

1859

March 7th
Continued

unanimously -

Read Fifth Clause, which is passed

Read Sixth Clause which on being put is passed // Voting for it and 3 against it

Read Seventh Clause which on being put is passed unanimously

passed unanimously

Read Eighth Clause which is

passed unanimously.

Read Ninth Clause which is

passed unanimously.

Read Tenth Clause which is

passed unanimously.

Read Eleventh Clause which is

passed with certain amendments // Voting for them and against them.

Read Twelfth Clause which is

is passed

Read Thirteenth Clause which

Motion is struck out of the Act.

Read Fourteenth Clause which on

being put is passed -

Read Fifteenth Clause which on

being put is passed -

Read Sixteenth Clause which on

introduced

The following resolution is next

Resolved to Fish Market Dock -

Resolved that His Worship the Mayor be requested to communicate with the Government and ascertain whether on reconsideration of the circumstance under which the Fish Market dock has been granted to the War Department - they have not deemed it expedient to revoke the grant.

Moved by Alderman Thompson seconded by Alderman Jennings which on being put is passed.

The following resolution is next introduced

Resolved to invite Secretary Building Society before Council

Resolved that His Worship the Mayor invite the Secretary of the Building Society at the next Meeting of the Council for the purpose of eliciting information relative to Capital therein invested. Moved by Alderman Pugsley seconded by Alderman Cogswell which on being put is passed.

On Motion Council adjourns until Tomorrow at 2 o'clock
Henry Teyot Mayor

1859
March 8th

At a Meeting of City Council held this day present His Worship the Mayor Aldermen Shaw Caldwell, Lounds, Barnstead, Noir, Horriatall, Conway, Bell, Thompson and Twining. Three orders having struck and the Second Clause of the Rules relative to the Meetings of City Council which was suspended on the 5th March 1858 for one year, and the year having expired the Council stands "ipso facto" adjourned.

Henry Lujor
Mayor

March 11th

At a Special Meeting of the City Council held this day present His Worship the Mayor Aldermen Shaw Cogswell, Caldwell, Lounds, Barnstead, Twining, Thompson, Noir, Wills, Conway, Jennings, Bell and Richey.

The Council were summoned to continue the consideration of the New Assessment Act, and the transaction of other business.

Read over proceedings of the 7th and 8th March instant.

Alderman Caldwell submits Memorial of Edward S Longard relative to additional supply of Water for fire purposes. - On Motion the same is received.

His Worship the Mayor submits Communication from Committee of Fire Wards on same subject, the same is received and read.

Halifax 11th March 1859

To His Worship
The Mayor
Sir

In addition to the duty imposed upon us as a Committee of Firewards of bringing to your notice the subject of our last communication there are one or two other matters to which we were directed to give our attention, and to communicate to your Worship the result of our deliberation, the first most prominent, and of the greatest importance is the insufficient supply of Water, and while acknowledging the great zeal and exertions of the members of our fire Companies to save life and property in the time of conflagration we are of opinion that the time may come when without a greatly increased supply of Water those exertions may prove insufficient and inadequate

Memo. Edward S Longard relative to supply of Water for fire purposes.

Communication from Committee of Fire Wards re: to supply of Water.

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inadequate to avert the evil, and we may some day see our City in ruins for the want of the necessary element to prevent it, which we think can be secured, and when we take into consideration the saving in insurance, cost of engines and other necessary implements for the Fire Department are of opinion that the cost of securing such, and adequate and necessary supply of Water as is required would not weigh too heavily on the Citizens, and therefore recommend its being secured with as little delay as possible.

We are aware that during the past year the Halifax Water Company have laid down a new main of fifteen inches which adds to the supply of Water furnished to the City but this supply cannot be made available for Fire purposes, unless additional pipes are laid down in various sections of the City, to concentrate the full force of Water. We understand that the Water Company would be willing to lay down a twelve inch Main from the present one from the end of Gollingen Street to Brunswick Street thence along Barrack Street to Sackville Street with lines of six inch pipes connected therewith down Prince and Duke Street into Hollis Street with an increase of Fire Plugs and enlargement of their pipes in other directions so as to bring the full force of Water to bear upon the City, if an adequate remuneration was paid therefor yearly. We are convinced that if this plan was carried out the City might be considered safe from any extensive conflagration.

