

The following papers were submitted :

Report Gardens Commissioners, by Alderman Rogers.

Report Charities Committee, by Alderman Barry.

Report Tenders Committee, by Alderman Hubley.

Report Public Accounts Committee, covering Estimates, by Alderman MacIlreith.

His Worship the Mayor submits the following papers :

Account Dr. Finn, M. Ex., for death certificate.

Report Department of City Works covering accounts for November.

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

Read report Public Gardens Commissioners covering accounts.

#### PUBLIC GARDENS ACCOUNTS.

Dec. 15th, 1902.

*His Worship the Mayor and City Council:*

Gentlemen,—The Commissioners of Public Gardens beg to recommend for payment the following named accounts :

J. A. Simmers, seeds, \$7.70; Chadborn & Caldwell Mfg. Co., mowers, \$15.30; Thos. Meehan & Sons, plants, etc., \$51.40. Total, \$74.40.

Respectfully submitted,

W. STETSON ROGERS, *Chairman.*

Moved by Alderman Barry, seconded by Alderman Robertson, that said report be adopted and the Mayor authorized to pay the accounts therein recommended. Motion passed.

Read report City Works Commission covering accounts.

#### BOARD OF WORKS ACCOUNTS.

Dec. 12, 1902.

*To the Members of the City Council:*

Gentlemen,—At a meeting of the Works Commission held this day the attached bills were examined, found correct and ordered to be sent to the City Council for payment :

Water maintenance, \$299.17; Water construction, \$59.36; City Hall lighting, \$87.93; Street lighting, \$1,231.55; Streets, \$158.21; Internal health, \$121.98; Teams and Stables, \$297.57; Public Baths, \$16.40; Sewerage, \$157.81; City Property, \$12.40; Fuel, \$57.50. Total, \$2,499.88.

Respectfully submitted,

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

Moved by Alderman Lithgow, seconded by Alderman Robertson, that said report be adopted and that the accounts therein recommended be paid. Motion passed.

Read report Tenders Committee *re* Tenders for printing Lists of Voters, 1903.

## TENDERS FOR PRINTING LISTS OF VOTERS.

Dec. 16, 1902.

*His Worship the Mayor and City Council:*

Gentlemen,—The Committee on Tenders met this day, present, Alderman Hubley (Chairman) and Aldermen Lithgow and Campbell, to consider tenders for printing the Lists of Voters for 1903. Only one tender was received—from T. C. Allen & Co, at 1½ cents per name, and your Committee recommend that the tender be accepted.

Respectfully submitted.

ANDREW HUBLEY, *Chairman.*

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

Read account of W. D. Finn, Medical Examiner, for death certificate.

Moved by Alderman Rogers, seconded by Alderman Lamphier, that the same be referred to the Public Accounts Committee for report. Motion passed.

Read report Charities Committee re accounts and salary of City Medical Officer.

## REPORT CHARITIES COMMITTEE.

December 3rd, 1902.

The Charities Committee met this day and beg to submit the following report :

Accounts chargeable to maintenance as below, were examined, found correct, and recommended for payment, viz :

Dillon Bros., Groceries, \$554.05 ; Smith Bros., Dry Goods, \$104.01 ; E. & A. Thompson, Meats, \$287.84 ; W. & A. Maling & Co., Pork, \$54.16 ; Geo. Gregoire, Fresh Fish, \$26.80 ; Arthur Fordham, Leather, \$24.98 ; Scotia Pure Milk Co., Ltd., Milk, \$65.03 ; Fleischman & Co., Yeast, \$7.80 ; Geo. C. Cook, Potatoes, \$743.00 ; B. Mulcahy, Cash expended, \$386.60 ; Black & Flinn, Oats and Bran, \$7.35 ; Halifax Electric Tramway Co., Ltd., Gas, \$95.55 ; Geo. W. Jones, Insurance on Boilers, \$35.00 ; A. J. Mader, M. D., Lunacy Certificate, \$5.00 ; J. Ross Millar, M. D. Lunacy Certificate, \$5.00 ; T. Hogan & Co., Repairs to Boiler, \$28.23 ; W. E. Margeson, Repairs to Waggon, \$18.70 ; C. S. Lane, Caps, \$9.00 ; W. B. Arthur & Co., Paints & Oils, \$19.17 ; William Roche, Coal, \$8.83 ; N. S. Telephone Co., Ltd., Rent of phone 6 mos., \$17.50 ; Pay Sheet, \$576.33. Total, \$3089.93.

