

1862  
March. 3rd.  
Continued -

Had special meeting of the City Council, held this day. Present His Worship the Mayor, alderman, J. M. Lary, Nash, McCulloch, Dunbar, James Duggan, Ackhurst, Eagan, Pallister, Coleman, Tremneman, Leahy, Conway, Jennings, Kaye and Richey.

Read over proceedings of 28th February

His Worship the Mayor hands into the Council Poll tax book for ensuing year.

Bill. Relative to  
Recorder's Salary.

Order of the day is suspended and the Bill relative to recorder's salary taken up. 12 Voting for the same, and 2 against it, and the names being called for they appeared, thus -

For "motion"

against it,

Alderman - Nash,  
Imlay  
Tremneman,  
Coleman,  
Conway  
James Duggan,  
Jennings  
Kaye  
Eagan  
Dunbar,  
Leahy,

Alderman - Ackhurst,  
Pallister,

11

2

The Recorder,

Engrossed and presented to the Legislature for approval. which on being put is passed 13 voting for the same and 1 against it.

Read bill relative to Salary of His Honor -

Bill. to create a  
Stipendiary magistrate

Read Bill to create a Stipendiary magistrate  
1st clause passed at a previous meeting.

Read 2nd clause.

be struck out.

Amendment is made that the 2nd clause be adopted, which on being put is passed 10 voting for the same and 5 against it.

Aldermen Coleman gives notice of reconsideration

Read 3rd clause.

— see next page —



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"Rotation" in 3rd clause be struck out—amendment is introduced that the 3rd clause be ~~introduced~~ erased, which amendment, on being put is lost voting for the same and 11 against, and the names being called for they appeared thus,

For the amendment,

aldermen Nash,  
Richer,  
McKulloch,  
Fremnaman,—

Against it,

aldermen Imlay  
Conway  
Jennings  
Kaye  
Coleman  
Pallister  
Eagan,  
Dunbar,  
Leahy  
James Duggan,  
Ackhurst 11

4

Bill to create a  
Stipendiary magistrate  
Continued

Stipendiary magistrate be assisted by the Recorder, when requested. Which amendment, on being put is lost,

The original motion is next put and passed 11 voting for the same and 4 against it and the names being called for, they appeared, thus,

For the motion

aldermen Fremnaman,  
Imlay,  
Jennings  
Conway  
Kaye  
Coleman  
Pallister  
Eagan,  
James Duggan  
Ackhurst,  
Leahy 11

against it,

aldermen Nash,  
McKulloch,  
Richer,  
Dunbar,

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A motion is next made, that the bill be fairly engrossed and presented to the Legislature for approval,

Introduced,

To which the following amendment is

Resolved that the further consideration of the bill to create a stipendiary magistrate, be deferred for 3 months, moved by alderman James Duggan, seconded by alderman Coleman, which amendment on being put is lost, 5 voting for the same and 10 against it,

See next page—



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The Original motion is then put and passed  
and the names being called for they appeared thus

Bill to create a Stipendiary  
Magistrate continued

For the motion

Against it,

alderman Nash,  
Smiley,  
Fremmaman,  
M. bullock,  
Conway  
Richey  
Jennings  
Kaye  
Pallister,  
Dunbar.

alderman Coleman  
Cagan  
James Duggan,  
Leahy,  
Ackhurst,

10.

5.

Reconsideration,

Alderman James Duggan gives notice of  
Read bill relative to License Law.

Resolution, No 2. introduced instead, Read 1st clause withdrawn and the following

Bill relative to -  
License Law...

No other license than a Shop license shall hereafter be granted, to any person in the City of Halifax, who shall be engaged in any other trade or business than the traffic of intoxicating liquors and no person engaged in such traffic shall expose for sale any goods, wares, Merchandise, or provisions or other thing whatsoever, moved by alderman Richey, seconded by alderman Nash.

is introduced.

To which the following amendment,

Resolved that the bill be returned to the Commissioners for the purpose of adding thereto a Clause which will prohibit the manufacture or importation of spirituous liquors of any kind, whatever in the City of Halifax, moved by alderman Pallister, seconded by alderman Leahy. Which amendment on being put is lost 6 Voting for the same and 7 against it and the names being called for they appeared thus.