We also wish to bring to your notice the onerous duty that is required from the Fire wards as regards the inspection of stove pipes, Fire Boards &c and as the ^{limits} of the City has largely increased thereby requiring more of their time, than it is reasonable to suppose can be afforded to this requisite service, they would recommend that a person should be appointed to perform this duty, they are of opinion that the Health Inspector with a moderate increase of Salary would be a desirable person to attend to it, that the duty should be performed twice in each year say on the first of November and first of May, that he should be required to inspect each House and report to the Fireward belonging to the ward the state of any chimney stove &c immediately on discovery any defect, that it should be the duty of such Fireward to take such steps for remedying the evil, that on the completion of his inspection of each ward he should furnish the Chairman of Fire Wards with a copy of his inspection, so that it may appear whether the complaints as made during the inspection have been attended to.

It would be very desirable if some measure were adopted by which the services of a body of men could be secured and held in readiness to assist the Engine men in working the Engines at fires, we do not give any opinion how they

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Continued

should be effected but leave it to the wisdom of your Worship and the Board of Aldermen to devise such measures as you may deem proper.

A thorough investigation should in our opinion be made immediately after the occurrence of a fire by a Board invested with all necessary legal powers for enquiring into the cause and origin of such fire.

We have the honor to be

Your Worships

Most obedient Servants

(Signed) G. Murray
Joseph Fairbanks
John McCulloch
John P. Nash

Returns of
Joint Stock Com-
panies

Read the various returns of Joint Stock Companies filed with the City Clerk, of the nett profits or income derived from the business done by them for the year ending 31st December last.

Resolⁿ inviting
S. W. Burton before
Council.

Read resolution inviting S. W. Burton Esquire to be heard before the Council relative to the Capital invested &c of the Building Society.

Mr. Burton is heard before the Council

Act relative to
Assessment in the
City of Halifax.

The City Council meet proceed to take into consideration the remaining clauses of the New Assessment Act.

put is passed

Read Clause 16 which on being

put is passed

Read Clause 17 which on being

Read Clause 18 to which an amendment is introduced which amendment is lost 2 Voting for it and 11 against it and the names being called for they appeared thus,

For the Amendment
Alderman Richey
Caldwell

Against it
Alderman Wilks " Fay
Barnstead " Thompson
Lounds " Cogswell
Moir " Conway
Twining " Bell
Seminings "

18th Clause passed with amendments,

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Continued amendments

Read 19th Clause which is passed with

amendments 10 Voting for the Clause and 2 against it, and the names being called for they appeared thus,

For the Amendments

Against the Amendments

Act relative to Assessments in the City of Halifax

Alderman Conway - Bell

Alderman Caldwell

Barnstead - Jennings

Richey

Lounds - Thompson

Moir - Star

Twining - Cogswell

Notice of reconsideration

Alderman Caldwell gives notice of reconsideration at next meeting,

with amendments.

Read 21st Clause which is passed

with amendments.

Read 22 Clause which is passed

Read 23 Clause to which an amendment is introduced, which amendment on being put is lost 8 Voting for it and 4 against it.

is passed,

The 23rd Clause with additions

put is passed

Read 24th Clause which on being

blank filled up with \$50.

Read 25th Clause which is passed

Read 26th Clause which is passed

with amendments

Read 27th Clause which is passed

with amendments.

Read 28th Clause which is passed

with amendments.

Read 29th Clause which is passed

Read 30th Clause which is passed.

11 Voting for and 1 against it.

Read 31st Clause which is passed

Clauses which were passed unanimously -

Read 32. 33. 34. 35. 36. 37. 38 & 38

with amendments.

Read 40th Clause which is passed

with amendments.