The Superintendent's report for November shows that during the month there were 31 persons admitted to the Poor's Asylum, 1 born, 12 discharged and 1 died. Of the number admitted 18 were chargeable to the City and 13 to the Province, Total number of inmates Nov. 30th, was 347, made up of 207 men, 138 women and 2 children.

The following resolution was on motion adopted :

That in view of the fact that the City Council is defining the duties of the City Medical Officer, and has also fixed his salary, the practice of paying the City Medical Officer two hundred dollars per year by the Charities Committee be discontinued from Nov. 1st, 1902.

The estimates for 1903 and 1904 were submitted and ordered to be sent to the Public Accounts Committee.

Respectfully submitted,

T. J. BARRY, *Chairman.*

The following resolution is introduced :

*Resolved*, that the report of the Charities Committee be adopted and that His Worship the Mayor be authorized to sign warrants for the payment of the accounts mentioned therein.

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

Read report Public Accounts Committee covering estimates for 1903-4.

Moved by Alderman Rogers, seconded by Alderman Cawsey, that said estimates be considered item by item. Motion passed.

SALARIES.

His Worship the Mayor.....	\$ 1,000.00	Passed
His Honor the Recorder.....	1,200.00	do.
City Treasurer.....	1,500.00	do.
City Clerk.....	1,200.00	do.
Assistant City Clerk.....	900.00	do.
Stipendiary Magistrate.....	2,000.00	do.
City Engineer.....	2,400.00	do.
Assistant Engineer.....	1,400.00	do.
City Auditor.....	1,200.00	do.
Collector of Rates and Taxes and four sub-collectors.....	4,000.00	do.
1st Clerk in Collector's Office.....	700.00	do.
2nd " " ".....	700.00	do.
City Assessor.....	\$1200.00	

Moved by Alderman Robertson, seconded by Alderman Campbell, that this item be placed at \$1,400.00. The vote being taken there appeared :

For the Motion.	Against it.
Aldermen Lithgow, Robertson, MacIlreith, Campbell, Taylor, Spry, Ryan, Hayward.—8	Aldermen Barry, Mahoney, Lamphier, Hubley, Cawsey, Rogers, Adams, Hawkins.—8

His Worship the Mayor gives his casting vote against the motion and declares the motion lost.

	\$1200.00	Passed
Two Assistant Assessors at \$1,000.00 .. . . . . .	\$ 2,000.00	Passed
Registrar of voters.....	\$200.00	

Moved by Alderman Hubley, seconded by Alderman Lamphier that this item be struck from the estimates. Motion put and lost, 6 voting for and 9 against it, as follows :

For the Motion.	Against it.
Aldermen Lamphier, Hubley, Cawsey, Adams, Hayward, Hawkins.—6	Aldermen Lithgow, Robertson, MacIlreith, Campbell, Barry, Taylor, Spry, Mahoney, Ryan.—9

The Item .....	\$ 200.00	Passed
Janitor City Hall .....	800.00	do.
City Medical Officer.....	\$999.99	

Moved by Alderman Barry, seconded by Alderman Campbell, that the salary of the City Medical Officer be placed at \$1000 00.

Moved in amendment by Alderman MacIlreith, seconded by Alderman Robertson, that the salary of the City Medical Officer be placed at \$700 00

The amendment being put is lost, 7 voting for the same and 9 against it, as follows :

For the Amendment.	Against it.
Aldermen Lithgow, Robertson, MacIlreith, Lamphier, Hubley, Cawsey, Adams.—7	Aldermen Campbell, Barry, Taylor, Spry, Mahoney, Ryan, Rogers, Hayward, Hawkins.—9

The original motion is put and passed.

