

1858
February 18th
Continued

by the people of Nova Scotia towards our Most Gracious Majesty and the Mother Country have been long known to me, and this knowledge, I can assure you has greatly encouraged me in assuming the heavy responsibility of my present office.

Again I thank you most sincerely for your prompt expression of confidence in me

Sig^d Mulgrave
Lt Governor N. S.

Read Amendment to By Law relative to Saturday evening Exhibitions First and Second time

Report Special Committee on City Survey

Council next take up the Report of Special Committee relative to City Survey.

- Read Entry of 14th January 1856
- Read Entry of 2 June 5 1856
- Read Entry of 1st August 1856
- Read Entry of 22 September 1856

Communication from City Surveyor of 25 January 1858

Read following Communication from Mr. Wm Gossip Jun^r City Surveyor of 25 January 1858

City Engineers Office
January 25th 1858

At the request of the Committee appointed at the Meeting of the City Council of January 18. 1858 I make the following proposal to the Council.

I will agree to finish the Surveys Plans &c of the City in accordance with the resolution of the Council and by the time specified in the report of the Committee of Nov^r 5 1857 that is to say, by the first of July next, for the sum of Fifty pounds (£50) beyond what that Committee reported as the final estimate for the work namely for the sum of £890 of this I have already received £549 19-4.

In case this proposal should be accepted, I would stipulate that propositional parts of the remaining sum shall be paid each quarter in the same manner as I have heretofore received my salary and that I shall be left in possession of the office which I now occupy until the completion of the work.

C. Turing Esq^r

Respectfully
Sig^d Wm Gossip

1858
February 18th
Continued

of 20 January 1858

Read following report of Committee

Report Special
Committee re to
City Survey

The Committee appointed to confer with Mr. Bossip - with reference to the Survey of the City, report that two of the Committee met with Mr. Bossip and requested of them a definite proposition on the subject of the completion of the survey - That they had this day received from Mr. Bossip such proposition in writing which they would recommend the Council to accept - and which is hereto annexed.

Halifax Jan^y 20th 1858

Sigs^d Charles Twining
Samuel Noble

when following resolution is introduced

-duced

Upon hearing read the report of the Committee appointed to confer with Mr. Bossip on the subject of the Survey of the City and the offer of Mr. Bossip to complete the Survey on or before the first day of July next for the sum of £870 including the amount of £580 which he has already received.

Resolved - read Report
Special Committee
on City Survey

Resolved that the report of the Committee be received and adopted and that upon Mr. Bossip's handing over to the Council the Plans of his survey made pursuant to the resolution of the Council dated the fourteenth day of January 1856 completed and in perfect order to the approval of the Council the sum of £580 be paid to him in full and that his connection with the City be terminated when on Motion of Alderman Pugsley seconded by Alderman Morrissey the consideration of above stands over till tomorrow.

Council next take up Report of
Special Committee on debates of Council submitted 8th
February 1858 read the same

Report Special
Committee on debates
in Council

The Committee for the revision of the Laws and Bye Laws of the City beg leave to report relative to the rules of debate in the City Council

That in their opinion Section 4th of the City Act ought to be amended so as to allow a majority of the members present exclusive of the chairman to determine any question under debate

That in

1858
February 18th
Continued

That in their opinion the 21st rule of the ordinance passed Feb 22-1854 should be repealed and the following rule substituted

No Member shall speak more than twice on any original resolution nor more than once on any amendment thereto except the mover of such amendment who shall be entitled to speak twice thereon. Nor shall any member speak for more than ten minutes at any one time except the mover of the original resolution who shall be entitled to speak fifteen minutes on introducing such resolution. Nor shall any portion of this rule be infringed on or without special leave of the Council.

All of which is respectfully submitted

Wm. James Thomson
Chairman

Moved by Alderman Thomson seconded by Alderman Bell that said report be adopted which on being put there appeared for the same to against it 9. report is therefore lost.