Read 41st Clause which is passed

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Read 42 Clause which is passed

Read 43 Clause which is passed
with amendments

Read 44 Clause which is passed

Read 45 Clause when on Motion the
same is struck out together with Clause 42

Read Clauses 46 & 47 which are passed

Read Clause 48 which is passed
with amendments.

The following resolution is next
introduced

Notice.

Resolved that the assessment
Act as now passed be engrossed and handed into the
legislature. by the Committee which reported the draft.
which resolution on being put is passed unanimously.

Notice of resolution
rel- to painting
houses.

Alderman Logswell gives notice
and lays on the table a copy of Resolution relative to painting
houses within a certain time.

On Motion Council adjourns
until Monday at 2 o'clock.

Henry Puzor
Mayor

March 14th

1859
March 14th

At an adjourned Meeting of City Council held this day Present His Worship the Mayor Aldermen Hay, Cogswell, Lounds, Barnstead, Morrissey, Moir, Conway, Jennings & Richey

There not being a quorum to do business - Council rise - until tomorrow -

Henry Taylor
Mayor

March 15th

At a Meeting of City Council held this day Present His Worship the Mayor Alderman Cogswell, Barnstead, Twining, Thompson,

There not being a quorum to do business - Council rise -

Henry Taylor
Mayor

March 21st

At a Quarterly Meeting of City Council held this day present His Worship the Mayor Alderman Hay, Bughey, Cogswell, Caldwell, Lounds, Barnstead, Morrissey, Twining, Thompson, Wills, Morrisstalk, Conway, Jennings, Bell and Richey -

Alderman Richey submits report of Special Committee relative to William Carey's claim for damages, "received"

On Motion same is read

The Committee to whom was referred the claim of Mr William Carey on account of damage sustained in consequence of obstructions in Brunswick Street beg leave to report. That your Committee have been unable to arrive at a perfectly satisfactory conclusion as to the liability of the City in this case and deem it reasonable that where some doubt may exist the claim of a citizen for injury actually received should meet with favourable consideration.

Your Committee therefore applied to Mr Ritchie the attorney of Mr Carey to ascertain on what terms the matter could be amicably arranged and were informed that as a compromise but without prejudice to any future action -

Report Special
Committee relative
to William Carey's
Claim for damages.

1859
March 21st

should the offer not be accepted - Mr Carey would be content with satisfaction for the actual damage done to property in his possession at the time of the occurrence amounting to about ten pounds - Your Committee requested a bill of items with vouchers for the disbursements alleged, The vouchers have not been furnished and the statement contains charges which your Committee regard as excessive - Under all the circumstances which have come to the knowledge of your Committee they recommend that the sum of Seven pounds and ten shillings be tendered to Mr Carey as a satisfaction of his demand.

Signed Matthew H. Richey
Chairman

Committee Room
21st March 1859

Original Report given to Recorder 29 March 1859

Resol. rel to tender to Mr Carey of amount damages

When it is Moved by Alderman Caldwell seconded by Alderman Swining that said report be adopted and said amount tendered to William Carey which motion on being put is carried 11 voting for it and 4 against it and the names being called for they appeared thus.

For Motion	Against it
Alderman Caldwell	Alderman Wills
Swining	Conway
Richey	Lounds
" Pugsley	Cogswell
Bell	
" Barnstead	
Sennings	
" Horrofall	
May	
" Morrissey	
Thompson	

Council proceeds to take into consideration the amount of duties to be paid by persons retailing Intoxicating Liquors in the City, when following resolution is introduced

Resol. rel to the License for sale of Intoxicating Liquors

Resolved that all persons requiring Licenses for the sale of Intoxicating Liquors within the City of Halifax whether the same be Tavern License, Shop License, or General License shall pay for each License the sum of Six pounds annually, also the same fee of 10/- thereon.