Item .....	\$ 1,000.00	Passed
Clerk of Works .....	1,100.00	do.
Stenographer .....	550.00	do.
Superintendent of Streets and Sewers .....	1,000.00	do.
Superintendent Water Department .....	1,200.00	do.
Water Inspector .....	676.00	do.
License Inspector .....	\$200.00	

Moved by Alderman Rogers, seconded by Alderman Hayward, that this item be placed at \$600.00. The motion being put is lost, 5 voting for the same and 10 against it. Alderman Ryan being excused from voting. Names being taken there appeared :

For the Motion.	Against it
Aldermen Lithgow, Mahoney, Lamphier, Rogers, Hayward.—5	Aldermen Robertson, MacIlreith, Campbell, Barry, Taylor, Spry, Hubley, Cawsey, Adams, Hawkins.—10

Moved by Alderman Robertson, seconded by Alderman Rogers, that the salary of the License Inspector be placed at \$1000.00.

Motion put and passed, 9 voting for and 6 against it. Alderman Ryan excused from voting. Names were recorded as follows:

For the Motion.	Against it.		
Aldermen Robertson, Campbell, Spry, Adams, Mahoney, Lamphier, Cawsey, Rogers, Hayward—9.	Aldermen Lithgow, MacIlreith, Barry, Taylor, Hawkins, Hubley—6.	\$1000.00	Passed

Alderman Hubley gives notice of reconsideration.

Alderman Hubley gives notice of reconsideration of the item Salary of City Medical Officer.

Librarian Citizens' Free Library .....	\$ 450.00	Passed
Assistant Librarian .....	300.00	do.
2nd Assistant Librarian .....	200.00	do.
Plumbing Inspector .....	800.00	do.
Electrician .....	\$1,000.00	

Moved by Alderman Hubley, seconded by Alderman Lamphier, that this item be struck from the estimates.

Motion put and lost, 3 voting for and 13 against it, the names being recorded thus:

For the Motion.	Against it.
Aldermen Lamphier, Hubley, Adams—3.	Aldermen MacIlreith, Lithgow, Robertson, Campbell, Barry, Taylor, Spry, Mahoney, Ryan, Cawsey, Hayward, Hawkins, Rogers—13.

Item .....	1,000.00	do.
Total salaries .....	\$31,676.00	do.

LESS

CHARGED TO WATER DEPARTMENT.

Assistant City Engineer .....	\$1,400.00	do.
2nd Clerk Collector's Office .....	700.00	do.
Superintendent Water Department .....	1,200.00	do.
Water Inspector .....	676.00	do.
Part salary Clerk of Works .....	600.00	do.
	\$ 4,576.00	do.

CHARGED TO SEWERAGE.

Part salary Clerk of Works .....	\$500.00	
½ salary Supt. of Streets and Sewers .....	500.00	
	1,000.00	do.

CHARGED TO VARIOUS APPROPRIATIONS.

License Inspector, (License Fund) .....	\$1,000.00	do.
Librarian and Assistants. (Library) .....	950.00	do.
Plumbing Inspector, (Board of Health) .....	800.00	do.
½ salary Superintendent of Streets, (Streets) .....	500.00	do.
	3,250.00	8,826.00 do.

Balance .....		22,850.00 do.
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POLICE DEPARTMENT.

Chief of Police and men .....	\$29,060.00
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Moved by Alderman Hawkins, seconded by Alderman Cawsey, that the Police Appropriation be the same as the present year—\$30,460.

Moved in amendment by Alderman Lithgow, seconded by Alderman Hayward, that the appropriation for Police be \$29,500.00; and that the extra amount be used for purchasing

mackintoshes, rubber boots and storm caps for the force.

The amendment being put is passed.