Council next take up report of Special Committee relative to the Act amending City Charter same is read.

Report Special Committee rel. to Act amending City Charter

The Committee for the revision of the Laws and By Laws of the City beg leave to report relative to the constitution of the City Courts and Police.

That it is the opinion of this Committee that the County and City tribunals may be advantageously combined and a new Court established with larger jurisdiction

If the scheme proposed by this Committee be adopted, the Mayor and Aldermen will be relieved from their Judicial labours and be enabled to devote their whole attention to the financial affairs of the City.

The Supreme Court will be relieved of a large portion of the Summary suits and will eventually probably be relieved of the labour contingent on the trial of Minor criminal offences

The County will have cheap and efficient tribunal for the trial and determination of civil and criminal causes.

The expenses

1858
February 18th
Continued

The expenses of the scheme proposed to be introduced by your Committee will be less than those under the present system
All which is respectfully submitted

Sig^d. James Thomson
Chairman

Alderman Thomson submits a draft in accordance with said report when following resolution is introduced

Resolution re to
report Committee
amending City Charter

Resolved that the report of the Committee be referred back to them as this Council is of opinion the scheme is not suited to the wants of the City and that by adopting the report they would be interfering with the rights of the County. The Council being of opinion that the Committee were only authorised to take into consideration the City Charter. Moved by Alderman Pugsley seconded by Alderman Wills which on being put is passed 10 Voting for it and 5 against it.

Report Committee
tenders for
Supply of Stone to
Bridewell

Council next take up report of Committee of Tenders this day submitted the same is read

Halifax Feb 18th 1858

Committee room

Committee of Tenders met this day present Alderman Barry, Conover, Longard, King, Wills and the Chairman

Opened three tenders for bluestone Timothy Lane will supply 300 Tons of Stone according to advertisement for the sum of one shilling and eleven pence per Ton

William Peats tender for ditto Two shillings and seven pence half penny per ton.

Edward Lahys tender for do Two shillings and seven pence half penny per ton.

Timothy Lanes tender being the lowest the Committee recommend the same be accepted.

Sig^d. Jeremiah Conway
Chairman

Council next

1858
February 18th
Continued

Council met take up Report of the
Committee of Public Accounts this day submitted.

Halifax Feb'y 18th 1858

Report Committee
Public Accounts

Committee Public Accounts Met this day
Present, Chairman Aldermen Noble, Bell, Dowdell
and Forristall

The following accounts were submitted
Fire Department

Donald Watson	£ 25. 10. 0
Bridewell	£ 8. 11. 2
	£ 34. 11. 2

which being found correct are recommended
to be paid

Sig^d James Thomson
Chairman

When on Motion said report is adopted
and His Worship the Mayor be requested to draw Checks
for the amounts

On Motion Council adjourn until
tomorrow at Two o'clock.

Amory Mayor

The following returns of Weighers
of Flour and Meal were read on 8th February 1858

Returns of Weighers
of Flour to 31st
Dec^r 1857

Return of Numbers of Bbls of Flour
and Meal weighed by John Parker for quarter ending 31st
December 1857

No Bbls	Bbls short	Lbs short weight
<u>3059</u>	<u>14</u>	<u>395</u>

Sig^d John Parker
City Weigher

Return of Number of Bbls of Flour
and Meal weighed by Samuel Carter for quarter ending
31st December 1857

No Bbls	Bbls short	Lbs short weight
<u>13,253</u>	<u>100</u>	<u>1227</u>

Sig^d Samuel Carter
Weigher

1858
Feb 18th

Return of Number of Bbls of
Flour and Meal weighed by John Winters for quarter
ending 31st December 1857

80 Bbls
9,530

Bbls short lbs short-weight
99 903

Sig^{to} John Winters
City Weigher

Return of Number of Bbls of Flour
and Meal weighed by William Grant for quarter ending
31st December 1857

