

On motion the Order of the Day is further suspended to enable Alderman Robertson to introduce the following resolution:—

*Resolved*, That an Electric Light be placed at the West end of Green Street.

Moved by Alderman Robertson, seconded by Alderman Lithgow.

On motion of Alderman Rogers, seconded by Alderman Hubley, the same is referred to the City Works Commission for report.

#### ORDER OF THE DAY.

No. 1 "Alderman Hubley's notice of reconsideration of resolution to suspend Simon Cummins from the position of Coal Weigher for one week."

No. 2 "Alderman Adams' notice of reconsideration of resolution re drainage Windsor and Parker Streets," and

No. 3 Alderman Campbell's notice of reconsideration of resolution to transfer a clerk from the City Collector's Office to perform the duties appertaining to the office of Assistant City Clerk," not being moved by the Aldermen giving notice of reconsideration, are severally struck from the Order Paper.

Read No. 4 "Alderman Rogers' notice of reconsideration of resolution appointing James Laidlaw, Assistant City Clerk". Moved by Alderman Rogers, seconded by Alderman Lithgow, that said matter be now reconsidered. Motion passed.

Read report from Committee Duties of Civic Officials submitted this meeting recommending that Mr. Rhind be appointed Assistant City Clerk, at a salary of \$800.00 per annum, and that the issuing of licenses be transferred from City Collector's Office to the City Clerk's Office.

#### DUTIES OF OFFICIALS—CITY CLERK'S OFFICE.

*To the Mayor and Members of the City Council:*

Your Committee beg to report that, Mr. Laidlaw having stated his inability to fill the office of Assistant City Clerk, they beg to further recommend that Mr. Rhind be appointed to the position; and that the issuing of licenses be also transferred from the City Collector's Office to the City Clerk's Office.

Salary of \$800. per annum.

A. B. CROSBY, *Chairman*.  
J. M. GELDERT,  
C. W. HAYWARD.

Moved by Alderman Hubley, seconded by Alderman Hayward, that said report be adopted.

Motion put and passed, 11 voting for the same and 3 against it. Names being called for, there appeared:

For the Motion.

Aldermen Lithgow, Barry, Taylor,  
Hubley, Ryan, Cawsey,  
Martin, Rogers, Adams,  
Hayward, Hawkins.—11.

Against it.

Aldermen Robertson,  
Campbell,  
Mahony.—3.

Alderman Hubley submits a notice of motion in *re* the Office of License Inspector.

*Whereas*, at the last meeting of this Council, held Sept. 25th, the License Inspector was instructed to make a certain report, and has failed to do so ;

*Therefore resolved*, that the License Inspector be instructed to report, in compliance with the resolution of the Council, at the Mayor's Office, on or before November 10th inst., failing to do so, His Worship the Mayor is hereby instructed to suspend the License Inspector from duty until such time as he make a report.

Alderman Lithgow asks for the opinion of his His Honor the Recorder as to whether the City Council has power to dismiss the License Inspector.

The Recorder states that he will submit his opinion to the Council in writing at the meeting to be held on Monday evening next.

Alderman Adams submits a notice of motion in *re* term of office of Aldermen appointed as members of the Exhibition Commission to cease when they cease to be Aldermen.

*Resolved*, That hereafter any member of this Council appointed to the Exhibition Commission, his term of office shall cease from such Commission when he ceases to be a member of the Council, and that the Recorder have the Law changed in accordance with this resolution.

Moved by Alderman MacIlreith, seconded by Alderman Robertson, that the Order of the Day be further suspended to permit Alderman MacIlreith to introduce a resolution. Motion passed.

The following resolution is now read:—

*Whereas*, It is the opinion of this Council that it is desirable in order to promote the success of the Nova Scotia Provincial Exhibition, that this Council should nominate as their representative a prominent manufacturer.

*Therefore resolved*, That this Council do now proceed to fill the vacancy in the City's representation by appointing a manufacturer and a person outside of this Council thereto.

Moved by Alderman MacIlreith seconded by Alderman Cawsey and being put is passed, Names being called for, there appeared :

For the resolution.

Aldermen Robertson, MacIlreith,  
Campbell, Taylor, Mahoney,  
Cawsey, Martin, Rogers,  
Hayward,—9.

Against it.

Aldermen Barry, Hubley,  
Ryan,  
Hawkins,—4.

The Council now proceed to appoint a member of the Exhibition Commission in place of Ex-Alderman Lane, whose term of office expired this day, and Messrs. W. J. Clayton and James Dempster were nominated.

At request of Alderman Hubley and on motion of Alderman MacIlreith, seconded by Alderman Robertson, Alderman Hubley was excused from voting.

On the vote being taken, there appeared:

For W. J. Clayton.

For James Dempster.

Aldermen Robertson, MacIlreith,  
Campbell, Barry, Taylor,  
Mahoney, Ryan.—7.

Aldermen Cawsey, Martin  
Rogers, Hayward,  
Hawkins.—5.

His Worship the Mayor declares Mr. W. J. Clayton duly appointed a member of the Exhibition Commission.

The Council now proceed to the appointment of two School Commissioners in place of Ex-Alderman Geo. Musgrave (resigned) and Ex-Alderman Thomas Mitchell (term of office expired.)

Alderman Rogers was nominated by Alderman Martin and Alderman Cawsey.

Alderman Taylor was nominated by Alderman MacIlreith and Alderman Campbell.

There being no other nominations, His Wcrship the Mayor declared Alderman Rogers and Alderman Taylor duly elected School Commissioners.

Moved by Alderman Robertson, seconded by Alderman Hayward, that the Council adjourn. Motion passed.

Council adjourns 11.05 o'clock.

*Handwritten scribbles:*  
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## EVENING SESSION.

8.10 o'clock.

NOVEMBER 3RD, 1902.

A meeting of the City Council was held this evening.

At the above hour, the roll being called, there were present: His Worship the Mayor and Aldermen Taylor, Lamphier, Hubley, Spry, Adams, Rogers, Martin, Campbell, Robertson, Geldert, MacIreith, Barry, Mahoney, Lithgow and Cawsey.

The meeting was called to deal with the subject of the proposed new Library Building, to proceed with business standing over and the transaction of other business.

Alderman MacIreith, Chairman, submits a report from the Committee on Laws and Privileges re early closing of shops, covering draft ordinance.

His Worship the Mayor submits the following papers:

Report City Engineer on water extension Roome Street.

Report City Engineer on plan of James Coolen's house, Lockman Street.

Recorder's opinion in re office of License Inspector.

There being a large number of citizens present His Worship the Mayor announced to them and to the members of the Council that the special purpose of the meeting was to deal with the subject of the proposed new library building.

His Worship the Mayor invited Ex-Mayor Mackintosh, Chairman of the Joint Committee on proposed new library, to a seat beside His Worship, which invitation was accepted.

The Council proceeded with the consideration of the subject for which the meeting was specially called.

Moved by Alderman Rogers, seconded by Alderman Adams, that during the first hour of the meeting the citizens be permitted to discuss at large, pro and con., the subject before the meeting. Motion passed, 8 voting for and 7 against it. Names being called for there appeared:

For the Motion.

Aldermen Lithgow, Spry,  
Mahoney, Lamphier,  
Martin, Rogers, Adams,  
Hubley.—8.

Against it.

Aldermen Geldert, Robertson,  
MacIreith, Barry,  
Campbell, Taylor,  
Cawsey.—7.

Mr. Mackintosh addressed the Council and by permission asked the Recorder's opinion as to whether it is now in the power of the City Council to refuse to accept the gift offered by Mr. Carnegie.

The Recorder said the Council had resolved to accept Mr. Carnegie's gift and made a certain guarantee under the seal of the City. This operated as a contract between the City and Mr. Carnegie. The City cannot recede from this contract without the consent of Mr. Carnegie.

Alderman Rogers asked the Recorder's opinion as to whether in the event of the City failing to contribute the amount guaranteed for the maintenance of the proposed new library, in any year, the building would revert to Mr. Carnegie.

The Recorder replied, "No, the building would be a part of real estate owned by the City and could not be taken."

Aldermen Hawkins and Hayward take their seats in Council.

Mr. J. R. Lithgow addressed the Council opposing the guarantee of \$7,000.00 a year for maintenance of the Library.

Rev. W. J. Armitage, Geo. S. Campbell, W. J. Clayton, I. H. Mathers, Col. McShane and R. E. Harris addressed the meeting in favor of the proposed new building, but opposing the selection of the Grand Parade as the site.

The following resolution is now introduced:

*Resolved*, That this Council fix the site of the new Library and that the same be built on Victoria Park in this City; but with the distinct understanding that said site shall remain the property of the City and the building thereon; and that the Recorder apply to the Legislature for an act to enable said building to be erected on said site; and that a copy of this resolution be sent to Mr. Carnegie.

Moved by Alderman Campbell, seconded by Alderman MacIlreith and passed, 9 voting for the same and 8 against it. Names being called for, there appeared:

For the Resolution.

Aldermen Geldert, Lithgow,  
Robertson, MacIlreith,  
Campbell, Barry, Taylor,  
Spry, Mahoney—9.

Against it.

Aldermen Lamphier, Hubley,  
Cawsey, Martin,  
Rogers, Hayward,  
Adams, Hawkins—8.

Alderman Hubley gives notice of reconsideration.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that the Order of the Day be suspended to read the papers submitted. Motion passed.

Read report of City Engineer on petition of James Leitch re Water Service, Roome Street.

## WATER EXTENSION ROOME STREET.

City Engineer's Office, November 3rd, 1902.

*His Worship the Mayor:*

SIR,—I beg to report on the accompanying petition from James Leitch, asking that the high service pipe on Roome Street be extended to his property to replace the low service at present supplying him.

