J. Settle 8.	
Jacob Stevens 130	C. S. Pucell 90	Henry Silver 3.20	
Stan Myr Co 5.50	J. Casey 2.20		
			in all \$232.17

Com. Russell gave notice of motion as follows:— "Whereas complaints have from time to time arisen of injustice in the distribution of the money appropriated for Streets, and it is impossible with the limited funds at the disposal of the Committee to meet the demands for improvement that come from all sections of the Town. Therefore Resolved, That as the best practicable approximation to justice, the road money be expended in the various wards in proportion to the assessed value of the property in the several wards. And Whereas, the length of roads in Ward 2 including the whole of Portland and Ockteulony Streets is less than the length of roads in either of the other wards, Therefore Resolved That for the purposes of this adjustment the whole of Ockteulony and Portland Streets to the borders of the Town including both sidewalks be considered as belonging to Ward 2.

And Whereas, the length of roads in Ward 3 exceeds the combined lengths of roads in Wards 1 and 2. Therefore Resolved That the sum of one hundred dollars which it is necessary to hold in reserve to provide against casualties arising through the winter be deducted wholly from the moneys appropriated to Wards 1 and 2."

Resolved That it be expedient to vote on the following resolution to wit: Then Resolved, On motion of Com. Markle, seconded by Com.

Wiston," That the Town Treasurer be instructed to pay Dr. Yerman the sum of two thousand dollars and interest to 29th Oct under the directions of the Recorder the said sum being the amount of water debentures held by him and of which due notice has been given.

Also Resolved, That the Treasurer be instructed to pay to Halifax Dispensary the sum of sixty dollars, and that the Warden be authorized to draw and sign the necessary cheques therefor."

Letter from Hon. J. F. Stairs read requesting to be paid ^{\$75, being the} amount advanced by him for account of Railway Survey in Feb last.

Referred to Finance Com.

Coun. Russell submitted a draft deed of land required to extend Maple St. from Rev. James Ross. Resolved That it be expedient to vote, Then Resolved ~~upon~~ on motion of Coun. Russell, seconded by Coun. Graze, "That the draft deed submitted from Rev. James Ross to the Town of Wacton, be approved and ordered to be executed."

Time for payment of Taxes was extended to 31st Oct. after which date, ordered that warrants be issued in same manner as last year.

The Recorder submitted a report in reference to the suit of the Town vs. Charlotte Mc Donald for taxes, The Report was read and referred to the Finance Com. with full power to settle the matter.

Coun. Russell gave notice of motion as follows: "Whereas" The Act of Incorporation and the Byelaws of the Town have been found by experience of upwards of seven years to be seriously defective and much expensive litigation has resulted from the ambiguity and obscurity of some of the provisions therein contained, And Whereas the amending Act of 1877 while it contains some useful provisions has stereotyped all such defects in the Byelaws as it failed to

remove, by the unwise provision which gives all the Byelaws of the Town the force and effect of Law, thus taking out of the hands of the Council the power theretofore possessed of amending from time to time such of the Byelaws as were found to be defective. Therefore Resolved

That a Special Committee be appointed to draft an amended Act of Incorporation and code of Byelaws the former to be submitted to the Legislature at its approaching session, and that such committee be composed only of such members of the Council as are willing to serve gratuitously."

Council adjourned

Asst. Elliot

Town Clerk

Dartmouth

Thursday evening
Nov 3^o 1881

The Council met this evening at 9 o'clock
Present, J. Y. Payson, Warden.

Council, Weston, Wankle, Russell, and Chace
Minutes of last meeting read and confirmed.

The School Com. reported, "That they had carefully considered the petition of the Katepayers at High Cove in reference to the closing of their School and considering the shortness of the notice and the impossibility of their establishing a school for themselves under the present state of legislation the Com. recommended that the School be continued for another term upon the distinct understanding that after the first of May next the School shall be closed."

On motion the Report was received and adopted.

A letter was read from the County Clerk requesting that a payment be made on account of County Rates for the current year.

Resolved That it be expedient to vote and further

Henry Matt
Society Officer

Resolved on motion of Coun. Weston seconded by Coun. Russell, "That the Treasurer be authorized to pay the sum of one thousand dollars to the County Municipality of Halifax towards County Rates."

A letter from R. N. Leahan Chief of Police was read requesting that his salary be raised to \$600 per annum together with perquisites. Referred to Police Com.

Coun. Maple moved seconded by Coun. Russell, "That the Public Property Com be authorized to take tenders for the building of an addition to the Lockup house to be used as a kitchen by the occupant." Resolved that it be expedient to vote, the motion was then put and passed.

Henry Kelly applied by letter to be appointed public weigher of Hay, Straw, Etc, On motion Mr. Kelly was appointed to the office.

The Street Com. recommended that Hugh Hairsornes offer to open for public use a piece of land on the South side of Portland St. in extension of Dundas St, as set forth in his letter of 25 July last be accepted. It being considered expedient to vote the report was on motion adopted.

The account of the Com's Public Charities for year ending Dec. 31/80 amounting to \$785.85 was passed and ordered to be paid.

The following accounts were passed and ordered to be paid. viz:-

P. Carroll	\$81.75	J. Ellis	12.65	Queens Printw	1.00
J. Gibby	1.35	C. Pub. Co.	5.	Baldwin Ho	2.75
Geo. Bond	32.	Black Book	1.25	Brownloff	1.16
H. Dolby	6.	School Labor	10.50	in all	\$155.40

The Capt. of the Engine Co. reported by letter that the usual semi-annual test of the Fire Apparatus was held on the 5th Oct. when the engines and hose were found to be in good condition.

Coun. Russell moved seconded by Coun. Weston
 "Whereas The Act of Incorporation and the
 Byelaws of the Town have been found by
 experience of upwards of seven years to be
 seriously defective and much expensive
 litigation has resulted from the ambiguity
 and obscurity of some of the provisions therein
 contained. And Whereas the amending
 act of 1877 while it contains some useful
 provisions has stereotyped all such defects
 in the Byelaws ~~in~~ as it failed to remove,
 by the unwise provision which gives all the
 Byelaws of the Town the force and effect of law,
 thus taking out of the hands of the Council the
 power theretofore possessed of amending from
 time to time such of the Byelaws as were found
 to be defective, therefore resolved, That a
 Special Committee be appointed to draft an
 Amended Act of Incorporation and code
 of Byelaws, the former to be submitted to the
 Legislature at its approaching session, and
 that such Committee be composed only of
 such members of the Council as are willing
 to serve gratuitously." passed

M. Payzant
 Warden

The Warden, Couns. Russell and
 Weston, were appointed as such
 committee.

The Council then adjourned
 A. P. Elliot
 Town Clerk

Dartmouth,

Tuesday Jan. 10th 1882

The regular quarterly meeting of the
 Council was held this evening.

Present. J. Y. Payzant, Warden
 Councillors, Russell, Weston, Copwell & Watt
 Minutes of last meeting read and confirmed.