80 Bbls
12,166

Bbls short lbs short
27 277

Sig^{to} W^m Grant Sen^r
City Weigher

Henry Taylor
Mayor

February 19th

At an adjourned Meeting of
City Council held this day present His Worship
the Mayor Alderman Noble

There not being a quorum to
do business. "Council rise"

Henry Taylor

1858

February 26th
Continued

At a Special Meeting of the City Council held this day present His Worship the Mayor Aldermen Conchoe, Thomson, Pugsley, Caldwell, Lounds, Morrissey, Twining, Mills, King, Moir, Conway, Horriestall, Jennings, Bell.

The City Council were summoned to take into consideration the business standing over from last meeting and the transaction of other business

Read over proceedings of 18 February instant

Report City Prison Committee

Alderman Barry presents Report of Committee of City Prison of 22 February, on Motion the same is received

Report Special Committee re Water Side Grants

Alderman Pugsley submits report of Special Committee relative to Water side Grants, on Motion the same is received

Petition James Minn et al. re. to Wooden Building Act.

Alderman Thomson submits petition of James Minn and others relative to Wooden Building Act, on Motion the same is received.

On Motion the Clerk of License is authorised to grant an Auction License to Mr. William Ackhurst

Report Special Committee re. to Assessment Act

Read report of Special Committee appointed to revise the law relative to Assessment in the City of Halifax, when on Motion the same is ordered to lie on the table for the information of Alderman.

Read By Law relative to Saturday night Exhibitions a third time when following resolution is introduced (For By Law see File July)

By Law re. Saturday evening Exhibitions

Resolved that the By Law relative to Exhibitions be fairly engrossed and sent to the Governor and Council for their approval Moved by Alderman Mills seconded by Alderman Morrissey. To which following amendment is introduced

Resolved that the By Law relative to Exhibitions be deferred for the present Moved by Alderman Jennings seconded by Alderman Bell which on being put is lost 4 for the amendment and 10 against it and the names being called for they appeared thus

1858
February 25th
Continued

For the Amendment
Alderman Lownds
Barry
Swining
Bell
Jennings
Noble

Against it
Alderman Caldwell Moir
Fugley - Toristall
Morisey - Wills
Conway - Ripro
Donohoe - Thomson

The original resolution is then put and passed 10 Voting for the resolution and 6 against it

Letter S. Selden and Memo of Sir Gaspard Le Marchant 1854

Read letter from Mr. S. Selden and memorandum from Sir Gaspard Le Marchant relative to his house being burned down on 1st January

Halifax: Feb 13th 1858

To His Worship

The Mayor of the City of Halifax

May it please your Worship

It has occurred to me since I saw your Worship that a copy of the Memorandum of His Excellency might enable your Worship to call the attention of the Alderman to my case more readily. I have therefore taken the liberty of copying the same and enclosing for that purpose

Your most obedient servant
S. Selden.

Memo Sir Gaspard Le Marchant re: to case S. Selden

Copy of Memorandum received by Mr. Selden from His Excellency Sir Gaspard Le Marchant, Lieutenant Governor of Nova Scotia &c

I considered Mr. Seldens case one of great hardship and wrong. When I gave the command for pulling down his house in pursuance of the order of Alderman Mackay and Barry and Finward - O'Brien at the fearful conflagration in Halifax on the first of January 1854, I was fully of opinion that Mr. Selden would receive full compensation for the damage the destruction of his house was doubtless the means of saving much other property.

I trust His Worship the Mayor and the City Council will not allow Mr. Selden to suffer injury by the loss of his house and property on that occasion

Government House
Halifax N.S.

