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1853

January 8

City Censors
Sworn

William McKay and William Roche
Having taken the oath of Office prescribed by law are this
day sworn into Office as City Censors for next two Years
in presence of His Worship the Mayor

Auditors
Sworn

Andrew Mitchell and John W Young
Having taken the oath of Office prescribed by law are this
day sworn into Office as City Auditors for ensuing Year
in presence of His Worship the Mayor

Fire Ward
Sworn

John A McNeil Having taken the
oath of Office prescribed by law is this day sworn into
Office as one of the Fire Wards for the City in presence of
His Worship the Mayor.

January 10

Fire Ward
Sworn

John D Jay Having taken the oath of
Office prescribed by law is this day sworn into Office as
one of the Fire Wards for the City in presence of His Worship
the Mayor.

Fire Constables
Sworn

D. Harris, W. L. Murison, John Harvey
Robert Storey, Thomas Kessler, George Waterfield, James
Hearney, Peter Bulger, Michael Donovan, William Atkins
William Patterson, Thomas McKim, Daniel O'Brien, John
Hamilton, Laurence McDonald, William Howe, Joshua
Brush and George E Morton Having taken the oath of
Office prescribed by law, are this day sworn into Office as
Fire Constables for the City in the presence of His Worship
the Mayor.

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Fire Constables
Sworn

John Lithgow, Mary McNeil and
Duncan McDermott Having taken the oath of Office prescribed
by law are this day sworn into Office as Fire Constables for
the City in the presence of His Worship the Mayor.

James

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Surveyors of Masonry
Work Sworn

James Reid sworn into Office as Surveyor
of Brick and Lime and of Masons Work in the presence
of His Worship the Mayor

Inspectors of Piers
Sworn

Thomas & Deamish sworn into Office as
Inspectors of Piers and Port, and Inspector and
Weigher of Fresh Beef in presence of His Worship the Mayor

Sealers of Leather
Sworn

Thomas McMurray, James Norwood and
William Antons sworn into Office as Weighers and Sealers
of leather

January 14

Measurers of Painters
Work Sworn

John J. Smyth and Emanuel Defreytas
having taken the oath of Office prescribed by law are this day
sworn into Office as Inspectors and Measurers of Painters
Work in the presence of His Worship the Mayor

Sence Viewers
Sworn

Frederick Sherkle sworn into Office as
one of the Sence Viewers for the City in the presence of

Weighers of Hay
Sworn

William Doyle sworn into Office as one
of the Weighers of Hay for the City in the presence of

January 15
Watchman
Sworn

Garrett Dillard this day sworn into Office
as Special Constable and Watchman for the City in the
presence of His Worship the Mayor,

January 17
Fire Constable
Sworn

William Smith sworn into Office as one of
the Fire Constables for Ward No 6 in presence of His Worship
the Mayor,

January 18
Weighers of Hay
Sworn

Thomas Keating sworn into Office as one of
the Weighers of Hay for the City in presence of Alderman Noble,

Thompson

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February 1

George Newers
Sworn

Benjamin D Crow Having taken the
oath of Office prescribed by law is this day sworn into
Office as one of the Police Officers for the City in presence
of His Worship the Mayor,

A. K. Keith Mayor

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At a special meeting of the City Council held this day Present His Worship the Mayor, Aldermen Anderson, Power, Adams, Noble, Scott, Salter, Morrissey, Gibson, Primrose, , Davie, , Shimmings, Nugent, Wardill, Knight, King and Longard,

The City Council were summoned to receive the report of Committee of Tenders relative to New Market, Communication from Secretary of Water Company, likewise department of Crown lands, resolution of Gas Company and the transaction of other business

Read over proceedings of 3 January 1853.