Mr. Leitch's property is on the corner of Albert and Roome Streets. The low service system will supply, when working properly, up to Albert Street; above that the elevation is too high and the houses are being supplied from the high service main. The high service pipe is within about one hundred feet of Mr. Leitch's service pipe. The supply to houses on the corner of Albert Street is not at all times perfectly satisfactory; but they can obtain a supply for all domestic purposes. When the Sugar Refinery remodel their system of obtaining water from the City main, at the first of May I think there is no doubt that the service to Mr. Leitch and others similarly situated, will be much improved. I must strongly protest against letting down the high service into the low service district. We should strive by all means in our power to contract the high service rather than to expand it. It is inefficient at best, and the lower the draft from it the greater the reduction in pressure in other parts of the system. Mr. Leitch is not without water; but is able to get more water from the low service system than those on the higher levels of the high service get from that system. It would be a most dangerous precedent to establish and one that I sincerely hope the Council will not entertain for one moment. The fire hydrants should be connected with the high service; but I urgently recommend that the prayer of the petition should not be granted. If granted to Mr. Leitch there is no reason for not granting it to the owner of the next house and so on down the hill.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that the report be adopted.

Moved in amendment by Alderman Hawkins, seconded by Alderman Adams, that the prayer of the petition be granted. Motion passed.

Read opinion of His Honor the Recorder on the power of the Council to dismiss the License Inspector.

## POWER TO DISMISS LICENSE INSPECTOR.

Recorder's Office, City Hall, November 3, 1902.

*His Worship the Mayor and City Council:*

GENTLEMEN,—I have been requested to report to the Council whether it has power to dismiss the License Inspector.

All the liquor license acts and their amendments contain an express clause enabling the City Council to dismiss the Inspector of License for cause shown by a majority vote of the Council at a meeting called for that purpose, the removal to be subject to the approval of the Lieutenant-Governor-in-Council. That clause in the Acts continued until 1900, when it was repealed and a clause inserted instead providing that he should hold office for one year only unless re-appointed or until his successor was appointed; and by the Act of 1901 a special clause was inserted as regards the Inspector of License for the City vacating his office whereby he should thereafter hold it for one year from the date of his appointment.

It is singular that while all the previous Acts expressly gave power to the Council to dismiss no provision was made in the Act of 1900 or 1901; but it clearly was the intention of the Legislature in the previous Acts to vest the power in the Council to dismiss. Suppose that the Inspector of License wilfully refuses to perform the duties imposed

upon him by the Act and does nothing whatever to enforce its provisions, is there no power to remove him? There is a general principle of law that where an Act is silent as regards the dismissal of an officer, the party appointing has the power to remove, and looking at the scope of the Liquor License Act and, acting upon that principle, I am of opinion that the City Council has the power to dismiss the Inspector of License, but it can only be done for cause and after due notice to him of the nature of the charge and a hearing upon which the Council can act.

Respectfully submitted,

W. F. MACCOY, *City Recorder.*

Moved by Alderman Hubley, seconded by Alderman Hawkins, that No. 11 on the Order of the day be now taken up. Motion passed.

Read No. 11, viz: Alderman Hubley's notice of motion *in re* on the Office of License Inspector.

The following resolution is now read:—

*Whereas*, At the meeting of this Council, held September 25th, the License Inspector was instructed to make a certain report, and has failed to do so;

*Therefore Resolved*, That the License Inspector be instructed to report in compliance with the resolution of the Council at the Mayor's office on or before November 10th, inst.; failing to do so, His Worship the Mayor is hereby instructed to suspend the License Inspector from duty until such time as he makes a report.

Moved by Alderman Hubley, seconded by Alderman Taylor, and passed.

Read report City Engineer on plan of house for James Coolen, corner Lockman and Gray Streets.

#### HOUSE LOCKMAN STREET.

City Engineer's Office, November 3rd, 1902.

*His Worship the Mayor:*

SIR,—The lot on the north east corner of Gray and Lockman Streets was sold to Mr. James Coolin with the provision that any building erected on it must be subject to the approval of the City Council. Mr. Coolin has submitted the accompanying plan for approval. The method of constructing the chimney does not comply with the law; otherwise the design is not objectionable, and I would recommend that the plan be approved provided the chimney is constructed in accordance with the law.

Respectfully submitted

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Rogers, seconded by Alderman Hayward, that said report be adopted. Motion passed.

Read report Committee on Laws and Privileges re Early Closing of Shops, covering an Ordinance entitled, "An Ordinance respecting the early closing of shops in the City of Halifax."

## EARLY CLOSING OF SHOPS.

City Hall October, 23rd, 1902.

*His Worship the Mayor and City Council:*

GENTLEMEN.—Your committee on Laws and Privileges have had under consideration petitions from the proprietors of boot and shoe shops, tailoring and clothing shops, book-sellers' and stationers' shops, carpet and house-furnishing shops, men's clothing and and furnishing shops and hat shops within the City of Halifax. These petitions being found to conform with the terms of the Early Closing Act passed at last session of the Legislature, and having the certificates of the assessors to the effect that the respective petitions had the required number of names attached thereto, the Recorder was asked to prepare an ordinance in compliance with the Act, and the prayers of the respective petitions, which he did, and which ordinance is submitted herewith.

All of which is respectively submitted,

R. T. MACILREITH, *Chairman.*

Said ordinance is now read a first time.

Moved by Alderman Campbell, seconded by Alderman Robertson, that said ordinance be now read a second time. Motion passed.

Said ordinance is now read a second time.

Moved by Alderman Robertson, seconded by Alderman Spry, that the Council adjourn. Motion passed.

Council adjourns 10.55 o'clock.



NOVEMBER 17TH 1902.

## EVENING SESSION.

8.10 o'clock.

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NOVEMBER 17TH 1902.

A meeting of the City Council was held this evening.

At the above hour, the roll being called, there were present: His Worship the Mayor and Aldermen Lamphier, Hubley, Cawsey, Martin Rogers, Hawkins, Hayward, Spry and Adams.

Moved by Alderman Hawkins, seconded by Alderman Adams, that the time for meeting be extended till 8.30 o'clock. Motion passed.

8.30 roll called. Present the above named, together with Aldermen Geldert, Robertson, MacIlreith, Barry, Campbell and Mahoney.

The meeting was called to deal with notice of reconsideration of resolution fixing Victoria Park as the site for the new Library Building, to proceed with business standing over and the transaction of other business.

Alderman Adams submits a report from the City Prison Committee.

His Worship the Mayor submits the following papers;

Six reports City Works Commission, viz.:

Parker Street sewer.

Albert Street water extension.

Tender for stone for stone crusher.

Street lights.

Kline's account for granite.

Accounts.

City Engineer's report *re* house Young Avenue.

Petition of Police Force for an increase of pay.

Application of R. F. Wade for the position of coal weigher.

Report License Inspector in *re* absence from city and number of cases prosecuted.

Petition for a light corner Harvard and Duncan Streets.

Application of John R. Turner for auctioneer's license.

Resolutions of public meetings held in St. Patrick's Hall and Victoria Hall in *re* Public Library.

Letter Houldsworth & Co. *re* fire protection proposed new Library.

Monthly returns of City Collector and City Treasurer for October.

Moved by Alderman Martin, seconded by Alderman Cawsey, that the Order of the Day be suspended to permit the reading of the papers submitted. Motion passed.

Read report City Works Commission recommending accounts for payment.

CITY WORKS DEPARTMENT ACCOUNTS.

City Works Office, November 17th, 1902.

*To Members of City Council:*

GENTLEMEN,—At a meeting of the Works Commission held this day, the following accounts, as per bills attached, were examined, found correct and recommended for payment.

Water construction, \$703.70; water maintenance, \$178.33; street lighting, \$1195.65; city property, \$129.12; streets, \$170.40; sewerage, \$146.13; telephones, \$115.61; teams and stables, \$93.74; City Hall lighting, \$69.98; internal health, \$1.98. Total \$2804.64.

Respectfully submitted,

A. B. CROSBY, *Mayor and Chairman.*

Moved by Alderman Rogers, seconded by Alderman Adams, that said report be adopted and His Worship the Mayor authorized to pay the accounts therein referred to. Motion passed.

Read report City Works Commission *re* tenders for stone.

TENDER FOR STONE,

City Works Office, November 17th, 1902.

*To the Members of the City Council:*

GENTLEMEN,—At a meeting of the Works Commission held this day the tender of James and Charles Weaver, Alfred Nicholson and Charles Pickrem to furnish stone for the stone shed on Young Street for (1 $\frac{3}{4}$ ) one and three-quarter cents per bushel was, on motion, recommended for acceptance.

Respectfully submitted,

A. B. CROSBY, *Mayor and Chairman.*

Moved by Alderman Rogers, seconded by Alderman Adams, that said report be adopted. Motion passed.

Read report City Works Commission *re* Parker Street sewer.

PARKER STREET SEWER.

City Works Office, November 17th, 1902.

*To the Members of the City Council:*

GENTLEMEN,—At a meeting of the Works Commission, held this day, the urgent necessity for the immediate construction of the Parker Street sewer was laid before them, when it was decided to ask the Council to grant authority for same.

Respectfully submitted,

A. B. CROSBY, *Mayor and Chairman.*

Moved by Alderman Rogers, seconded by Alderman Adams, that said report be adopted. Motion passed.

Read petition from James Downie *et al* for an electric light on the corner of Duncan and Harvard Streets.

Referred to the City Works Commission for report.

Read application of John R. Turner for an auctioneer's license.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the license be granted.

Moved in amendment by Alderman Hubley, seconded by Alderman Martin, that the application be referred to the Committee on Laws and Privileges for report. Amendment put and passed.

Read petition of Police Sergeants and men for an increase of pay.

Moved by Alderman Martin, seconded by Alderman Adams, that the petition be referred to the Police Commission for report. Motion passed.

Read report License Inspector in re absence from the City and as to the number of Liquor License Act violation cases prosecuted.

#### REPORT LICENSE INSPECTOR.

Nov. 10th, 1902.

*To His Worship the Mayor and Council of the City of Halifax:*

GENTLEMEN,—In accordance with your resolution, dated the 25th of September, requesting the Inspector to report at the next meeting of the City Council giving the dates and number of days since the first day of May last that he had been absent from the City, and by whom the duties of the office (if any) were discharged during his absence, permit me first to say that at this time of the year I am busy in the office attending to applications for license for the incoming license year, and if this report could have been delayed until the close of my term of office I would have been in a better position to deal more fully with this resolution as well as with other matters that I wish to refer to.