For the amendment

Against it,

Alderman James Duggan  
Fremmaman,  
Kaye  
Cagan  
Leahy  
Pallister,

alderman Nash  
Richey  
Smiley  
Conway  
Jennings  
Dunbar  
Ackhurst,

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Continued Reconsideration

Bill relative to  
License Law  
continued

Introduced,

to the License bill imposing a duty on all who sell intoxicating Liquors of any kind whether wholesale or otherwise. moved by alderman Nash seconded by alderman Inlay which on being put is lost 4 voting for the same and 9 against it.

duced

Shop License be erased from the clause and that the clause shall so read as to compel citizens dealing in spirituous Liquors to confine their business to that traffic alone, and will prevent other citizens, Grocers, Dealers in Dry Goods, Hardware, or any other articles whatsoever from taking out a License for dealing in spirituous Liquors. moved by alderman James Duggan, seconded by alderman Ackhurst, 9 voting for the same and 4 against it.

Alderman Pallister gives notice of —  
The following amendment is next.

Be it resolved that a clause be added

The following amendment is next intro-

Resolved that the words other, than a

On motion council adjourn



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Continued -

At a Special meeting of the City Council held this day Present His Worship the Mayor, alderman Smiley, Nash, McCulloch, Dunbar, James Duggan, Ackhurst, Cogan, Trepanman, Conway, Jennings, Kays and Mosher.

Read Over proceedings of 3rd March

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

alderman Conway, Chairman hands in report from Committee of Penders, received -

alderman Ackhurst, Chairman hands in report, from Committee of Public accounts - received -

His Worship the Mayor Submits a list of Paupers in the Poor asylum with statement of expenditure for past year.

also Letter from James Boyd & Sons acknowledging receipt of Payment for hose.

also Communication from Captain Beaumont Royal Engineers relative to entrance to Ordnance Yard

alderman McCulloch hands in report of Committee of Streets relative to extension of Park Street, (with plan)

is next taken up.

Same and 7 against it,

Reconsideration is next taken up.

the same and 7 against it,

-ation is next taken

accounts,

alderman Coleman's Notice of Reconsideration

On motion the same is lost & voting for the

alderman James Duggan's motion. of -

On motion, the same is lost & voting for

alderman Fallister notice of reconsideration

On motion the same is lost,

Read report, of Committee of Public

— Alderman's Office March 7th 1862, —

Report of Committee  
of Public accounts

this day. Present, the Chairman, alderman Nash and Fallister, The following accounts were submitted for examination - viz, -

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Report of Committee  
of Public accounts  
Continued

## Report of Committee of Public accounts

City,

Gordon & Keith,  
W. S. Symonds & Co.  
Temperance Hall Co.

\$ 136. 00

46. 65

22. 00

204. 65

Market Clock,

Gas Company

" " "

49. 65

Fire Department,

S. M. Watson &amp; Co.

8. 44

Phalen &amp; Kelly

10. 00

Geo S. Smither &amp; Co.

2. 85

21. 29

Police

Gas Company

45. 30

Dechamps &amp; Crow.

4. 45

49. 75

Fish Market,

William Murray

" " "

1. 90

City Hospital,

Phalen &amp; Kelly.

" " "

15. 40

\$ 342. 64

The report of Committee of Public  
beg to report that they have examined the above accounts, with the Vouchers  
and find them all correct, and recommend that they be paid.

In reference to the accounts for the  
Various departments of the City, the Committee are of opinion that only a part of a good  
system, is being carried out. The Committee thinks that all accounts for the Expend-  
iture of every dollar, (except, the City prison accounts), should pass through the hands  
of the Committee of Public accounts, otherwise the Council have not that check over  
the different departments that they ought to have, all of which is respectfully  
submitted for the consideration of the Council.

(Signed)

William Ackhurst,  
Chairman,

is introduced,

When the following Resolution was

Resolved that the report of the  
Committee of Public accounts, be adopted, and His Worship the Mayor  
be authorized to draw cheques for the sums therein, moved by alderman Jennings  
seconded by alderman Walsh. Which on being put is passed,

Read report of Committee of Tenders

See next page

Report of Committee of  
Tenders



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## Report of Committee of Tenders

Committee Room Halifax March 10th 1862.

Report of Committee  
of Tenders - Continued

Opened for painting Mayor's Court,

When the following tenders were

No 1 — J. H. Metzler —  
2 " Thomas Walsh —

\$54.00  
42.00

The Tender of J. H. Metzler being the lowest, the Committee would recommend the same be accepted provided that sufficient security be given for the due performance of the work all of which is respectfully submitted

Jeremiah Conway  
Chairman

On motion said report is adopted

Read report of Committee of

Streets Office

February 4th 1862 -

Streets,

Report of Committee  
of Streets

The Committee of Streets in presenting this their first annual report to the City Council have to express their regret that it should have been so long delayed and in explanation may be allowed to state that in the past season the work under their control was continued up to a much later date than in almost any previous season and that it was only brought to a close at that particular portion of the year when the private affairs of the Committee as well as the rest of the business community demanded their almost exclusive attention, the time of the Superintendent was also so much occupied while the works were progressing that the Committee could not reasonably require him to make measurements and prepare statistics for a report,