Memorial of P Donohoe relative to his appointment

Alderman Morrissey submits memorial of Patrick Donohoe relative to his appointment on Motion the same is received

Report of Committee of City Property

Alderman Noble acting Chairman of City Property submits a report, on Motion the same is received,

Report of Committee relative to Lumber

Alderman Adams submits a report of Special Committee on subject Lumber. on Motion same is received,

Report of Committee relative to Watch

Alderman Nugent submits a report of Special Committee on subject of Watch. On Motion same is received

Report of Committee relative to Measurers of Salt Grain &c

Alderman Nugent submits report of Special Committee on subject of Salt Grain and Wood Measurers, On Motion same is received

Acts Submitted

His Worship the Mayor calls the attention of Council to his having been compelled to call a Meeting of the Council unexpectedly to submit certain Acts and Petitions, which were necessary to be submitted to the House of Assembly. Said Acts are read viz. An Act relative to erection of New City Market. An Act to borrow the sum of Two thousand pounds. An Act relative to Streets and Highways in the City of Halifax. On Act

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also a Petition from Commissioners of Streets relative to erection of a new Bridge at the Three mile house when the same are read and the following resolution introduced

Resolution rel.
to Acts to be
Submitted to
House of Assembly

Whereas His Worship the Mayor has brought to the notice of the Council that having been informed on Tuesday the first instant that unless the Bills and Petitions in which the City Council were interested were handed into the House of Assembly that day, they being deemed of a private nature and being the last day for receiving the same, that he in consequence convened as many of the Council as could conveniently be found and that at a Meeting held that day in his room there being eight of the Aldermen present the following Acts were submitted, 'An Act to borrow the sum of thousand pounds', 'An Act respecting Streets and Highways within the City of Halifax' also Petition of Commissioners of Streets relative to the erection of a new Bridge at three mile house, and the same having been duly considered were passed, and that he the Mayor had been requested to hand the same to the Members of the Township and County to be submitted to the House of Assembly. Therefore resolved that under the circumstances His Worship the Mayor had no alternative and that this Council approve and confirm said course being adopted, which on being put is passed unanimously

Memorial of N.B.
Society

Alderman Timrose submits Memorial of Members of North British Society. On Motion same is received,

Council next take up following Report of Committee of Tenders relative to City Market. The same is read

Report of Committee
of Tenders relative
to Erection of City
Market

Committee of Tenders met 7th February 1853
Present The Chairman. Aldermen Sugent, Noble, Knight and Anderson. Mr William Findlay Architect attending by request,
Opened the following Tenders for building the new Market House viz from
Robert Malcolm faced with freestone
brick £4470 faced with Granite £4998 according to Specification

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- 2. Robert Davis faced with preped Brick
£11100 with Granite £4715
 - 3. Charles Peters faced with Granite £5657.
- being all the tenders

After considering and comparing these tenders and receiving certain explanations from Mr. Findlay the Committee decided to recommend that the tender of Robert Davis for erecting the Building faced with Granite at the sum of £4715 being the lowest should be accepted the finding security to the satisfaction of the Council

By A Primrose
Chairman

When following resolution is introduced

Resolved that the tender of Mr Robert Davis for Building the City Market for £11100. of Brick and Granite be accepted and that His Honor the Recorder draw up the necessary agreement the same after being duly executed to be submitted to the Council for approval, to which following Amendment is introduced

Resolved that the tender of Robert Davis for building the City Market faced with Granite for the sum of £4715, be accepted and that His Honor the Recorder draw up the necessary agreement the same after being duly executed to be submitted to the Council for approval, which Amendment being put is lost 7 Voting for it. And 9 against, and the names being called for they stood thus

For the Amendment
Alderman Knight
" Primrose
" Scott
" Wing
" Noble
" Longard
" Power 7

Against the Amendment
Alderman Nugent
" Talter
" Woodill
" Adams
" Gibson
" Shimmings
" Morrissey
" Davey
" Anderson 9

The Original resolution is then put and Carried 9 Voting for it and 7 Against it.