I now respectfully state that I have never kept any account of the days that I was absent from the City and I am certain that there is nothing in the Act that requires it to be done. When absenting myself from the office I always chose times when there were no duties to be discharged. As you are aware, the license year commences on the 16th March, so that during the time named in your resolution, from the first of May, little work is to be done in the office or in connection therewith, being the time of year when a great many people who would otherwise spend their time about hotels and liquor stores, are either away in the country or occupying their time with out-door amusements.

The said resolution further resolved that "He inform the Council of the number of cases reported by him and prosecuted for violations of the Liquor License Act since the above date." I beg to state that I prosecuted twenty-three persons for violations of the said Act, the evidence in nearly all the cases being furnished by different members of the Police Force, and in the majority of cases in which convictions were obtained the parties pleaded guilty and thus avoided trial. There are a great many people who are honest and truthful in other matters, yet when it comes to a liquor trial, take great risks, and for that reason I have for the past two years tried by every possible legitimate means to secure convictions without contested trials. I feel satisfied that by having done so better results have been achieved.

I have the honor to be, Sirs,

Your obedient servant,

H. HAVELock BANKS, *License Inspector.*

Moved by Alderman Hubley, seconded by Alderman Hawkins, that the report be filed. Motion passed.

Read report City Prison Committee *re* accounts.

#### CITY PRISON ACCOUNTS.

November 17th, 1902.

At a meeting of the City Prison Committee, held this day, the following accounts were passed and recommended for payment, viz.:

Black & Flinn, \$1.85; W. D. Irwin, \$11.55; James Shand, \$14.00; C. Upham, \$44.71; Dominion Molasses Co., \$30.36; J. A. Leaman & Co., \$7.20. Total \$109.67.  
JAMES ADAMS, *Chairman*.

The following resolution is introduced:

*Resolved*, That the report of the City Prison Committee be received and adopted and His Worship the Mayor authorized to sign warrants for payment of the accounts.

Moved by Alderman Adams, seconded by Alderman Cawsey, and passed.

Read report City Engineer *re* house Young Avenue.

#### HOUSE YOUNG AVENUE.

City Engineers Office, November 17th, 1902.

*His Worship the Mayor:*

SIR,—I beg to submit herewith plans and specifications for a building to be erected by Mr. G. S. Campbell on the east side of Young Avenue, on property purchased from the Bank of Nova Scotia south of Atlantic Street, in accordance with Chapter 28, of the Acts of 1896, and amendments thereof. The building is to be erected more than forty feet from the street line; it is to be constructed of wood; used as a residence; and will cost not less than \$5,000.00. I believe it is the intention to comply with the Act in every particular, and I therefore recommend that the Council approve of the plans and specification, and that the City Engineer be authorized and instructed to endorse said approval upon the plans and specification submitted herewith.

Respectfully submitted,

F. W. W. DOANE, *City Engineer*.

Moved by Alderman Martin, seconded by Alderman Hayward, that the report be adopted. Motion passed.

Read report City Works Commission covering report City Engineer *re* water extension Albert Street.

#### WATER EXTENSION ALBERT STREET.

City Works Office, November 17th, 1902.

*To the Members of the City Council:*

GENTLEMEN,—At a meeting of the Works Commission, held this day, the attached report of the City Engineer, *re* Water Extension Albert Street, was read and ordered to be sent to City Council.

Respectfully submitted,

A. B. CROSBY, *Mayor and Chairman*.

City Engineer's Office, November 17th, 1902.

*His Worship the Mayor :*

SIR,—In accordance with the accompanying resolution of Council, I beg to report on petition attached hereto, asking for an extension of the high service, from the high service main on Roome Street along Albert Street to Duffus Street, connecting there with the low service pipe in Duffus Street.

The estimated cost of extending the pipe is \$635.00, the interest on which at 5 per cent. would be \$31.75. There will be no additional revenue to meet this outlay. The proposal of the petitioners is to extend the high service system into the low service district on the lower end of Duffus Street, the block extending from Albert Street to Campbell Road. This proposition cannot be opposed too strongly. If the Council were to make such extensions as asked for, it could only have one result—the ruination of the high service system. The letting down of the water to the lower levels supplied now by the low service, must entirely destroy the pressure on the upper parts of the high service and prevent the water from reaching those districts at all. The Council is aware that the supply is very poor in those districts already, and it will be utterly impossible during the coming winter to give them any supply at all if the request of the petitioners is granted. The street through which the extension would be made has not been graded and the pipe must be laid so that it would be at the proper grade, exposing it to the action of the frost, resulting in the freezing and bursting of the main. Further, the extension without revenue equal to the interest on the outlay, is contrary to the laws already approved by the Council and in direct opposition to their settled policy. The Council have already taken steps to improve the condition of the low service supply in Duffus Street and adjacent streets, similarly supplied, by notifying the Sugar Refinery that after the first of May they must obtain their supply by some method that will not reduce the pressure as it does at present. When this is done there is no doubt that the supply on Duffus Street and other streets in the neighborhood will be satisfactory. Under the circumstances, I trust the Council will not entertain the proposition for one moment. I cannot urge too strongly the objections to such an extension as proposed, and I cannot believe that the Council would vote to carry out work which must surely destroy the service to many property owners who are now receiving it. I would strongly recommend that the extension should not be made.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Campbell, seconded by Alderman MacIlreith, that the report be adopted. Motion passed.

Read Report City Works Commission covering Report City Engineer *re* Street Lights.

## STREET LIGHTS.

City Works Office, November 17th, 1902.

*To the Members of the City Council :*

GENTLEMEN,—At a meeting of the Works Commission held this day it was decided to recommend the following street lights, in accordance with City Engineer's report :

West end of Green Street ; Jubilee Road, between Robie and Preston Streets, and North Park Street, between Bell Road and Cogswell Street.

Respectfully submitted,

A. E. CROSBY, *Mayor and Chairman.*

City Engineer's Office, November 10, 1902.

*His Worship the Mayor :*

SIR,—I beg to report on the accompanying petition and resolution asking for street lights :

Green Street is at present poorly lighted, and that portion of it at the dumps is at times dangerous. I would recommend that a light be placed on the last pole west on Green Street.

On Jubilee Road there is no light between Robie Street and Preston Street and I would recommend that a light be placed about half-way between these two blocks.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman MacIlreith, seconded by Alderman Robertson, that the report be adopted. Motion passed.

Read Report of City Works Commission *re* account of John Kline for price of granite for Parade Fountain.

GRANITE FOR FOUNTAIN ON PARADE.—KLINE'S ACCOUNT.

City Works Office, November 17, 1902.

*To the Members of the City Council :*

GENTLEMEN,—At a meeting of the Works Commission, held this day, it was decided to recommend that the report of the Committee on Public Accounts *re* account of John Kline for price of Granite for Fountain on Grand Parade be amended to read from "Water Maintenance," instead of City Property, as there are not sufficient funds in that service to pay same.

Respectfully submitted,

A. B. CROSBY, *Mayor and Chairman.*

Moved by Alderman MacIlreith, seconded by Alderman Adams, that the report be adopted and the account paid as recommended, Motion passed.

Read application of Richard F. Wade for position as Coal Weigher. Filed.

Read Monthly Cash Statements of City Collector and City Treasurer for October. Filed.

On motion the City Works Commission was requested to report on the placing of electric lights as follows :

Edward Street, between Coburg and Jubilee Roads; corner Russell and Gottingen Streets; Grafton Park, and corner Albert and Richmond Streets.

Read letter of J. S. Hubley, Chairman, and E. Sullivan, Secretary covering copy of a resolution in *re* proposed new Library Building and, site passed at a public meeting held in Victoria Hall, November 14th inst.

HALIFAX, N. S., November 15, 1902.

*His Worship the Mayor :*

SIR,—At a meeting of influential Rate Payers of the City, held in Victoria Hall, Friday evening, November 14th, the enclosed resolution was adopted and ordered to be sent to the Mayor for the information of the City Council.

We have the honor to be,

Your obedient servants,

J. S. HUBLEY, *Chairman.*

E. SULLIVAN, *Secretary.*

*Whereas*, There is much diversity of opinion among the ratepayers and other citizens of Halifax as to the necessity (and consequently the advisability at present) of increasing the Public Library accommodation beyond the ordinary increase which from year to year is inevitable;

*And Whereas*, the site selected by the City Council for the proposed New Library is one that cannot under any circumstances meet with general approval, which is clearly demonstrated by the fact that it was adopted by a vote less than a clear majority of the Council made up of representatives of the three southern wards of the City, thus evincing a very undesirable sectional feeling which, if persisted in, must ultimately be harmful to the City and injuriously affect its interests;

*And Whereas*, it is absolutely necessary that such important questions as a New Library and a suitable site therefore should not hastily be decided, but should be deliberately considered in the light of the wishes of the people;

*Therefore Resolved*, that the City Council be respectfully requested to reconsider so far as possible the action it has taken with reference to a New Library and a site therefor until the voters of the City have had an opportunity to vote on questions to the following effect:

1.—Are you in favor of a new Public Library ?

2.—Do you (in case a Library is decided upon) favor as a site one of our few public spaces or the appropriation of a site at a fair market price ?

*And Resolved*, That the City Council be asked to submit to the Legislature an Act to provide the necessary machinery to have the vote herein asked for taken at the next annual civic election, it being understood that the Council shall abide by the decision of the majority voting on the question submitted.

Also read letter James Dempster, Chairman, and James G. Jamieson, Secretary, covering a similar resolution passed at a public meeting held in St. Patrick's Hall, November 13th, inst.

HALIFAX, N. S. November 14, 1902.

*To His Worship the Mayor:*

SIR,—At a meeting of representative ratepayers held in St. Patrick's Hall on Thursday evening, November 13th instant, the enclosed resolution was adopted and ordered to be sent to Your Worship for the information of the City Council.

Yours respectfully,

JAMES DEMPSTER, *Chairman.*  
JAS. A. JAMIESON, SR., *Secretary.*

Also read letter Houldsworth & Co., *re* fire protection for proposed new Library Building.