Moved by Alderman Conway seconded by Alderman Morrissey to which following amendment is introduced

Resolved that all persons in the City selling spirituous Liquors by License be required to pay a uniform License duty of Seven pounds ten shillings including fees, Moved by Alderman Sennings seconded by Alderman Alderman Bell which amendment being put is lost 7 voting for it and 8 against it, the original resolution is then

1859

March 21st put and carried 9 Noting for it and against it and the names
Continued being called for they appeared thus,

For Resolution	Against it
Alderman Caldwell - Conway	Alderman Barnstead - Bell
Pugsley - Ritchie	Thompson - Lounds
Coswell - Wills	Seamings - Twining
Horriestall - Gray	
Morrissey	

Council next take up Alderman Caldwell's notice of reconsideration - when on Motion he has leave to withdraw the same

Alderman Pugsley's resolution placed on the Table by way of Notice is now before the Council when said resolution No 2 is read.

Resolved to purchase
Banner for Union
Engine Company

Resolved that this Council will appropriate the sum of fifty pounds to purchase a Banner for the Union Engine Company, and further

Resolved that the Captain of the Company with His Worship the Mayor be a Committee to carry out this resolution and that His Worship the Mayor at an early day present the same on behalf of the Council to the said Engine Company. Moved by Alderman Pugsley seconded by Alderman Morrissey which on being put is carried 11 Noting for it and 2 against it and the names being called for they appeared thus.

For Resolution	Against it
Aldermen Pugsley, Ritchie	Alderman Lounds
Barnstead - Bell	Seamings
Horriestall - Thompson	
Morrissey - Gray	
Conway - Coswell	
Twining	

On Motion Alderman Coswell is added to above Committee - passed unanimously.

His Worship the Mayor calls the attention of Council that the Honorable William Young the Chairman of the House of Assembly on the Assessment Act had called upon him relative to furnishing the Committee with the statements of Appeals made in 1858.

When following resolution No 3 is introduced Resolved that the affidavits of the appellants to the Assessment of last Year be submitted to the Committee of the House of Assembly, should they be required to be produced with the understanding that

Resolved to the
Affidavits of Appellants
to Assessment being
submitted to Asses-
ment

1859

March 21st
Continued

the contents of the same are not to be made public.
Moved by Alderman Jennings seconded by Alderman
Wills to which following amendment is introduced

Resolved to the
Appellants from
Assessment

Resolved that the clause of the
resolution requesting the Committee not to make public
the appeals sent up from the Council be struck out.
Moved by Alderman Pugsley seconded by Alderman
Lownds, which amendment being put there appeared
for the same 6 against it 6. His Worship the Mayor
gives his casting vote against the amendment the same
is therefore lost.

The original is then put and carried.

Motion of adjournment made and
lost 5 Voting for and 7 against it.

Alderman Cogswell moves that
his resolution relative to painting Wooden Buildings
be taken up and considered which is seconded by
Alderman Jennings

Adjournment moved by Ald-
Wills seconded by Alderman Pugsley which on being
put is carried 6 Voting for and 6 against it. Mayor
gives his Casting Vote in favour of adjournment.

"Council rise"

Henry Taylor
Mayor

1859
March 28

A Meeting of City Council held
this day present His Worship the Mayor Alderman May
Wogswell, Lounds, Morrissey, Twining, Thompson, King
Conway, Jennings -

The City Council were specially
summoned to consider the amendments introduced by the
Honorable the House of Assembly to the Assessment Act
relative to the City of Halifax.

The same having been considered
the following suggestions of City Council are adopted,
and copy handed to the Committee of House of Assen-
-sibly

Suggestions of
City Council rel-
to Assessment
on Nova Scotia
P. 12. 13. 14. 15.

The Treasurer shall return in writing to the
City Clerk annually within two months after the annual
meeting of such Society in July upon oath the name and
address of each of the investors therein as registered in the Books
of the Society and the amount of Stock held by each investor
in the S. P. S. B. & G. Co.