The Council is aware that £2550 was the amount provided by the estimate of the past year for street purposes and placed at the disposal of the Committee, but out of this amount £1050 had been previously voted away by the Council for the construction of several sewers the balance £1500 was found as the season advanced to be totally insufficient to keep in repair the streets of this too widely extended city, measuring as they do nearly 55 miles in length and a large proportion of which from their rocky nature and the distance they are remote from any available material wherewith to improve them it is found very difficult and expensive to contend with this being the case a further grant of £600. was asked for and obtained by the Committee out of this last grant by order of Council was constructed the 117 Yards of extension of the Dresden Row sewer at a cost of £162 - the balance with about £50 additional overdrawn from the Treasurer has been expended the Council may be inclined to censure this over expenditure but -



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Continued

but the Committee feel bound in their own defence to state that the unfinished state of work ordered, and the numerous calls made upon them for opening up sewers, where the property, of Citizens were suffering from over flow of water. Consequent upon the stoppage of those sewers with some other matters urgently pressed upon them by members of Council as well as Citizens outside rendered this unavoidable and beyond control.

Report of Committee  
of Streets  
Continued

Turning first to the sewers ordered by the Council, the Committee are pleased to be able to report, that they have been pronounced by all who take an interest in those matters as Improvements in the right direction and as judicious expenditure of the Public Monies, the sewer in Dresden Row running through the grounds Philip Letson Esqr and the Roman Catholic Cemetery, 305 Yards in length, being build of brick in the form of a Cylinder with a diameter of 3 feet when extended with it is believed be sufficient to drain the whole of the vast area of ground (Called Spring garden) upon which a city in itself is fast rising, for all time to come, and become the great outlet of a system of Sewerage, which may hereafter be devised for that Locality.

The Sewer in Pleasant Street was one loudly called for, as up to the time of its construction the Citizens frequenting that great thoroughfare, were offended by the stench from, and unsightliness of house drains appearing on the surface, it is 210 Yards in length and cost £180. before noticing any other, the Committee, would remind the Council, that this sewer was granted to the petition of J. J. Sawyer Esqr. and other Citizens residing along Pleasant Street and constructed under Chapter 48. of the local Act of 1860, they would therefore suggest, to the Council the propriety of at once appointing, arbitrators, to assess the proportion which said Citizens are bound to contribute towards its construction. The sewer from Water Street down Hart's Wharf has also been constructed of brick but of much smaller dimensions, than the Dresden Row sewer having only a diameter of 20 inches and the Committee, will here remark, that whenever it is at all practicable it is their Intention in future to confine themselves entirely to this system of Sewerage believing as they do that besides being cheaper it is a decided improvement upon the system hitherto adopted in this City.

The sewer in Victoria Lane was considerably extended towards the Water and in a southerly direction and opened up nearly its entire length, thoroughly cleansed and a great benefit was thus conferred upon the Citizens in that Locality in connection with this sewer, the Committee would refer to the petition of Mrs Fisher referred to them by the Council, they found this Citizen suffering from over flow of water, into her premises, from some old unused sewer and after repeated attempts on the part of the Superintendant to discover its source, which always resulted in expense and disappointment, the Committee entered into an arrangement by which Mrs Fisher in consideration of the sum of Ten pounds, agreed to construct, drains from her own relief and to forego forever in behalf of the property all claims against the City, His Honor the recorder has very kindly drawn up for the Committee a large document setting forth the facts which having been executed by Mrs Fisher is now forwarded to the Council in order that it may go upon the records of the City for reference in all time to come. the Council will not have failed to notice that that the sewers already mentioned are in the south end of the City turning then to the north the Committee report that two extensive and important sewers have



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March 10th - have been constructed, in that portion of the City. One in Creighton Street from  
 - Continued - Leonard Street on the north to empty into Cornwallis Street on the south it is  
 200 yards in length, and cost £155. for one half the cost of this sewer -  
 an assessment, must be made on the owners of Property in its neighbourhood  
 in the same manner as that of Pleasant Street. the other sewer commences  
 in Park Street at east side of Common. runs down Cogswell Street until it -  
 reaches Maynard Street. down which it turns and runs the length of one  
 block until it turns into Falkland Street and runs thence to empty.  
 into the sewer in Gottingen Street. the Committee describe the course of this  
 sewer the more minutely as it differs somewhat considerably from the route  
 which a number of citizens in that end of the city Petitioned to have a sewer  
 made and consequently the Council are not in a position to assess those  
 citizens until the Committee shall have constructed a sewer in accordance  
 with their Petition, which it is proposed to do in the coming season. the  
 Committee were influenced in adopting the route first described for  
 this sewer by the Superintendent as well as by their own judgement. as  
 they considered it would be unwise to throw the surface water together  
 with the drainage of so large a space of ground, down the small and badly  
 constructed sewer which passes the present Garrison Church field on  
 its southern boundary, experience has taught them the wisdom of the  
 calculation then made for. during the last fall the sewer referred to -  
 without water from any new sources actually burst in several places