Moved by Alderman Hubley, seconded by Alderman Adams, that the same be considered with Number One on Order of the Day. Motion passed.

#### ORDER OF THE DAY.

No. 1. Alderman Hubley's notice of reconsideration of resolution fixing Victoria Park as the site for the new Library Building.

Alderman Geldert asked for the opinion of His Honor the Recorder as to whether the Council can legally reconsider the resolution fixing the site for the Library Building, a copy of which was forwarded to Mr. Carnegie.

The Recorder stated as his opinion that, the Council having fixed the site and notified Mr. Carnegie to that effect, the matter was closed. The notice of reconsideration did not affect the contract made with Mr. Carnegie, as no stay of proceedings had been ordered.

Moved by Alderman Hubley, seconded by Alderman Martin, that the resolution passed at last meeting fixing Victoria Park as the site for the proposed Library Building be now reconsidered.

His Worship the Mayor stated that he was governed by the opinion of the Recorder that the resolution was out of order.

Alderman Hubley asked for the Recorder's opinion in writing.

The Recorder stated he would furnish the Council with his opinion in writing.

The following resolution is now introduced :—

*Resolved*, That His Honor the Recorder's verbal opinion against taking up Number One on the Order Paper be not concurred in.

Moved by Alderman Hubley, seconded by Alderman Martin, and passed, 9 voting for and 6 against it.

Names being called for, there appeared :

For the Resolution.	Against It.
Aldermen Mahoney, Lamphier, Hubley, Cawsey, Martin, Rogers, Adams, Hayward, Hawkins—9.	Aldermen Geldert, Robertson, MacIlreith, Campbell, Barry, Spry—6.

Alderman Hubley again moved, seconded by Alderman Martin, the original motion, that the action taken by the Council at the last meeting fixing the Library site be now reconsidered.

Alderman MacIlreith, rising to a point of order, objected to the motion being received or put on the ground that the motion is illegal in view of the opinion expressed by the Recorder.

The motion being put is passed, 9 voting for the same and 6 against it.

Names being called for, there appeared :—

For the Motion.	Against it.
Aldermen Mahoney, Lamphier, Hubley, Cawsey, Martin, Rogers, Adams, Hayward, Hawkins.—9	Alderman Geldert, Robertson, MacIlreith, Campbell, Barry, Spry.—6.

The resolution passed at last meeting fixing Victoria Park as the site for the Library is now read.

Moved by Alderman Hubley, seconded by Alderman Martin, that the fixing of the site for the Library be for the present deferred. Motion passed, 9 voting for the same and 6 against it. Names being asked for there appeared:

For the Motion.	Against it.
Aldermen Mahoney, Lamphier, Hubley, Cawsey, Martin, Rogers, Adams, Hayward, Hawkins.—9.	Aldermen Geldert, Robertson, MacIlreith, Campbell, Barry, Spry.—6



Alderman Adams submits the following resolution:

*Resolved*, That the resolution of the Council passed April 7th, 1902, accepting Mr. Carnegie's offer of \$75,000 for a new Public Library be and is hereby rescinded.

The same is seconded by Alderman Martin and read.

Alderman Campbell rising to a point of order objected to the resolution being put or received except as a notice of motion.

His Worship the Mayor ruled the resolution out of order.

Alderman Hubley, seconded by Alderman Martin, moved for an appeal to the Council from the ruling of the chair:

The City Clerk put the question "Shall the decision of the chair be sustained?"

On the vote being taken there appeared:

To Sustain the Ruling  
of the Chair.

Contrary.

Aldermen Geldert, Robertson,  
MacIlreith, Campbell,  
Barry, Spry,  
Mahoney.—7.

Aldermen Lamphier, Hubley,  
Cawsey, Martin, Rogers,  
Adams, Hayward,  
Hawkins.—8.

The City Clerk declared the decision of the chair not sustained.

The original resolution to rescind the resolution accepting Mr. Carnegie's gift is now put and passed, 9 voting for and 6 against it.

Names being taken appeared:

For the Resolution.

Against it.

Aldermen Mahoney, Lamphier,  
Hubley, Cawsey,  
Martin, Rogers, Adams,  
Hayward, Hawkins.—9.

Aldermen Geldert, Robertson,  
MacIlreith, Campbell,  
Barry, Spry.—6.

Alderman Geldert gives notice of reconsideration.

Alderman Geldert also gives notice of reconsideration of the resolution passed at this meeting by which it was decided to reconsider the resolution passed at last meeting fixing the site for the Library.

The following resolution is now introduced:

*Resolved*, That a copy of the resolution rescinding the acceptance of his \$75,000 for a Library be forwarded to Mr. Carnegie.

Moved by Alderman Martin, seconded by Alderman Hubley, and being put is passed, 9 voting for the resolution and 6 against it, as below:—

For the Resolution.

Against it.

Aldermen Mahoney, Lamphier,  
Hubley, Cawsey,  
Martin, Rogers, Adams,  
Hayward, Hawkins.—9.

Aldermen Geldert, Barry,  
Robertson, Spry,  
MacIlreith,  
Campbell.—6.

The following resolution is now introduced :

*Resolved*, That further proceedings under resolution to rescind resolution accepting Carnegie's gift be stayed until the next meeting of Council.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, and passed, 8 voting for the same and 7 against it, as follows:

For the resolution.	Against it.
Aldermen Geldert, Robertson, MacIlreith, Campbell, Barry, Spry, Cawsey, Rogers—8.	Aldermen Mahoney, Martin, Lamphier, Hubley, Adams, Hawkins, Hayward.—7.

Alderman Hubley submits a notice of motion that Legislation be applied for with the view of taking a plebiscite on questions to the following effect:

- 1.—Are you in favor of a new Public Library ?
- 2.—Do you (in case a Library is decided upon) favor as a site one of our few public spaces or the expropriation of a site at a fair market price ?

#### PLEBISCITE ON LIBRARY QUESTION.

*Whereas*, There is much diversity of opinion among the ratepayers and other citizens of Halifax, as to the necessity (and consequently the advisability at present) of increasing the Public Library accommodation beyond the ordinary increase, which from year to year is inevitable ;

*And whereas*, It is absolutely necessary that such important questions as a new Public Library and a suitable site therefor should not be hastily decided, but should be deliberately considered in the light of the wishes of the people ;

*Therefore resolved*, That the City Council be respectfully requested to reconsider, so far as possible, the action it has taken with reference to a new Library and a site therefore, until the voters of the city have had an opportunity to vote on questions to the following effect :

- 1.—Are you in favor of a new Public Library ?
- 2.—Do you (in case a Library is decided upon), favor as a site one of our few public spaces or the expropriation of a site at a fair market price ?

*And resolved*, That the City Council be asked to submit to the Legislature an Act to provide the necessary machinery to have the vote herein asked for taken at the next annual civic election, it being understood that the Council shall abide by the decision of the majority voting on the questions submitted.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that No. 12 on Order of the Day be now taken up. Motion passed.

Read No. 12, viz.: Ordinance respecting the early closing of shops (3rd reading).

Said Ordinance is now read a third time.

#### AN ORDINANCE RESPECTING THE EARLY CLOSING OF SHOPS IN THE CITY OF HALIFAX, MADE IN PURSUANCE AND UNDER THE AUTHORITY OF "THE HALIFAX EARLY CLOSING ACT."

*Whereas*, Petitions have been respectively presented to the City Council of said City for the closing of all Boot and Shoe shops, Tailoring and Clothing shops, Book-sellers and Stationers' shops, Carpet and House Furnishing shops, Men's Clothing and Furnishing shops and Hat shops within the City of Halifax, within certain hours ;

*And whereas*, The Council referred said respective petitions to the City Assessors to ascertain and report to this Council whether the said respective petitions had been signed by the requisite two-thirds of the persons affected thereby, and the Assessors reported that said petitions had been so signed ;

*Therefore be it enacted and ordained*, by the City Council for the City of Halifax, as follows :

1.—From and after the 1st day of January, A. D., 1903, all Boot and Shoe shops, Tailoring and Clothing shops, Book-sellers and Stationers' shops, Carpet and House Furnishing shops, Men's Clothing and Furnishing shops and Hat shops within the City of Halifax shall be closed on Tuesday, Wednesday and Thursday of each week, (except an evening preceding a holiday), at the hour of six-thirty of the clock, and shall be kept closed until five o'clock on the morning of the following day ; and the occupiers in charge of said respective shops shall close and keep such shops closed within the hours hereinbefore provided for the same being closed and remaining closed.

2.—Any person who violates the provisions of this Ordinance, shall for such offence be liable to a penalty of not less than one nor more than twenty dollars, or in default of payment, to imprisonment for one day for each dollar of the penalty imposed.

3.—Nothing in this ordinance shall render the occupier of such shop liable to any penalty or imprisonment for supplying any article required for immediate use by reason or because of any emergency arising from sickness, ailment or death ; but nothing in this section contained shall be deemed to authorize any person whomsoever to keep open any of said shops after the hour appointed by this Ordinance for closing of said respective shops.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that said Ordinance do now pass and that the City Clerk be instructed to forward the same to the Lieutenant-Governor-in-Council for approval. Motion passed.

Moved by Alderman MacIlreith, seconded by Alderman Rogers, that the Council do now adjourn until Thursday evening next, November 20th inst. at 8 o'clock. Motion passed.

Council adjourns at 10.50 o'clock.

## EVENING SESSION.

8.10 o'clock.

NOVEMBER 20th, 1902.

A meeting of the City Council was held this evening. At the above hour there were present His Worship the Mayor and Aldermen Rogers, MacIlreith, Cawsey, Hayward, Lamphier, Hubley and Adams.

Moved by Alderman Cawsey, seconded by Alderman Hayward, that the time for meeting be extended until 8.30 o'clock. Motion passed.

8.30 Roll called. Present the above named, together with Aldermen Barry, Martin, Ryan and Geldert.

The Council met pursuant to adjournment.

Alderman MacIlreith (Chairman) submits a report from Committee on Public Accounts.

Alderman MacIlreith (Chairman) submits a report from Committee on Laws and Privileges.