Signed S. Gaspard Le Marchant
Lt. Governor

1st February 1858

1858

February 26th

Continued record

When following resolution is introd-

Whereas it appears from the report of the Parliamentary proceedings on the 20th of February instant the Honorable Mr Johnston on behalf of Mr Seldon presented a petition to the Legislature praying that body to pass a law to give Mr Seldon a claim upon the City for the destruction of his house during the conflagration on the 1st of January 1857,

And whereas the City Council of 1857 and also the present City Council after mature deliberation have decided that Mr Seldon has no just claim upon the City and ought not to be reimbursed from the City funds,

And whereas by the Report above alluded to the Honorable Mr Johnston has signified his intention to introduce a Bill for the above named purpose and stated that he apprehended no objection by this Council to the said Bill

Be it therefore Resolved that a copy of this Resolution and also a copy of resolution 8^o 2 passed on reading Hon Mr Johnston's letter on Mr Seldens claim against the City be forthwith transmitted to one of the Township Members requesting that the same may be read by the clerk of the house. Moved by Alderman Pugsley seconded by Alderman Caldwell, to which following amendment is introduced

Resolved that though this Council believe Mr Seldon has no claim against the City either legally or equitably, yet being desirous that he should have the opportunity of trying the question in court of law without availing themselves of the technical objection arising from two Aldermen having given the order instead of Two Sheriffs, they will consent to the Legislature passing an Act for the purpose of allowing him a trial upon the main question. Moved by Aldermen Thompson seconded by Alderman Noble which amendment being put is lost 14 voting for it and 12 against and the names being called for appeared thus.

For the Amendment		Against it	
Ald - Coprohoe	Alderman	Caldwell - Barry	
Twining		Wills - Moir	
Thompson		Pugsley - Smithall	
Noble		Conway - Morrissey	
		Louwds - Bell	
		King - Jennings	

Resol - reld 2.
Seldens case being
read before the
Legislature

1858
February 26th
Continued

The original resolution is then put
and passed 12 voting for the resolution and 4 against
it //

Read resolution introduced
last meeting by Alderman Pugsley relative to Survey
of the City

Read letter from W^m Bossip
City Surveyor addressed to the City Council and received
this day

To the City Council
Gentlemen

As the Council seem anxious
for the conclusion of the survey and plans of the City
I beg to make the following proposal.

Letter W^m Bossip
rel to City Survey

I will agree to finish the survey and plans
for the sum and by the time stated in my letter
to Alderman Twining.

The Plans are to include
profiles of each street in the City and proposed grades
for the streets. This sum of £310 in addition to
what has already been paid me I intend to include
all expenses for Stationary and such other material
as may be necessary to the completion of the work
from this date. I also propose to deliver to the City
all my field books and notes properly arranged.

As to the payment I would ask that I shall be paid
£110 as I may need it and the remaining £200 with
usual interest for delay upon the completion of the
work to the satisfaction of the City Council or any
competent Engineer appointed by them

Sig^d W^m Bossip
City Engineer

When following resolution is introduced

Resolved that this Council
be authorized to apply to the Legislature to pass
a law authorizing a further assessment not exceeding
£500 to complete the City Survey and plans.

Resol. rel. to appli-
cation for assessmt
City Survey

Moved by Alderman Twining and seconded by
Alderman Jennings, which on being put is passed.

The following resolution is next
introduced

Resolved that the City Council
agree to the proposition contained in W^m Bossip's
letter

134

1858

February 26th letter read this day if the agreement therein is under-
Continued stood to include every thing for which the City can be
liable for the plans to be prepared by him - also that
no interest be paid until the work is completed
and the money due Moved by Alderman Thomson

Resolved to Letter
Wm. Gossie

seconded by Alderman Morrissey - which resolution
on being put is passed by voting for it and 4 against
it and the names being called for appeared thus,

For the Resolution	Against Resolution
Aldermen Lowndes & Twining	Alderman Pugsley
Moira	Siddle
Spuristall, Barry	Conchoe
Morrissey & Thomson	Conway
Bell	

The order of the day is suspended
to take up report of Committee of City Prison this day
submitted read said report

Abstract report Committee of
City Prison 22 Feb 1858

Report Committee
City Prison 22
February 1858

The Committee of City Prison
Met in the Committee Room Present Aldermen Lowndes
Twining, Jennings, Conchoe and the Chairman.