Report of Committee  
 of Streets - Continued -

A number of sewers of smaller dimensions have been constructed  
 in various parts of the City. One under the street now in course of formation  
 at North Massy (being a continuation of South Street) the extension of this street  
 without the sewer would have implicated great injury to the Roman Catholic  
 Cemetery and at a future day would require one hundred times as much  
 more of the Public money to construct it. the sewer across Studly Road -  
 catching as it does a great part if not all the surface water of that Road  
 and of the adjoining fields and turning it into its proper channels thus  
 saving the Spring garden road and the property along the line thereof from being  
 destroyed, must prove a great benefit and a great saving of expence, against  
 the large Street sewer. if the Council persists in compelling citizens who own  
 property along the line to take advantage of it and connect their house drains  
 there with will have remedied a nuisance which had become unbearable  
 in the heart of the City this sewer was contracted for and awarded to a person  
 who proved unworthy of the leniency shown him by the Committee in not  
 demanding security. was by him greatly delayed and subsequently taken  
 from him and finished by the Superintendent, costing rather more than  
 it otherwise would have done. the sewer in the street immediately above  
 the one just mentioned was also much needed it is 50 yards in length and  
 cost £36. here the owners of property have already made their connections  
 and participated in its advantages and the Committee believe are ready  
 to pay their share as soon as the assessment shall have been made -  
 the sewer in Prince Street William Street, also remedied a nuisance long  
 complained of and improved the appearance of the street, and the  
 Committee suggest that if more cannot be obtained from them the citizens  
 Petitioners for this sewer be called upon to pay at once into the City Treasury  
 the amounts severally promised by them. the sewer across Park Street -  
 receiving -



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Continued - receiving the water from the south west angle of the Citadel which formerly overflowed and destroyed the road leading to the protestant cemetery. must also be the means of effecting a considerable saving in this locality a sewer was also opened up at the corner of Spring garden Road and Birmingham Street enlarged and improved.

Report of Committee  
of Streets - Continued -

Passing now from sewerage to work done on the surface the Committee point with some degree of satisfaction and pleasure to the substantial improvements in the road from Her Majesty's dockyards to Richmond Depot, no less than 900 yards of this principle artery of the City has been put in the most thorough repair on the very best principle known to modern Roadmakers and is now acknowledged to be a first rate road which hitherto was nothing better than bog and almost impossible in park street too Spring Garden Road to Morris Street a much needed and important improvement has been made. the Committee have in view some alterations in the lines of this street to which they will invite the attention of this Council at some future day in Ward 3 from Sackville Street to Duke Street New side walk has been made on the Western side of Argyle Street and the Improvements of the previous year in this locality Continued, thereby placing some four squares of this Ward in perfect order, Barrington Street too in its Centre from St Andrews to St Mary's Church has been thoroughly macadamised and its side walks partly repaired. the Committee are also proud to be able to state that under their management not one single load of the worse than useless material hitherto used in making up the Streets of the City has been allowed to be brought in, nothing but the broken stones from the City Prison, some from the military Prison, at Melville Island. some broken in the City and the sea Gravel from the shores of the basin have been used, the first supplied 1472 Loads of 12 Bushels each or 17660 bushels which have been principally expended in keeping Water Street in good repair from Melville Island 469 Loads of 12 bushels each or 5634 bushels were purchased from Her Majesty's Commissariat Department, at a very low rate and proved the hardest and best material for Streets ever seen in this City, it was expended on Granville Street, a Hollis & Sackville Street. Those Broken in the City amounting to 990 Bushels were also used in Water Street, of the latter for side walks and Streets generally, there have been used 2475 Loads the freight of which gave employment to a number of persons on the borders of our City who but for the employment would have been most of the summer idle the Superintendent and Clerk of Streets have prepared for the Committee the statistics here to annexed which will pretty accurately show the amounts expended for the material used the labour employed and in the various Wards, which it is hoped will give general satisfaction to the alderman, representing them, the Council will also observe that while particular attention was paid to the principle portion or Centre of the City the suburbs were not forgotten, considerable repairs to Culverts and roads were there made, those on the road leading to north west arm, deserve notice on this road there were no less than four Curvats extending not much more than half way across the road rendering it extremely dangerous to life and property particularly at night these have been turned into one of increased size the road widened and rendered safe, before leaving this portion of their report the Committee beg to assure the Council that they have used their very best judgement.