His Worship the Mayor submits the following named papers in the cause in the Supreme Court between The Attorney-General of Nova Scotia on the relation of James C. Mackintosh, Plaintiff, and the City of Halifax *et al*, Defendants :

Fiat, &c.

Writ of Summons.

Restraining Order.

Notice of Motion.

His Worship also submits application of Robert Story for position of Coal Weigher.

Moved by Alderman Rogers, seconded by Alderman Hubley, that the Order of the Day be further suspended to read the papers handed in. Motion passed.

Read application of Robert Story for position of Coal Weigher. Filed.

Read report Laws and Privileges Committee re application of John R. Turner for an Auctioneer's license.

### AUCTIONEER'S LICENSE.

November, 20, 1902.

*To His Worship the Mayor and City Council:*

Gentlemen,—Your Committee on Laws and Privileges, at a meeting held this day at which there were present Alderman MacIlreith (Chairman) Aldermen Hubley, Spry, Rogers and Adams, had under consideration an application from John R. Turner for an auctioneer's license.

The firm of Messrs. Borden, Ritchie & Chisholm having undertaken that this applicant is a fit and proper person to have such license, your Committee recommend that the same be granted.

Respectfully submitted,

R. T. MACILREITH, *Chairman.*

Moved by Alderman MacIlreith, seconded by Alderman Rogers, that the report be adopted. Motion passed.

Read report Committee on Public Accounts in re Accounts.

PUBLIC ACCOUNTS.

November, 17, 1902

*His Worship the Mayor and City Council:*

GENTLEMEN,—The Committee on Public Accounts beg to recommend for payment the following named accounts, all of which have been certified and found correct:

Halifax Herald, advertising, Police Dept.....	\$ 3 67
Halifax Herald, advertising, Half Holiday .....	3 20
	————— \$ 6 87
Blackadar Bros., advertising .....	99
London Rubber Stamp Co., Stamp .....	2 25
T. C. Allen & Co., Printing, Stationery, &c.	
For City Treasurer.....	\$13 00
Police Dept .....	4 50
Assessor .....	6 40
City Clerk .....	31 69
	————— \$ 55 59
A. & W. MacKinlay, Blank Books, &c.	
Police Dept .....	\$27 25
City Clerk, Sept.....	23 45
City Clerk, Oct.....	6 50
	————— \$ 57 20
	\$122 90

Respectfully submitted,

R. T. MACILREITH, *Chairman*

Moved by Alderman MacIlreith, seconded by Alderman Rogers, that the report be adopted. Motion passed.

Read the following named papers in the cause in the Supreme Court between the Attorney-General of Nova Scotia on the relation of James C. Mackintosh, Plaintiff, and the City of Halifax *et al*, Defendants, viz., Fiat, &c., Writ of Summons, Notice of Motion, Restraining Order.

The following resolution is introduced :

*Resolved*, That Messrs. Borden, Ritchie & Chisholm be engaged as Associate Counsel with the Recorder to defend the suit against the City in re Carnegie Library.

Moved by Alderman Rogers, seconded by Alderman Adams, and passed, 8 voting for the same and 3 against it.

Names being called for, there appeared :

For the Resolution.	Against It.
Aldermen Lamphier, Hubley, Ryan,	Aldermen Geldert, MacIlreith,
Cawsey, Martin, Rogers,	Barry—3.
Adams, Hayward—8.	

## ORDER OF THE DAY.

No. 1. Report Special Committee *in re* Taxation.

Moved by Alderman MacIlreith, seconded by Alderman Hayward, that a special meeting of the City Council be held on Friday evening, November 28th inst., to deal with the report of the Committee on Taxation. Motion passed.

Read No. 2. City Engineer's Report *in re* Common Trunk Sewer.

Moved by Alderman MacIlreith, seconded by Alderman Adams, that the City Works Commission be instructed to lower the water pipes now crossing through the Common Trunk Sewer in order to afford relief to said sewer. Motion passed.

Moved by Alderman MacIlreith, seconded by Alderman Martin, that No. 4, viz., Appointment of Inspector of Slaughter Houses, Foods, &c., be struck from the Order Paper.

Read No. 5 (1) Alderman Hubley's motion to rescind resolution passed April 7th, 1902, relative to laying of telephone wires underground and the powers and duties of the City Engineer in connection therewith—verbal.

(2) Report City Engineer on Telephone Conduit, Spring Garden Road.

The following resolution is introduced ;

*Resolved*, That the permit granted by this Council to the Nova Scotia Telephone Company to lay conduits in Granville Street be and is hereby rescinded.

Moved by Alderman Hubley, seconded by Alderman Ryan.

His Honor the Recorder gives his opinion that the Council could not legally pass the resolution.

His Worship the Mayor rules the resolution out of order.

Moved by Alderman Hubley, seconded by Alderman Ryan, that No. 5 be struck from the Order Paper. Motion passed.

Moved by Alderman Rogers, seconded by Alderman Geldert, that No. 6, viz.; Opinion of His Honor the Recorder *in re* widening of Harvey Street be struck from the Order of the Day. Motion passed.

Read No. 7, viz.; Opinion of His Honor the Recorder *in re* running of cars on Cunard Street branch of the Halifax Electric Tram Co.'s system between Agricola and Windsor Streets—covering draft resolution (see printed Minutes of Council Aug 11, 1902).

Moved by Alderman Martin, seconded by Alderman Rogers, that a special Committee be appointed to interview the Company with the object of inducing them to resume the operation of that branch. Motion passed.

On motion Aldermen Martin, MacIlreith and Hayward were appointed as such Committee.

Alderman Rogers rising to a question of privilege asked the opinion of His Honor the Recorder as to whether he, Alderman Rogers, was entitled to be a member of both the School Board and Board of Works at the same time.

His Honor the Recorder stated there was now no objection to it as the Board of Works as formerly constituted was abolished, and the present City Works Commission, of which the Alderman is a member, is only a Committee of the Council without pay.

Moved by Alderman Hubley, seconded by Alderman Martin, that No. 8 viz: "Reports City Works Commission and City Engineer *re* Double Tramway Tracks Barrington Street, covering petition against double tracks on Barrington Street between Duke and Buckingham Streets" be struck from the Order Paper. Motion passed.

Moved by Alderman Rogers, seconded by Alderman Adams, that No. 9 viz, "Report City Works Commission *re* tenders for repairs to City Wharf foot of George Street," be struck from the Order Paper. Motion Passed.

Moved by Alderman Hubley, seconded by Alderman MacIlreith, that the City Engineer be instructed to ascertain and report upon the cost of clearing away the present wharf at the foot of George Street and on the advisability and cost of constructing a landing stage there. Motion passed.

Read No. 10, viz: Alderman Adams' notice of motion in *re* term of office of Aldermen appointed as members of Exhibition Commission to cease when they cease to be Aldermen.

Alderman Adams, seconded by Alderman Hayward, moved that said resolution as follows do now pass:

*Resolved*, That hereafter any member of this Council appointed to the Exhibition Commission his term of office shall cease from such Commission when he ceases to be a member of this Council, and that the Recorder have the law changed in accordance with this resolution.

Motion put and lost, 4 voting for the same and 7 against it, as follows:

For the Resolution.

Aldermen Lamphier, Hubley,  
Adams, Hayward.—4.

Against it.

Aldermen Geldert, MacIlreith,  
Barry, Ryan, Cawsey,  
Martin, Rogers.—7.

Moved by Alderman Hubley, seconded by Alderman Martin, that the City Clerk be instructed to write to Mr. Hector McInnes, Solicitor for the South Shore Railway, asking him if it is the intention of the Railway Company to begin construction operations at the Halifax end of the line, and when they intend to commence. Motion passed.

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that the Council adjourn. Motion passed.

Council adjourns 10.25 o'clock.

The Council met at 7 o'clock on Monday, November 18th, 1902, for the purpose of transacting business. The Mayor presided. Present: Aldermen Hubley, Martin, Rogers, MacIlreith, and the City Clerk.

Moved by Alderman Hubley, seconded by Alderman Martin, that the City Clerk be instructed to write to Mr. Hector McInnes, Solicitor for the South Shore Railway, asking him if it is the intention of the Railway Company to begin construction operations at the Halifax end of the line, and when they intend to commence. Motion passed.

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that the Council adjourn. Motion passed.

Moved by Alderman Hubley, seconded by Alderman Martin, that the City Clerk be instructed to write to Mr. Hector McInnes, Solicitor for the South Shore Railway, asking him if it is the intention of the Railway Company to begin construction operations at the Halifax end of the line, and when they intend to commence. Motion passed.

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that the Council adjourn. Motion passed.

Moved by Alderman Hubley, seconded by Alderman Martin, that the City Clerk be instructed to write to Mr. Hector McInnes, Solicitor for the South Shore Railway, asking him if it is the intention of the Railway Company to begin construction operations at the Halifax end of the line, and when they intend to commence. Motion passed.

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that the Council adjourn. Motion passed.

Moved by Alderman Hubley, seconded by Alderman Martin, that the City Clerk be instructed to write to Mr. Hector McInnes, Solicitor for the South Shore Railway, asking him if it is the intention of the Railway Company to begin construction operations at the Halifax end of the line, and when they intend to commence. Motion passed.



## EVENING SESSION.

8.10 o'clock.

NOVEMBER 28TH, 1902.

A meeting of the City Council was held this evening. At the above hour there were present His Worship the Mayor, and Aldermen Lamphier, Lithgow, Adams, Hubley, Mahoney, Cawsey, Rogers, MacIlreith, and Barry.

Moved by Alderman Lithgow, seconded by Alderman Hubley, that the time for meeting be extended till 8.30 o'clock. Motion passed.

8.30 roll called ; present the above named together with Aldermen Campbell, Martin, and Hawkins.

The Council was summoned agreeably to resolution for a special meeting to deal with the report of the Committee on Taxation.

The following papers are submitted :

Report of Board of Fire Wards by Alderman Martin, Chairman.

Report of Laws and Privileges Committee by Alderman MacIlreith, Chairman.

Petition of Willam Robinson for privileges at the foot of South Street by Alderman Martin.

Petition Trustees Charles Street Church for Sidewalk by Alderman Cawsey.