Read following letter from Secretary of Water Company of 14 January

Halifax

Resolutions rel:
Building City
Market for
£4400

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Halifax Water
Company's Office
January 14th 1853

Dear Sir,

Letter
Halifax Water Company
rel: to reservoir
on Common

I beg to acknowledge the receipt of
Extract from Minutes of the City Council of 3rd Instant
which has been duly laid before the Board of Directors
who have prepared the following resolution viz.

Resolved that the Directors still adhere
to the view they have already expressed, respecting the rent
demanded for the land appropriated for a reservoir on
the Common, but to avoid any unseemly Contest, will
pay the amount claimed by the City Council

I remain

Your obed^t Servant

Signed J. L. Shannon
Secy

James I. Clark Esquire
City Clerk

When following resolution is introduced

Resolution
rel: to rent of
Reservoir

Resolved that when said Amount is
received, as also all further rents arising therefrom are to be
placed by the City Treasurer to the credit of the Common Fund
which on being put is passed

Read Letter from Department of Crown
Land of 3 January 1853

Department of Crown Lands
Halifax January 3rd 1853

Sir

Letter from
Crown Land
Department
Grant for Lot near
Fresh Water

I beg to transmit to you the decision of the Secy
Governor in Council on your application on behalf of the City
Council for a Water Lot at Fresh Water Bridge

Grant to pass on payment of £10.18.9 on the
express stipulation that it is not to be built upon, but kept open
for the use of the Public

I have the honor to be

Sir

Your obedient humble Servant

Signed John Gray Morris
Comm^r Crown Land

His Worship
The Mayor
of the City of Halifax

When

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When on Motion His Worship the Mayor is directed to draw a check for amount of Fees for Grant, as also any amount of Fees or expenses incurred by His Honor the Recorder in obtaining the required information,

Read resolution of Gas Company relative to erection of additional Gas Poles

Resolution
Gas Company
relative to additional
Lamps

It is agreed between the parties to the foregoing Contract that the same shall be in force for three years from the sixth day of September one thousand Eight Hundred and Fifty Two and that the Halifax Gas Light Company will supply Twenty additional Lamps at the rate of Five pounds each per annum or the yearly sum of One Hundred pounds additional in such places as have been agreed upon and as shown in the annexed schedule, and the Halifax City Corporation agrees to take the aforesaid Twenty Lamps as soon erected and to pay for them from the time the time they are erected and lighted at the rate of Five pounds each annually and will protect the same as the other Eighty in the Contract for the aforesaid term of Three years from the said sixth day of September in the year of our Lord one thousand Eight Hundred and Fifty two. Provided nevertheless that nothing herein contained shall be construed to vary the rights of either party under the annexed agreement which have occurred or may accrue.

Signed & Sealed with the respective Seals of the said Halifax Gas Light Company and the said Halifax City Corporation this _____ day of _____

When on Motion same stands over for until next meeting,

Read report of Supervisor of Salt and Grain complaining of insufficiency of William Feltz, when on Motion report of Committee appointed to investigate Conduct of Measurers of Salt and Grain this day submitted is read, (Supervisors report see July file)

Report of Committee
rel to Measurers
Salt Grain &c

To His Worship the Mayor and Council
Your Committee appointed to investigate into the way and manner the various measurers of Grain and Salt were and had have discharged their duties for the past Year
Having

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Having given the matter submitted to them their earnest consideration beg leave to report,