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Judgement, to expend the funds entrusted to them when the requirements seemed greatest, and without desire to favour or prejudice any Ward or locality whatever

## Brick Sidewalk Service.

Report of Committee  
of Streets - Continued -

The Council is aware that the Law under which this service was performed, was acted upon in past year, for a first time, and therefore a new feature in our City street Service and one which taxed the patience and energy and increased the anxiety and labour of the Committee to an extent hitherto unknown, (the Committee venture to say) to City Commissioners or Committee of Streets, the number of Citizens interfered with their various Contending interest, the difficulty in obtaining proper materials together with the other obstacles which usually presents themselves in antagonism to any new undertaking have all tended to render the labour of the Committee in this branch of their duties particularly onerous and disagreeable, persevering however they had the pleasure at the close of the season, of seeing no less than 1581 yards of these sidewalks laid affording to our Citizens the satisfaction of being able to pass through the whole heart or Centre of the City almost without soiling their feet and to Strangers an evidence that our City had become alive to the necessity of keeping pace with the Cities of the neighbouring provinces and of the United States and that in respect of good Sidewalks and Streets as well as splendid Stores and Warehouses, we was no longer to be a byword and a reproach, the amount of valuable materials placed at the disposal of the Committee, by the introduction of Brick sidewalks, have enabled them at a very trifling cost to effect a very great improvement in various parts of the streets, thus Poplar Grove, Bishop, Sackville, Duke and Barrack Streets, have been largely benefitted and improved again, the employment given to the various tradesmen, such as masons, Stone Cutters, Carpenters and others must have largely added to the property of the City, for the Committee think it cannot be denied that when labour is abundant then business of all kinds must be correspondingly increased, the sidewalks thus laid by the Committee, have been laid by at an expense of £1816 viz. for Curbing £613, for Bricks £571, for Labour £632, the two first mentioned sums or £1184, will have to be paid, into the Treasury by the Owners of Property for whom those sidewalks have been laid, for this service the sum of £1000 was borrowed which by the foregoing account will be shown to have been ample and to spare, but as the Committee if allowed by this Honourable Council intend extending these improvements to Water Street in the coming season a much larger amount will have to be borrowed, the Committee felt bound to bring to the notice, of the Council, the handsome and pleasing manner in which the officers in charge of the Royal Engineer department responded to the requisition made upon them by the Committee for materials for sidewalks in front of the properties under their charge and they cannot help contrasting it with the conduct of the Provincial Government who having the care of one of the most beautiful squares in the City and having been among the first called upon have not up to this time, to the knowledge of the Committee made the least effort or shown any disposition to improve the sidewalk around the square,

The Committee desire also, in this report to bear testimony to the manner with which the Superintendant, at all times, attended



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Report of Committee  
of Streets - continued

The sum of £80 was provided in the estimate of last year for naming the streets and numbering anew the houses of the City. it was entrusted to this Committee to make the necessary arrangements, for effecting this much needed and desirable improvement. they have therefore to report that tenders for this service were taken, the work awarded and although somewhat delayed is now being vigorously carried on and it is hoped before the first of May, will be entirely completed.

In conclusion the Committee desire to assure the Council that at the no time during the progress of the work, in connection with the sidewalks was there the least disposition on the part of the Committee to act arbitrarily towards any Citizen or to cause them unnecessary expense but they deemed they would not be acting just to themselves who alone were responsible to the Council, if they allowed any person no matter how high authority to usurp their functions, or interfere in any manner with the duties which had been assigned to them by the Council.

Complaints have been made of those sidewalks and the Committee are free to confess that in some cases the work was not satisfactory they think it but fair to ask a liberal allowance to be made for the difficulties which had to be contended with and surmounted they are conscious of having put forth their best exertions for the welfare of the public and of having devoted more of their time to the supervisions of this great work than could reasonably be expected from them, they therefore crave from the Council indulgence for the past while they trust the experience gained together with the amendment in the law will enable them to prosecute their work in the present year with more pleasure to themselves and more benefit to their fellow citizens.

Respectfully Submitted

(Signed)

Joseph Kaye,  
James Duggan  
John McFulloch

Committee

Various Wards for Streets

Read Statement of Expenditure in the  
Read inventory of Tools on hand -

absence from the City for 3 months.

On motion alderman Kaye has leave of

On motion the Council, Rise