Petition for electric light corner Windsor and Parker Streets by Alderman Hubley.

His Worship the Mayor submits the following papers :

Report City Engineer *re* street lights.

Report City Engineer on House Young Avenue.

Letter from Hector McInnis *re* South Shore Railway.

Letter from Borden, Ritchie & Chisholm in *re* Library Suit.

Order of Supreme Court restraining the City from action in the matter of the proposed New Library.

Letter from Lyons & Tobin covering petition of Mrs Ruth Gill, for recompense.

Petition for Electric Light on Quinpool Road.

Moved by Alderman Martin, seconded by Alderman Adams, that

the Order of the Day be suspended to read the papers submitted. Motion passed.

Read letter from Lyons and Tobin covering petition Mrs. Ruth Gill for recompense for loss sustained by her during outbreak of smallpox.

Moved by Alderman Rogers, seconded by Alderman Hubley, that the matter be referred to the City Health Board for report. Motion passed.

Read petition from Trustees Charles Street Church for sidewalk and curbing.

Moved by Alderman Adams, seconded by Alderman Cawsey, that the same be referred to the City Works Commission for report. Motion passed.

Read letter from Hector McInnis *re* South Shore Railway.

#### SOUTH SHORE RAILWAY.

Halifax, N. S., Nov, 26th, 1902.

*L. Fred Monaghan, Esq., City Clerk:*

SIR:—I beg to acknowledge receipt of your favor of the 21st inst.

Shortly after the Council voted a guarantee for the balance of a free right of way, a contract was let to Wheaton & Company, by the Halifax and South Western Railway Company for the construction of ten miles of the line, the section being from a proposed junction with the I. C. R. near the Florence Hotel towards Margaret's Bay, and the contractor put plant on the ground ready to commence work.

Some question was raised before work was begun as to whether a better junction with the I. C. R. could not be obtained, and in order to give the contractor, who was ready to go to work, something to do in the meantime, he was given work in the portion of the line near Hubbard's Cove, until the junction and the location of the first ten miles of the road were approved of by the Governor-in-Council.

The exact location of the junction between the Halifax and South Western and the I. C. R. has not yet been determined.

As soon as it is, I am advised that the contractor will then be asked to proceed with his contract.

HECTOR MCINNES.

Placed on the Order of the Day.

Moved by Alderman Rogers, seconded by Alderman Hubley, that a special committee consisting of His Worship the Mayor and Aldermen MacIlreith and Rogers be appointed to wait upon representatives of the Railway Company with the view of inducing the Company to begin construction of the railway at the Halifax end of the line at once. Motion passed.

Mr. George S. Campbell, President of the Board of Trade, who, upon invitation, occupied a seat beside the Mayor, addressed the meeting at the request of the Council on the subject of the foregoing resolution, and stated that at the time the Council granted balance of right of way for the railway, promises had been made that the con-

struction would be immediately begun at the Halifax end of the railway.

Read report *City Engineer on street lights* :

**STREET LIGHTS.**

November 17th, 1902.

*His Worship the Mayor:*

SIR,—I beg to report on the accompanying petition and resolution asking for new street lights :

A light at the corner of Harvard and Duncan streets would be a decided improvement, as there is no light in the old Riding Ground property, and I would recommend that a new light be installed there.

Edward Street, between Cobourg Road and Jubilee Road. This block is about a quarter of a mile long, and the distance is too great to be properly lighted from Cobourg Road and Jubilee Road. I would recommend that a new light be placed on Edward Street.

Corner Russell and Gottingen Streets. A light here would not be far from the light at the corner of West Young Street. However, the west end of Russell Street is not lighted, and it would be better to put a light at Gottingen Street, where it would light three ways, than farther down Russell Street, and, as an additional light is necessary to light this locality properly, I would recommend that it be installed.

Grafton Park. I have visited the proposed location of this light with the Alderman who suggested it, and we have come to the conclusion that an alteration in the existing lights could be made which would render a new light unnecessary.

Corner Albert and Richmond Streets. Albert Street is only about two hundred feet from Veith Street. A new light has been placed recently at the corner of Veith and Richmond Streets, and as there are no houses at the corner of Albert Street the new lamp lights this district fairly. I think a new light, however, is necessary on this street; but I would recommend that it be placed at the corner of Union and Albert Streets where there are several houses without any light at all.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Hubley, seconded by Alderman Campbell, that the report be adopted. Motion passed.

Read report *City Engineer re house Young Avenue* for Mr. Geo. Wright.

**HOUSE YOUNG AVENUE**

*His Worship the Mayor:*

SIR,—I beg to submit herewith plans and specifications for a building to be erected by Mr. George Wright on the east side of Young Avenue, at the corner of Inglis Street, in accordance with Chapter 28, of the Acts of 1896 and amendments thereof. The building is to be erected so that no part of it will be less than twelve feet from the present street line. It is to be constructed of wood, used as a residence, and will cost not less than five thousand (\$5,000.00) dollars. I believe that it is the intention to comply with the Act in every particular, and I therefore recommend that the Council approve of the plans and specification, and that the Engineer be authorized and instructed to endorse said consent upon the plans and specification submitted herewith.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Martin, seconded by Alderman Hubley, that the report be adopted. Motion passed.

Read report Board of Fire Wards on various matters.

#### FIRE WARDS ACCOUNTS, &c.

Committee Room, City Hall, November 27, 1902.

To His Worship the Mayor and City Council:

Gentlemen,—The Board of Fire Wards beg to report as follows:

Edward Hoar, a member of the Call Force attached to No. 4 steamer, having resigned, your Board recommend the appointment of James Lannigan to fill the vacancy.

Your Board have considered the letter of Alexander Logan in relation to his fire extinguishing appliance, and report that they do not deem it expedient to recommend the same to the favorable consideration of the Council.

The late tenants having vacated the Gerrish Street engine house, your Board recommend that the building be rented to W. H. Isnor until the 1st May next for the sum of \$50.00 for the five months, Mr. Isnor to vacate the premises at any time if required upon the Board giving him thirty days' notice.

The following accounts are recommended for payment:—Crowell Bros., hardware, \$1.42; Crowell Bros., hardware, \$1.16; Crowell Bros., hardware, 23c.; Crowell Bros., hardware, \$10.41; David Roche, painting, &c., Central Engine House, \$171.00; James Taylor, mason work, Central Engine House, \$55.20; N. S. Telephone Co., rent of telephones, Nov. to May, 1903, \$163.50; Halifax Herald, advertising tenders, \$6.30; T. Hogan & Co., boiler for engine, \$899.31; Wm. Kline, horseshoeing, \$4.33; J. A. Hancock, 1 cask Am. oil, \$10.80; J. A. Hancock, lamps, &c., \$4.60; Nickerson Bros., carpenter work, \$54.97; Nickerson Bros., carpenter work, \$105.11.

Total \$1488.34.

Respectfully submitted,

P. F. MARTIN, *Chairman.*

The following resolution is introduced :

*Resolved.* That the report of the Board of Fire Wards be received and concurred in, and His Worship the Mayor authorized to sign warrants for the payment of the accounts therein referred to.

Moved by Alderman Martin, seconded by Alderman Campbell, and passed.

Read letter from Messrs. Borden, Ritchie and Chisholm consenting to act as associate counsel with His Honor the Recorder in the library suit. Filed.

Read order of the Supreme Court restraining the City from taking any action in the matter of the proposed new library building until further ordered by the court.

Read petition for an electric light on Quinpool Road between Horse Shoe Island and the North West Arm Bridge. Moved by Alderman Hawkins, seconded by Alderman Adams, that the same be referred to the City Works Commission for report. Motion passed.

Read petition from William Robinson for permission to place a

float at the foot of South Street at the North West Arm. Moved by Alderman Rogers, seconded by Alderman Martin, that the petition be referred to the City Works Commission for report. Motion passed.

Read petition for an electric light corner Windsor and Parker Streets. Moved by Alderman Hubley, seconded by Alderman Rogers, that the petition be referred to the City Works Commission for report. Motion passed.

Read report Laws and Privileges Committee in *re* claim of W. L. Eaton for damages.

#### W. L. EATON'S CLAIM FOR DAMAGES.

Committee Room, City Hall, November 20, 1902.

*His Worship the Mayor and City Council:*

GENTLEMEN,—Your Committee on Laws and Privileges beg to report that at a meeting held this day, at which there were present Aldermen MacIlreith (Chairman), Hubley, Adams, Rogers and Spry, they had under further consideration the letter from W. L. Eaton asking for damages for loss to stock of potatoes stored in his cellar, which loss was alleged to have been caused by overflow from break in water pipe. Mr. Eaton and Mr. Lyons, his Solicitor, were also present, as well as the City Engineer and Mr. Morrison, Foreman of the Water Department. After hearing Mr. Morrison's statement and also a further statement from Mr. Eaton, and after considering the matter, it was moved by Alderman Adams, seconded by Alderman Spry, and carried, the Chairman and Alderman Hubley dissenting, that the City endeavor to effect a compromise with Mr. Eaton on a basis of seven hundred (\$700.00) dollars, without acknowledging any liability on the part of the City.

All of which is respectfully submitted,

R. T. MACILREITH, *Chairman.*

Placed on the Order of the Day.

Moved by Alderman Martin seconded by Alderman Rogers, that the Order of the Day be further suspended to allow Alderman Martin to introduce a resolution. Motion passed.

The following resolution is submitted:

*Resolved,* That a light be placed at the corner of Windsor and Charles Streets; also on Clifton Street, near Cunard Street.

Moved by Alderman Martin, seconded by Alderman Rogers.

Moved by Alderman Rogers, seconded by Alderman Adams that the same be referred to the City Works Commission for report. Motion passed.

By leave of Council the following resolution is submitted:

*Resolved,* That a light be placed at the corner of Fenwick and South Park Streets.

Moved by Alderman Lithgow, seconded by Alderman MacIlreith. On motion, the resolution is referred to the City Works Commission for report.

Moved by Alderman Rogers, seconded by Alderman Martin, that the Order of the Day be further suspended to permit Alderman Adams to submit a resolution. Motion passed.