Your Committee Having Summoned to their presence, the ten Supervisors and made due enquiry into the efficiency of the several incumbents under their Control they arrived unanimously to the conclusion that more than ordinary care should be observed in choosing measures and weighers of Grain. So much as large interests are frequently committed to their trust. The duties incumbent on them are onerous and responsible demanding health and strength integrity - intelligence, firmness, judgment. The Grain Measure and weigher especially must be competent to keep an accurate account, to have a knowledge of arithmetic sufficient to enable him readily to count up, multiply and divide. He is in fact the general accountant of Seller and Buyer as well as the watchful public servant. The only appeal in many instances in the settlement of disputes between disagreeing parties. He should be a person of sufficient respectability to command the confidence of all parties, experienced in the qualities of Grain, and competent to judge when damaged or musty. These remarks are also applicable to the Measure of Coal who is the arbiter and judge frequently in cases of difference between the buyer and seller or carter and a wholesome check if he faithfully discharge his duty on all. In respect to present incumbents your Committee have to report that of eight Measures and weighers of Grain six four having the experience of many years service are in every way competent one about on leave a person far advanced in life and rather feeble, and three recently appointed untried. Some of the incumbents have enjoyed sinecures in the failing to discharge the duties imposed but sharing alike in the aggregate earnings of the whole a practice which your Committee strongly condemn believing that the Labourer only is worthy of his hire, and recommend that the Supervisors of each Company be instructed to report all delinquencies of Subordinates who fail or neglect efficiently to perform the duties imposed from whatever cause.

In respect to the Measures of Grain & Salt Your Committee are satisfied that a public necessity for at least eight efficient Weighers and Measures exists.

Your Committee Having learned with regret that the two persons reported by the Council at the late

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late annual election of Officers (Wells and Keating) who had faithfully served the City for a number of years even before the town was incorporated were most efficient - Officers largely enjoying the confidence of the Mercantile Community. Your Committee therefore recommend that in the event of vacancies occurring that the parties here named be privileged by election to renew their connection with the public service as measurers of Grain and Salt. All of which your Committee respectfully submit

By Richard Nugent Chairman

John Gibson

Peter Morrissey

When following resolution is introduced

Resolution rel.
to Above Report

Resolved that the further consideration of this report be deferred to this day three months, which on being put is lost 6 voting for it and 10 against it.

The following resolution is next introduced

Resolution rel.
Report of Supervisor
of Grain

Resolved that the report of Supervisor of Salt and Grain relative to incompetency of William Tully be referred to a Committee of Three to report upon, and that Aldermen, Scott, Noble and Wright be that Committee which on being put is passed.

Accounts for
Cleaning Streets
passed

The City Council order payment of account for Cleaning of Streets £8.2.9 by Check on the City Treasurer

Likewise account amounting to £6.5.0 for Carting the same to be paid by Check on City Treasurer

Act Concerning
the City of Halifax
passed

The City Council next take up the Act Entitled An Act in addition to the Act concerning the City of Halifax when on Motion said Act is passed and His Worship requested to take Charge of the same, and hand it to the Members of the Township and County to be submitted to the Legislature

Ordinance rel.
to Swine, Geese &c

An Ordinance relative to Swine, Geese and Goats going at large is submitted and read first time

On

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On Motion the report of Committee of City Property this day submitted is next taken up and read

Committee Room

City Council 4 February 1853

The Committee of City Property. "Report"

To the City Council that a recent gale of Wind accompanied by a heavy sea tore up and carried away a portion of the Fish Market Slip which rendered a survey of that part of the City Property necessary and on inspection it was found necessary from the decay and rottenness of the wood part of the material to order a partial or temporary repair which has been attended to. With the view of rendering several of the Public Slips or landings on the Harbour more available for the use of the Citizens than they now are, as well as for the purpose of retaining the rights of the public thereto, Your Committee accompanied by James Snow one of the City Overseers of Streets made a personal survey of the Slips at Fairbanks South Clock bottom of Salter Street, Fish Market Slip, Steam Boat or Market, and the North Market or New Fish Market Slip, and the find that with the exception of the last namely the North Market the others are so dilapidated and worn away as to require to be rebuilt, for which object Your Committee are of opinion that the sum of Two hundred and fifty pounds will be required as early as the season will permit and they also unanimously recommend that that amount may be included by order of the Council in the apportionment for the present Year. The following Schedule will show the relative amounts required as per estimate of Mr James W. B.