They beg leave to submit the
following report, the demand of Mr Robert Davis the
Contractor for Granite work below the base formerly
agreed to by this Council which has been duly certified
by the Superintendent and for which he is to receive
Sixty pounds they recommend the same be paid.

The Committee have had under
their notice the urgent necessity of forwarding the City
Prison and preparing the same to receive convicts -
and as there is not sufficient funds for that purpose
they recommend to this Council the following resolution
submitted by Alderman Twining seconded by Ald.
Jennings

Resolved that if be recommended
to the City Council to apply to the Legislature now in
Session to pass a Law authorising a further Loan not
exceeding four thousand pounds to complete the
Prison.

all of which is respectfully submitted

Sig^{dy} John L Barry
Chairman

1858
February 26th
Continued

when following resolution is introduced:

Resol. rel. to the Recorder drafting a Bill to authorize loans for City Prison and City Hospital.

Resolved that the Recorder be requested to draft a Bill for authorizing the loan of £4000 additional for building the City Prison agreeably to the foregoing report. Also a Bill to authorize a loan of £4500 additional in like manner for completion of City Hospital and £500 to be assessed additional to complete City Survey. Moved by Alderman Morrison seconded by Alderman Towns which resolution being put is passed unanimously.

Read report of Committee on Water side grants of Property between Fish Market and Queens Wharf

Report Committee on Water Property Grants.

Halifax 26th Feby 1858

The Committee appointed to ascertain at the Crown land office whether there was any ungranted water privilege southward between the Fish market and Queens Wharf beg leave to report, That they have prosecuted their inquiries and find that a grant in accordance with a plan submitted by Mr. Ince for the consideration of the City Council, was passed by the Executive on the Sixth inst. The said grant having been assented to on the report of W. A. Hendry Esq. deputy Surveyor, who states that the Committee of City Property with whom he negotiated were desirous of acceding to the proposition submitted. The date of Mr. Ince application to the Executive is Feby 18th 1857

All of which is respectfully submitted

Signed Henry C. Pugsley
Chairman

When following resolution is introduced

Resol. rel. Committee rel. to a remonstrance against Water Grants

Resolved that a Committee of one Alderman from each Ward be associated with his Honor the Recorder to draw up a strong remonstrance and protest against the Water Grants lately passed to the War Department to be laid before the Council for their approval. Moved by Alderman Jennings seconded by Alderman Noble (passed) Committee Alderman Noble, Thomson, Twining, Wills, Barry Jennings - Council rise

Henry Pugsley
Mayor

1858
March 5th

At a Special Meeting of City Council held this day present His Worship the Mayor Aldermen N. H. O. Fisher, Peasley, Thompson, Caldwell, Lourds, Twining Conway, Barry, Amistall, Longard, Jennings and Bell

The City Council were summoned to take into consideration the financial affairs of the City, and the transaction of other business.

Read over proceedings of 26th Feby.

The following resolution is introduced

Resol. rel. to sus-
pension of rule No 2
of Council

The operation of the rule No 2 passed on the 23 February 1854 being found prejudicial and tends to delay the business of the Council. It is therefore resolved that the said Rule be suspended for Twelve months. Moved by Alderman Twining seconded by Alderman Jennings passed.

Alderman Twining gives notice that at next meeting of Council he will move for a Committee to take into consideration the delivery of Coal by Weight

Report Committee
City Property.

Alderman Longard Chairman submits report of Committee of City Property of 2nd March relative to removal of Certain Buildings

Bill relative to
Loans for City
Prison, Hospital
and City Survey

His Honor the Recorder submits a Bill relative to obtaining Loans for Building of City Prison, City Hospital and the Survey of the City.