The following resolution is introduced :

*Resolved*, That His Worship the Mayor is hereby authorized to appoint a committee of six Aldermen to take into consideration the improvement of the Fire Department, its efficiency and economy. Said committee to report to the Council before the passing of the Estimates for next year.

Moved by Alderman Adams, seconded by Alderman Lamphier, and passed.

His Worship the Mayor nominates the following as the committee above referred to: Aldermen Robertson, Barry, Taylor, Hubley, Cawsey, and Adams. On motion, said nominations are confirmed.

#### ORDER OF THE DAY.

Moved by Alderman MacIlreith, seconded by Alderman Lithgow, that No. 3 on the Order of the Day be now taken up. Motion passed.

Read No. 3 (1) viz: Report Special Committee *in re* Taxation. (See printed minutes of Council, March 11th, 1902.)

Moved by Alderman MacIlreith, seconded by Alderman Cawsey, that clause 3 of the recommendations of the committee and the report of the minority committee be now considered. Motion passed.

Said clause 3, *re* stocks, furniture and effects, and said minority report are now read.

Alderman MacIlreith addresses the Council at length.

Moved by Alderman MacIlreith :

*Resolved*, That the present system of taxing personal property is not satisfactory.

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that the Council do now adjourn until Tuesday next, December 2nd, at 3 o'clock p. m. Motion passed.

Council adjourns at 10.30 o'clock.

## AFTERNOON SESSION.

[Adjourned Meeting.]

3.10 o'clock.

DECEMBER 2ND, 1902.

A meeting of the City Council was held this afternoon. At the above hour there were present Alderman MacIlreith (Deputy-Mayor) and Aldermen Hubley, Martin, Taylor, Rogers, Mahoney, Hayward Lamphier, Adams, Barry and Cawsey.

Moved by Alderman Taylor, seconded by Alderman Rogers, that the time for meeting be extended until 3.30 o'clock. Motion passed.

3.30 roll called; present the aboved named together with Aldermen Geldert and Campbell.

The Council met pursuant to adjournment, the Deputy-Mayor in the chair.

The following papers were submitted:

Report Public Accounts Committee, by Alderman MacIlreith.

Report City Prison Committee, by Alderman Adams.

The Deputy-Mayor submits:

Requisition of City Health Board for additional grant of \$2050.00,

Account against Point Pleasant Park Commission.

Report City Engineer on Street Lights.

Moved by Alderman Rogers, seconded by Alderman Martin, that the Order of the Day be suspended to permit the reading of the papers submitted. Motion passed.

Read report City Engineer on Street Lights.

### STREET LIGHTS.

December 2nd, 1902.

*His Worship the Mayor:*

SIR,—I beg to report on the following street lights asked for by petition and resolution of the Council:

South Park Street and Fenwick Street: There is a row of large trees on both sides of South Park Street between Victoria Road and South Street which throws a dark shadow along the street, and as there is no light it is dangerous for teams at night. I would recommend that a light be placed at this corner.

Parker Street and Windsor Street: There are two houses on Parker Street, and it is probable that others will be erected in the near future. The nearest light on Windsor Street is at Allen Street. The street railway turns the corner of Windsor Street and Quinpool Road, and it is advisable to have this corner better lighted than it is at present. I would, therefore, recommend that a light be placed at the corner of Windsor and Parker Streets.

Charles Street and Windsor Street: There is a light at the corner of North Street and Windsor Street and at the corner of Cunard and Windsor Streets, but no lights in between. Windsor Street is crooked and there is a turnout north of Chebucto Road. It would be safer for traffic along this street, where the roadway is narrow and occupied by the street railway, to have a light installed, and I would recommend that one be placed at the corner of Windsor and Charles Streets.

Macara Street: There is no light on this street between Kempt Road and Gottingen Street, and, of course, it must naturally be dark at night. I would recommend that one be placed at the corner of Isleville and Macara Streets.

Respectfully submitted,

F. W. W. DOANE, *City Engineer.*

Moved by Alderman Martin, seconded by Alderman Mahoney, that the report be adopted. Motion passed.

Read report Committee on Public Accounts *re* Accounts.

#### PUBLIC ACCOUNTS.

Committee Room, City Hall, Dec. 2nd, 1902.

*To His Worship the Mayor and City Council:*

GENTLEMEN,—The Committee on Public Accounts beg to recommend for payment the following named accounts, amounting to \$135.95; W. H. Isnor, (contingent account) \$28.00; Blackadar Bros., 3.45; Maritime Lithographic Co., 94.00; London Rubber Co., 5.50; Chronicle Pub. Co., 5.00. Total, \$135.95.

In recommending the payment of the bill of W. H. Isnor, contracted by the City Assessors for carriage hire in connection with the assessment, your committee, while they find that this has been the practice for the past ten or eleven years, would suggest that the permission or authorization of His Worship the Mayor should be first obtained before such bills should be contracted in future.

All of which is respectfully submitted,

R. T. MACILREITH, *Chairman.*

The following resolution is submitted:

*Resolved,* That the report of the committee on public accounts be received and adopted and His Worship the Mayor authorized to sign warrants for payment of the accounts therein named.

Moved by Alderman Hayward, seconded by Alderman Rogers, and passed.

Read account Wm. Stairs, Son & Morrow, Ltd, for \$53.73, against Point Pleasant Park Commission.

Moved by Alderman Adams, seconded by Alderman Martin, that the account be paid. Motion passed.

Read report City Prison Committee covering accounts for payment.

#### CITY PRISON ACCOUNTS.

Committee Room, City Hall, Dec. 2, 1902.

*To His Worship the Mayor and City Council:*

GENTLEMEN,—Your Committee on City Prison beg to report that at a meeting of the committee held this day the following accounts were passed as correct and recommended for payment, viz:

J. A. Leaman & Co., oxheads, \$9.00; Arthur Fordham, leather, etc., 12.86; A. & W. Mackinlay, books, 5.00; T. W. Bateman, batteries, 3.50; Geo. T. Smith, dry goods, 18.91; John McCrow, repairing plaster, 6.15; Melvin & Co., hardware, 7.59; W. Chas. Anderson, groceries, 20.07; E. J. Fenton, oats, 5.40. Total, \$88.48.

Respectfully submitted,

JAMES ADAMS, *Chairman.*



The following resolution is presented :

*Resolved*, That the report of the City Prison Committee be received and adopted and His Worship the Mayor authorized to sign warrants for the payment of the accounts therein referred to.

Moved by Alderman Adams, seconded by Alderman Lamphier, and passed.

Read requisition of the City Health Board for an additional grant of \$2050.00.

REQUISITION BOARD OF HEALTH FOR GRANT OF \$2050.00.

December 2, 1902.

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

GENTLEMEN,—At a meeting of the City Health Board held yesterday, the accompanying resolution was adopted, and I was instructed to forward you a copy of same for your information.

Yours respectfully,

JOHN A. WATTERS, *Secretary.*

Extract from minutes of a meeting of the City Health Board held on Monday, Dec. 1st. 1902.

The following resolution is introduced :

*Resolved*, That in accordance with Section 15 of the Health Act of 1891, the City Council be requested to grant this Board an additional sum of \$2050.00 to meet current expenditure for balance of civic year 1902-1903.

Moved by Alderman Hawkins, seconded by Alderman Martin, and passed.

(A true extract.)

JOHN A. WATTERS, *Secretary.*

Statement of amount required to meet current expenditure for balance of civic year 1902-1903, viz :

A. J. Penny's salary, 6 months, \$336 ; Dr. Purcell's salary, 6 months, \$300.00 ; John North, salary, 6 months, 270.00 ; S. E. Parker, salary, 6 months, 240.00 ; R. A. Harris, salary, 5 months, 25.00 ; Board's appropriation, half year, 250.00 ; Ambulance for Infectious Diseases, 354.00 ; keep of Horse for same, 156.00 ; odorless dump cart, complete, 800.00 ; outstanding accounts, 148.35. Total \$2879.35. Balance to credit of Board Nov. 30th, 1902, \$829.35. Amount required \$2050.00.

His Worship the Mayor now arrives and takes the chair, the Deputy Mayor taking his seat in Council.

On motion the requisition of the Board of Health is placed on the Order of the Day.

ORDER OF THE DAY.

No. 1 (1) Report Special Committee in *re* Taxation.

Moved by Alderman Rogers, seconded by Alderman Adams, that the report be read and considered clause by clause. Motion passed.

Read preamble of report.

Read Clause 1 Exemptions and sub-clause (a) Government Property.

## 1.

## EXEMPTIONS.

As to buildings and property at the present time exempt from taxation either in whole or in part your Committee have to recommend as follows:

(a) Government property—That as to Government property your Committee is of opinion that the same should be subject to taxation and that every effort should be made to induce the Governments interested to consent to an Act permitting the levying of such tax. As to the Imperial property, your Committee feel that the Dominion Government should be asked to make either a yearly grant or to pay a fixed sum in lieu of other assessment on this property. They are of opinion that as the lands and buildings occupied by the Imperial authorities in Halifax are largely, if not altogether, required in connection with the defence and protection which Great Britain affords to Canada free of all charge, that therefore Great Britain should not be asked to bear the burden of taxation. And for the reason that all Canada derives an equal benefit in the way of protection and defence that Halifax alone should not be compelled to bear the cost of that portion of the municipal services from which the Imperial property derives an equal benefit with our citizens. As to Dominion and Provincial Government property, they should be asked to bear their proportion of the burden of taxation.

Your Committee received permission by resolution of Council to forward a petition to the Local and Dominion Governments asking them to subscribe towards the revenue of the City either by a yearly bonus or by a fixed amount. A copy of the petition prepared by your Committee is attached hereto.

Moved by Alderman MacIlreith, seconded by Alderman Taylor, that said clause be adopted. Motion passed.

Read clause 1 (b) *re* Charitable Institutions.