Salter Street Slip	£ 54. 14. 0
Fish Market Slip	21. 4. 3
Market Slip	148. 18. 14
North Market Slip (say)	1. 10. 0
	<u>226. 6. 7</u>
Contingencies 10%	<u>22. 13. 5</u>
	249. 0. 0

Respectfully Submitted
E. J. Rob. Noble

Chairman Pro Tem
where

Report of Comtee
City Property rel.
to Public Slips

1833

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February 9 When on Motion the same is adopted, and that said amount be included in the apportionment for the present Year

The following Resolution is next introduced

Resolved that His Worship the Mayor be requested to hand Joseph Whiaden Esquire a check on City Treasurer for the sum of Ten pounds for his services as Counsel in the cause of the Queen vs M. Mundy which on being put is passed

On Motion Council next takes up Report of Committee relative to Lumber, the same is read

The Committee appointed by the City Council on 27 Dec 1832 to take into consideration the Law respecting the Survey and Measuring of Lumber met this day 13 January 1833

Report of Committee
rel. to Lumber
Act.

They have to report that they have had before them Messrs Spike and Henderson Measurers and from information obtained from them find that large quantities of Lumber are retained in the City without being surveyed and Measured as the Law directs. The Committee are of opinion that it is absolutely necessary that all boards, plank, Timber &c offered for sale or disposed of for any purpose within the City of Halifax except for exportation should be surveyed and Measured by the City Surveyors and that every description of Lumber so retained or disposed of within the City without having the Surveyors private mark as well as the contents inscribed thereon shall be liable to Seizure and be forfeited to the City and that the said City Surveyors shall have power to Seize the same

For the purpose of obtaining this object the Committee recommend that the attention of His Honor the Recorder be called to that particular Section of the Law, Revised Statutes Chapter 86. and if in his opinion necessary that the proper course be pursued by bringing it before the Legislature that the Law may be so amended as to give the City Authority to enable them to enforce the same in the manner pointed out by Your Committee. Respectfully Submitted
By John Egan. The Alderman, Robert H. Shumway
Committee Room 13 Jan 1833 When

358.

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When on Motion said report is adopted and a
Copy to be sent to His Honor the Recorder

The Council adjourn

A. Keith Mayor

February 11

Michael Muliff Constable sworn

1853
February 18

At a Special Meeting of the City Council
held this day present His Worship the Mayor Aldermen
Adams, Noble, Scott, Felter, Morrissey,
Gibson, Dimmose, , Dacey, Shimmings, Nugent
Woodell, Knight, King, and Longard

The City Council were summoned

Read over proceedings of 9 February

Report of
Special Committee
Subject Complaint
of Mr Sult

Alderman Scott submits report of Special
Committee on subject of Complaint of Supervisor of Salt and
Grain Measurers against William Sult, one of the Measurers
on Motion said report is received

Recommendation
Jas Marshall
Guager of Oil

Alderman Scott submits recommendation
of James Marshall as Guager of Oil in place of Timothy
Connors. where on Motion said James Marshall is
appointed to that Office

Contract, Bond
Security to
for Building
City Market
approved of

Read Draft of Contract and agreement
between the City of Halifax and Robert Davis for Building
the City Market
Read draft of Contract and of
Robert Davis as principle and William Caldwell
Thomas Laidlaw and John Richardson as Sureties for
Completing and finishing said market, when following
resolutions are introduced

Resolved that the draft of the said
agreement between the City of Halifax and Robert Davis, and
likewise the draft of the Bond of said Robert Davis as Principal
and William Caldwell and Thomas Laidlaw and John
Richardson as Sureties be approved of that the same be
fairly engrossed and that His Honor the Recorder be requested
to see that the same are duly executed. which on being
put is passed.