The borrowing members of such society not to be
taxed on their loans therefrom or on the sum paid in by
them in discharge thereof - and the amounts which shall
be assessed on the Non borrowing investors shall be added
together and such amount shall be paid by the Treasurer
of the Society to the City Treasurer -

The return for the year 1859 - shall be made before
the first day of May next - and shall be made upon the return
of the Stockholders standing on the Register of the Society at the
general Meeting in July last, all such returns to be made
at the times specified under penalty of £50 - on the Treasurer
of the Society making default therein -

In case of Non payment the amount of such assess-
-ment may be recovered by suit in the name of the City against
the Treasurer of the Society like any other Tax -

The following report of Special
Committee relative to Assessment is submitted and having
been read the same is passed (See next Page)

The following resolution is
then introduced

Resolved that the Committee on the
Assessment Act be requested to submit to the Honorable
the House of Assembly the suggestion of the City Council
as regards the amendment of the said Act. Moved in
the House of Assembly by the Honorable the Attorney
General. Moved by Alderman Twining seconded by
Alderman King - passed unanimously -

Read - rel. to Comm-
-ittee on Assessment
Act submitting
report of sugges-
-tions on Asses-
-ments -

1859
March 28th
Continued

Mayors Office
Halifax N.S. March 28th 1859

To the Chairman of the
Committee on the Assessment
Act for the City of Halifax

Report Committee
in the Assessment
Act re: to Assocn
of N.S. R. B. B. and
S. H. Co.

The City Council having met this day for the purpose of considering an amendment passed by the House of Assembly to that part of the City Assessment Act which relates to the Assessment of the Nova Scotia Benefit Building Society which amendment has been referred to the Council for their opinion before passing into law and is as follows - The Treasurer shall return to the City Clerk, within two months after each annual Meeting of July, the name and address (as registered in the Books of the Society) and the amount of stock held by each investor in the N.S. Permanent Benefit Building Society and in Savings Fund - (the said investments from 50 £ and upwards) shall be subject to City Assessment and shall be assessed against the said investors (of 50 £ and upwards).
beg leave to Report

That they regard the proceedings of the House of Assembly in thus referring the amendment to their consideration as an act of courtesy for which they feel bound to express their acknowledgements. That they are gratified to find that the view they take as to the just liabilities of the above named Society to pay a proportion of the City Taxes is confirmed by the decision of the House of Assembly. That the amendment will meet with their concurrence provided it shall be so modified as to obviate the two following objections. First it defers the period when the first assessment shall be levied until within two months after the annual Meeting of the Society that is about six months from this date. Whereas the Council are under the impression that the said Society has already too long enjoyed the privilege of being exempted from taxation seeing that if taxed from its origin it ought by this time to have paid some hundreds of pounds into the City Treasury. Secondly By referring the Council to the individual investors for their proportion of the assessment instead of to the Society as a Corporate Body the amendment departs from the usual practice with regard to Joint Stock Companies, and will make the law more or less and perhaps altogether inoperative seeing that the investors in the society consist partly of persons living beyond the jurisdiction of the Council and that there is nothing to prevent the whole of them from being so, the consequence of which is that according to the amendment undoubtedly a portion and possibly the

(in February file)

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March 28th
Continued

certain body of the investors will be enabled to avoid the assessment. The Council therefore are unwilling to accept the amendment in its present form but they beg leave to state that it will meet their views if it shall be modified in the following manner.

The Treasurer shall return in writing to the City Clerk annually within two months after the annual Meeting of such Society in July - upon both the names and addresses of each of the investors therein as registered in the Books of the Society and the amount of Stock held by each investor in the N. I. P. B. D. I. S. H.

The borrowing members of such society not to be taxed on their loans therefrom or on the sum paid in by them in discharge thereof and the amounts which shall be assessed on the Non borrowing investors shall be added together and such amount shall be paid by the Treasurer of the Society to the City Treasurer.

The return for the year 1859 shall be made before the first day of May next - and shall be made upon the return of the Stockholders Standing on the Register of the Society at the general Meeting in July last - all such returns to be made at the times specified under penalty of £50 - on the Treasurer of the Society making default therein.

In case of Non-payment the amount of such assessment may be recovered by suit in the name of the City against the Treasurer of the Society like any other Tax.