(b) Churches—Educational and Charitable Institutions—

With reference to the following charitable institutions your Committee would recommend that total exemption be allowed to continue :

St. Paul's Alms House.  
 Roman Catholic Orphanage.  
 Protestant Orphanage.  
 Roman Catholic Infants' Home.  
 Protestant Infants' Home.  
 Industrial School.  
 St. Patrick's Home.  
 Friendless Women's Home.  
 Old Ladies' Home.  
 Halifax Dispensary.  
 Deaf and Dumb Institution.  
 School for the Blind.  
 Homes for Fallen Women.

Moved by Alderman Hubley, seconded by Alderman Campbell, that said clause be amended by adding the letter "s" after the word "Home" on the line "Friendless Women's Home," and also by adding the following institutions, "Salvation Army Rescue Home," "Women's Christian Temperance Union property," "Young Women's Christian Association property," and "St. Theresa's Home," and that the clause as so amended be adopted.

Moved in amendment by Alderman MacIlreith, seconded by Alderman Taylor, that all tax exemptions, except on properties of the Imperial, Dominion and Provincial Governments, be abolished.

The amendment being put is lost, 5 voting for and 6 against it, as follows :

For the Amendment.	Against it.
Aldermen Geldert, MacIlreith, Taylor, Mahoney. Cawsey.—5.	Aldermen Campbell, Barry, Lamphier, Hubley, Martin, Hayward.—6.

Alderman Rogers excused from voting.

The original motion is put and passed, 8 voting for and 4 against it, the names on the division being recorded thus :

For the Motion.	Against it.
Aldermen Campbell, Barry, Lamphier, Hubley, Cawsey, Martin, Rogers, Hayward.—8.	Aldermen Geldert, MacIlreith, Taylor, Mahoney.—4.

Read clause 1 (c) *re* Churches and Educational Institutions.

Your Committee would recommend with reference to the Churches and the following educational institutions that the land, but not the building, should be taxed:

All the Churches.  
Dalhousie College.  
Halifax Ladies' College.  
Theological Hall.  
Convent Sacred Heart.  
Halifax Medical College.  
St. Joseph's College.

Moved by Alderman Taylor, seconded by Alderman Geldert, that this clause be adopted.

Moved in amendment by Alderman Martin, seconded by Alderman Barry, that the law relating to the assessment of the property of Churches remain as it is at present.

Amendment put and lost, 5 voting for and 7 against it, as follows :

For the Amendment.	Against it.
Aldermen Barry, Mahoney, Lamphier, Martin, Hayward.—5.	Aldermen Geldert, MacIlreith Campbell, Taylor, Hubley, Cawsey, Rogers.—7.

The original motion is put and passed.

Read clause 1 (d) *re* various institutions :

The following properties now totally or partially exempt from taxation and portions of which are let for hire or whose owners engage in trade or business therein should be taxed on the land and portion of the building hired out or engaged in trade or business, viz :

Home of Good Shepherd.  
 Temperance Hall.  
 Sailors' Home.  
 Young Men's Christian Association.  
 Church of England Institute.  
 St. Mary's Hall.  
 St. Patrick's Hall.  
 Women's Christian Temperance Union property,

And all similar institutions exempt from taxation from any portion of which a revenue is derived.

Moved by Alderman Rogers, seconded by Alderman Cawsey, that this clause be amended by striking out "W. C. T. U property" and adding "Masonic Hall" and "Oddfellows' Hall," and that the clause as so amended be adopted.

Moved in amendment by Alderman Martin, seconded by Alderman Mahoney, that the words "land and" between the words "the" and "portion" be expunged from said clause.

Amendment put and lost, 3 voting for and 7 contrary, as below :

For the Amendment.	Against it.
Aldermen Barry, Mahoney, Martin.—3.	Aldermen Geldert, MacIlreith, Taylor, Lamphier, Hubley, Cawsey, Rogers.—7.

The original motion is put and passed upon the following vote :

For the Motion.	Against it.
Aldermen Taylor, Mahoney, Lamphier, Cawsey, Martin, Rogers—6.	Aldermen Geldert, MacIlreith, Barry, Hubley.—4.

Read clause 1 (e) *re* various institutions :

The following properties should be taxed on both land and building :

Academy of Music.  
 Orpheus Hall.  
 Masonic Hall.  
 Church of England Coffee Room.  
 Oddfellows' Hall.  
 Halifax Infirmary.

On motion "Masonic Hall" and "Oddfellows' Hall" are expunged from this clause.

Moved by Alderman Taylor, seconded by Alderman MacIlreith, that this clause as amended be adopted. Motion passed.

Read clause 1 (f) *re* legislation to make previous recommendations effective :

As a number of these institutions are exempt from taxation by either their Acts of Incorporation or by special legislation, it will be necessary that the sections of such Acts granting the exemption be repealed.

Moved by Alderman MacIlreith, seconded by Alderman Cawsey, that said clause be adopted. Motion passed.

Read clause 2 *re* real estate :

2. REAL ESTATE.—Your Committee are of opinion that the question whether the taxation on real estate should be based on land value only or on land and buildings thereon is one for purely academic discussion, and as the single tax has not, so far as your Committee are aware, been adopted in any country, they feel that they would not be justified in recommending any change in the present system.

Moved by Alderman MacIlreith, seconded by Alderman Taylor, that said clause be adopted. Motion passed.

Alderman Rogers gives notice of reconsideration.

Read clause 3 *re* stocks, furniture, and effects :

3. STOCKS, FURNITURE, AND EFFECTS.—The majority of your committee in this case have to report in favor of the continuance of the present system of levying assessment on personal property, with the exception of the changes suggested in the mode of assessment.

They recommend that a sworn statement should be required to be furnished to the Assessors by all persons in the City of Halifax having personal property to the value of \$200.00 or over. Such statement should be in the form marked "A" appended to this report, and should be furnished to the Assessors on or before a date to be fixed. In the case of goods and merchandize, the statement should be based or made up from the last stock-taking immediately preceding the filing of the statement. After such statement has been furnished to the Assessors they should have the power, if in their judgment such statement does not contain the correct value of such personal property, to make a valuation themselves, from which valuation there shall be no appeal. By way of penalty for the making of such incorrect or false statement such taxpayer should be rated not only on the additional sum fixed by the Assessors, but also on 50 per cent. of such additional amount. At the present time in the case of goods, wares and merchandize, after the Assessors have made their valuation, 25 per cent. thereof is struck off and the balance forms the valuation for purposes of assessment. Your committee recommend that in the future such 25 per cent. should not be struck off by the Assessors.

Also read minority report :

#### MINORITY REPORT.

With the following amendment to the recommendations contained in the report, we, the undersigned, in the main agree herewith.

As we are of opinion that it is desirable in the interests of the City to encourage as much as possible the manufacturing and jobbing trades so as to make Halifax a distributing centre; and as those engaged in these industries feel the tax on stocks of merchandize as levied at present and as proposed by this Committee to be a heavy burden and a serious handicap in competing with similar business from other distributing points; and as this Committee has not succeeded in suggesting any plan whereby professional men and others not now paying their proper proportion of taxes may be reached; we would recommend that the present system of taxation on personal property be abolished and that in stead thereof the system recommended by the Commission, approved by the Government of Nova Scotia and more recently by a similar commission appointed by the Government in Ontario, be adopted, namely:—a business tax based on the value of the property occupied for business purposes.

Moved by Alderman seconded by Alderman Geldert :

*Resolved*, that the present system of taxing personal property is not satisfactory and should be abolished.

Alderman Hubley introduces the following amendment.

*Whereas*, the rate of taxation has increased since 1896 largely on account of a considerable portion of merchandise and other property being exempt from taxation by a certain Act of the Legislature;

*And whereas*, All property and merchandise should bear its equal share of the burden of taxation, as all bear their equal proportion in the cost of improvements, water, streets, lighting, fire protection, police, &c ;

*And whereas*, An Act of the Legislature passed in March 1895 amended Sec. 303 of Chapter 58 of the Acts of 1891, thereby enabling the Assessors to assess all stocks of merchandise held for sale at  $\frac{3}{4}$  their cash value ;

*And whereas*, In the same year Sec. 306 of Chap. 58 of the Acts of 1891 was amended so as to reduce the assessment on ships and vessels from  $\frac{1}{2}$  to  $\frac{3}{4}$  their value ;

*Therefore resolved*, That His Honor the Recorder be instructed to prepare an Act for submission to the Legislature repealing Chap. 44 of the Acts of 1895, so as to enable Secs. 303 and 306 of Chap. 58 of the Acts of 1891 to remain as originally intended.

Moved by Alderman Hubley, seconded by Alderman Rogers.

Moved by Alderman Rogers, seconded by Alderman Cawsey, that the Council adjourn.

Motion put and passed on the following vote :

For the Motion.

Aldermen Mahoney, Lamphier,  
Hubley, Cawsey,  
Martin, Rogers.—6.

Against it.

Aldermen Geldert, MacIlreith,  
Campbell, Barry,  
Taylor.—5.

Council adjourns 5.40 o'clock.

## EVENING SESSION.

8.10 o'clock.

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COUNCIL CHAMBER, CITY HALL,

DECEMBER 12TH, 1902.

A meeting of the City Council was called for this evening. At the above hour there were present His Worship the Mayor and Aldermen Lamphier, Taylor, Barry and Hubley.

Moved by Alderman Barry, seconded by Alderman Lamphier, that the time be extended till 8.30 o'clock. Motion passed.

8.30 Roll called. Present above named together with Aldermen Mahoney, Martin and Cawsey.

There being no quorum to proceed with business, the Council stands adjourned.

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## AFTERNOON SESSION.

3.10 o'clock.

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COUNCIL CHAMBER, CITY HALL,

DECEMBER 29TH, 1902.

A meeting of the City Council was held this afternoon. At the above hour there were present His Worship the Mayor, and Aldermen MacIlreith, Barry, Taylor, Mahoney, Spry, Lamphier, Hubley, and Rogers.

Moved by Alderman Barry, seconded by Alderman Lamphier, that the time for meeting be extended till 3.30 o'clock. Motion passed.

3.30 roll called; present the above named together with Aldermen Robertson, Lithgow, Campbell, Ryan, Cawsey, Hawkins, Adams, and Hayward.

The Council was summoned to consider the estimates for the civic year 1903-4, to proceed with business standing over and the transaction of other business.