Alderman Thomson Chairman submits report of Committee of Public Accounts of 5th March 1858

Letter of G. Sidden
of 4 March 1858

His Worship the Mayor submits and reads a Letter from Mr G. Sidden of 4 March 1858

Halifax March 4th 1858
To His Worship
The Mayor of the City of Halifax

May it please your Worship

I have the pleasure to inform you that the Directors of the Assurance Company have given me notice that in view of the difficulties in which I am involved in consequence of the Fire they have

1858
March 5th

withdrawn their opposition to the verdict obtained against them I therefore trust that the City Council will allow my claim against the City for the difference in the value of my house beyond the sum given in said verdict of which I furnished the estimate soon after the fire. But if they are not disposed to do this I have great confidence that they will at least consent to withdraw the technical objections arising from the order having been given not by three firewards.

But I do beg the gentlemen composing the City Council to remember that if they make up to me the value of the building I still suffer a loss in personal property expenses of litigation, loss of interest and interruption of business hardly less than two hundred pounds besides being compelled to expend a large additional amount in rebuilding and to impose on me further delay and expense after a verdict has already passed seems very hard.

I trust an early and favourable decision will relieve the anxiety I necessarily suffer on the subject

I have the honor to be
Your Worships
Most obedient Servant
Sgd. S. Gelder

Despatches rel. to
desertion from Her
Majesty's Navy

Read Despatches relative to desertion from Her Majesty's Navy.

Moved by Alderman Twining seconded by Alderman Jennings said despatches be referred to a Committee of three to report upon passed

Committee Alderman Twining, Jennings G. Waldwell

Read Account
Current Commiss-
ioners of Poor

Read following account current of Commissioners of Poor to 31st Dec 1854 (see file)

Moved by Alderman Twining seconded by Alderman Jennings that the order of the day be suspended and that the Report of Financial Committee this day submitted be read passed

Read the same
(see next page)

1858
March 5th

The Committee of Public Accounts beg
Continued leave to present for the consideration of the City Council
the following estimate of expenditure for the ensuing
year.

For Salaries of officers connected with City affairs.

Report Committee Public Accounts on Financial state of City	Mayor	£250.0.0	
	Recorder	200.0.0	
	City Clerk	300.0.0	
	Asst City Clerk	175.0.0	
	Second Assistant Do	125.0.0	
	City Marshal	200.0.0	
	Constables	960.0.0	
	Watchmen	485.14.5	
	Sailor	20.0.0	
	Assessor	100.0.0	
	Ward Assessors	56.0.0	
	Two Inspectors of Weights & Measures	50.0.0	
	Treasurer	300.0.0	
	Clerk of Licenses	150.0.0	
	Reporter	<u>40.0.0</u>	3689.14.5
For Salaries connected with Burdwell			
Keeper of Burdwell	150.0.0		
Medical Officer	<u>30.0.0</u>	180.0.0	
For Salaries connected with Fire Dept.			
Keeper of Engines	25.0.0		
Secretary	<u>15.0.0</u>	25.0.0	
For Salaries connected with Board of Health			
Health Inspector	100.0.0		
Medical officer	75.0.0		
Nurse	40.0.0		
Secretary	<u>25.0.0</u>	240.0.0	
For Salaries connected with Streets			
Superintendent	200.0.0		
Clerk	<u>175.0.0</u>	375.0.0	
For City Surveyor			
Keeper of City Court House	50.0.0		
" Fish Market	40.0.0		
" City Market	75.0.0		
" City Clock	<u>25.0.0</u>	190.0.0	
Keeper of Halifax Common		<u>52.0.0</u>	
		3061.14.5	
Deduct as follows viz			
Salaries connected with Streets	£375.0.0		
Salary Keeper of Common	52.0.0		
Salaries City Market	<u>105.0.0</u>	532.0.0	
Leaves the sum of for Salaries to be provided		<u>£4529.14.5</u>	