Resolved that Mr William Findlay be
the Surveyor of Works for the City Market and that the City will
pay

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Remuneration
to Mr. Sindlay
Surveyor of Works

pay him £150 for performing all the duties pointed out for the Surveyor in the Contract and Specification entered into between the City of Halifax and Mr. Robert Davis from the present time until the completion of the building and of the Contract in every respect in Survey and Certificate for the work and materials, which on being put is passed

Read the Specification for Building of the City Market also submitted the Plans and Drawings of said Market as prepared by Mr. William Sindlay, the Architect, when following resolution is introduced

Specification
for City Market
approved

The Specification having been read, and the Plan and drawings submitted

Resolved the same are approved of be signed by Mr. Robert Davis the Contractor that the said Specification be annexed to the Contract and together with the Plans and Drawings form part of the Contract, which on being put is passed

The following Resolution is next introduced

Resolution rel.
giving Contractor
use of Market Square

Resolved that as the Bill authorizing the City Council to borrow five thousand pounds for Building a City Market has not yet passed the Legislative Council and as Robert Davis the Contractor is desirous of commencing the Work forthwith this Council will guarantee to him the payment of his Contract and they direct him to commence operations at once, and that he have the immediate use of the market square subject to the rights of the tenants up to the first day of May next ensuing, which on being put is passed

The following resolutions are next introduced

Resolution rel.
Repairs of City Ships

Resolved that the Committee of City Affairs, be requested to advertise for tenders for repairing of the various Ships in accordance with their report submitted at last meeting of the Council, which on being put is passed

Resolved

1833

February 18

Resolution rel:
By Law to Mea:
Selling Wood, &c
Delivery by ticket

Resolved that His Honor the Recorder be requested to prepare a By Law regulating the Measuring of Salt, Grain, and Coal, and the delivery by ticket from the Measurer to the purchaser, which on being put is passed,

Resolution rel:
Parade, for
Market People

Resolved that a Committee be appointed to enquire whether the Grand Parade can be obtained for the use of the Market people during the time that the new Market is in course of erection and to report thereon at the next meeting of the Council and that Aldermen Satter Penrose and Adams be that Committee which on being put is passed

Resolved rel:
to report of Committee
on Measures of
Salt, Coal &c

Resolved that the report of the Committee submitted at last Meeting of Council relative to the Measures of Salt, Coal and Wood be handed back to the Committee to be amended, which on being put is passed

Act rel: to Survey
of Lumber

Read an Act relative to Surveying of Lumber in the City, when on Motion the same is passed directed to be engrossed, and that the Committee hand the same to the members of the Township and County to be submitted to the House of Assembly,

Keith Mayor

March 14

James Marshall having taken the oath of Office prescribed by law is this day sworn into Office as Gauger of Oil for the City in presence of His Worship the Mayor

Keith Mayor

1853
March 28

At a Quarterly Meeting of the
City Council held this day present His Worship
the Mayor Aldermen Anderson, Power, Adams,
Noble, Scott, Morrissey, Gibson, Summings, August-
Woodill, King

Read over proceedings of 19 February 1853.

Memorandum
rel: to Additional
Lamp posts

Alderman August submits a
Memorandum of places where the additional Lamp
posts are to be placed

Memorial of
Butchers for
Sanade

Alderman Woodill submits
memorial of Jeremiah Sullivan and others Butchers
occupying Stalls in the meat market for leave to erect
a Shed on the Parade. On Motion same is received

Read following Petition of North
British Society for part of the Cemetery to bury Strangers in

To His Worship the Mayor and the
Members of the City Council

The Petition of Donald Murray of
Hulme Merchant. President of the North British Society

Petition of
N.B. Society for
Part of Cemetery

Sheweth that your Petitioner
on the part and behalf of the North British Society is very
desirous to obtain a piece of ground in the Public Cemetery
for the interment of such persons as have heretofore been
buried by and at the expense of the Society viz destitute
Irish and their descendants and Strangers who by the
Rules of the Society could have become members, that
a piece of Ground allotted for this purpose would be
a source of pride and satisfaction to your Petitioner
and the whole Society, and should the request of your
petitioner be granted he hereby undertakes on the part
of the Society to enclose the ground with a handsome
railing and make such other improvements as will
make the lot an ornament to the Cemetery

Your Petitioner therefore humbly
prays that your Worshipful Body will take the
premises into consideration and grant to the
North