Respectfully submitted,

(Signed) Charles Cogswell
Chairman

Meeting adjourned
Henry Perry
Mayor

1859
April 4

At a Special Meeting of City Council held this day present His Worship the Mayor Aldermen Hogswell, Lounds, Barnstead, Morrissey, Thompson, King, Wills & Torrissall, Conway, Lenning, Bell and Richey.

The City Council were summoned to take up a communication from Hon Financial Secretary relative to Assessment for Railway Damages the suit of William Carey vs The City and the transaction of other business.

There not being a quorum to transact business Council stands adjourned until tomorrow at Two o'clock -

Henry Taylor
Mayor

April 5th

At an adjourned Meeting of City Council held this day present His Worship the Mayor Aldermen May, Hogswell, Barnstead, Morrissey, Thompson, King, Moir, Wills.

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

Henry Taylor
Mayor

April 8th

At a Special Meeting of City Council summoned this day present His Worship the Mayor Aldermen May, Hogswell, Lounds, Barnstead, Morrissey, Thompson, Torrissall, Conway,

Council were summoned to take up Business of previous summons there being no quorum -

There being no quorum to do business Council stands ipso facto adjourned

Henry Taylor
Mayor

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1859
April 9th

At an adjourned Meeting of City Council held this day present His Worship the Mayor Alderman May, Cogswell, Barnstead, Morrissey, King Moir Mignobitz, Conway, Richey

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

Henry Taylor
Mayor

April 15th

At a Special Meeting of City Council held this day present His Worship the Mayor, Aldermen May, Pugsley, Towns, Barnstead, Twining, Thompson, Moir, Horrocks, Conway, Jennings, Bell and Richey

The City Council were summoned to appoint a City Assessor - to receive report of Superintendent of Streets relative to Street Service matters standing over from previous Meetings - and the transaction of other Business -

Read over proceedings of 21st, 22nd March & 4 & 5 April

Alderman Conway Chairman submits report of Committee of Tenders of April 9th 1859

Alderman Twining Chairman submits report of Committee of City Prison of 4th April 1859 with Tender of Robert Davis for certain alterations on City Prison. On Motion the same is read, received and adopted.

Report Committee City Prison as to R. Davis Tender for alterations on City Prison

Halifax April 1st 1859

Sir
I will make the proposed alterations at the City Prison on the following terms viz

Rebuilding Wall at West end	\$ 15-0-0
Adding 9 feet of Granite to each Chimney	90-0-0
Putting up partitions and altering and fitting doors &c	41-0-0

Charles Twining Esq^r
Chairman Committee
City Prison
&c &c

I am Sir
Your obedient Servant
Signed - Robert Davis

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April 15th
Continued

The Committee recommend the adoption of the tender of
Mr Davis

Signed Charles Twining
Chairman

Letter G. Starr
rel to Drain Hurds Lane

His Worship the Mayor submits
and reads Letter from George Starr Esq relative to the
drain from Hurds Lane passing through his property.

Read Letter of Superintendent
of Streets of 15th October 1858
Streets Office 15th Octr 1858
(Copy)

Report Supt of
Streets rel to
Drain Hurds Lane

The Superintendent of Streets begs
leave to report for the information of His Worship the
Mayor and the City Council.

That to divert the Main Sewer
of Hurds Lane from under Messrs Smith & Harveys Ware
House to their wharf thence to the dock on the South
side of the plank Wharf now building would be more
beneficial for the requirements of a public Sewer. The
declination of the sewer to the Harbour could be made
more uniform - and access could be had to the sewer
to clear or repair, without the inconvenience and delay
usually attendant where the sewers are enclosed with
Buildings.

The Sewer will cost One Hundred pounds
Mr George Starr will pay Twenty five pounds towards
the cost of construction.

Respectfully submitted
Signed James Pollock
Supt of Streets

Read Report of Superintendent
of Streets of 4th April 1859

The Superintendent of Streets
begs leave to report for the information of His Worship
the Mayor and the City Council -

That he has perused
Mr George Starr's letter of 30th March last, and would
respectfully refer the attention of the Council to his
report of 15 Octr last on the subject. copy of which
is enclosed

Respectfully submitted
Signed James Pollock
Supt of Streets