Item..... \$29,500.00 Passed

ROCKHEAD PRISON.

Governor and Matron.....	\$ 1,200.00	Passed
Underkeepers and Officials .....	2,144.00	do.
Maintenance .....	2,556.00	do.
	<u>5,900.00</u>	do.

DEPARTMENT OF CITY WORKS.

Streets .....	25,000.00	do.
Internal Health .....	14,000.00	do.
Teams and Stables .....	4,500.00	do.
Fuel .....	850.00	do.
Telephones .....	255.00	do.
Lighting City Hall .....	725.00	do.
Lighting Streets .....	19,250.00	do.
Insurance .....	800.00	do.
City Property .....	2,000.00	do.
Maintenance of Baths .....	500.00	do.
Preparing Official Plan .....	\$500.00	

Moved by Alderman Hubley, seconded by Alderman Lamphier, that this item be omitted. Motion put and lost, 5 voting for and 11 against it, as follows:

For the Motion.	Against it.
Adlermen Mahoney,	Aldermen Lithgow,
Lamphier,	Robertson,
Hubley,	MacIlreith,
Cawsey,	Campbell,
Hawkins—5.	Barry, Taylor,
	Spry, Ryan,
	Rogers, Adams,
	Hayward—11.

Item..... \$ 500.00 Passed

Total ..... \$68,380.00 do.

Alderman Campbell gives notice of reconsideration of salaries of City Assessor and 1st Assistant Assessor.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the Council adjourn till eight o'clock this evening. Motion passed.

Council adjourns 5.45 o'clock.

## EVENING SESSION.

[Adjourned Meeting.]

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL,

DECEMBER 29TH, 1902.

The City Council met this evening, pursuant to adjournment. At the above hour there were present His Worship the Mayor, and Aldermen MacIlreith, Hawkins, Lamphier, Campbell, Taylor, Rogers, and Mahoney.

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

8.30. Roll called. Present the above named together with Aldermen Lithgow, Robertson, Barry, Spry, Hubley, Ryan, Cawsey, Adams and Hayward.

The Council resumed consideration of the Estimates for 1903-4.

### FIRE DEPARTMENT.

Salaries and maintenance.....\$26,580.00

Moved by Alderman Rogers, seconded by Alderman Hawkins, that this appropriation be considered item by item. Motion passed.

Engineers of steamers.....	\$1,600 00	Passed
“ chemicals.....	1,200 00	do
Drivers of steamers &c.....	8,404 00	do
Maintaining fire alarm.....	600 00	do
“ chemicals.....	200 00	do
Telephones.....	350 00	do
Rent.....	462 00	do
Horses.....	300 00	do
Shoeing horses.....	350 00	do
Feed &c. for horses.....	2,700 00	do
Union Protection Company.....	1,400 00	do
Call Force.....	\$3,860.00	

Moved by Alderman Hubley, seconded by Alderman Adams, that this item pass.

The following amendment is introduced :

*Resolved*, That the resolution of a majority of the Public Accounts Committee reducing the pay of call men of the Halifax Fire Department, be not concurred in by this Council, and that the original amount of \$6,280.00 be placed in the Estimates for the civic year 1903-4.

Moved by Alderman Rogers, seconded by Alderman Campbell, and passed, 12 voting for the amendment and 4 against it, as follows:

For the Amendment.	Against it.
Aldermen Lithgow,	Aldermen Lamphier,
Robertson,	Taylor,
MacIlreith,	Hubley,
Campbell, Barry,	Adams—4.
Spry, Mahoney,	
Ryan, Cawsey,	
Rogers, Hayward,	
Hawkins—12.	

	\$6,280 00	Passed
Chief.....	1,000 00	do
Fuel and light.....	1,400 00	do

## CONTINGENCIES.

Stores and supplies.....	\$483 26	do
Repairs apparatus.....	318 49	do
Printing, advertising night-soil, hose, laundry &c.....	231 02	do
Furnace Central House.....	300 00	do
Furnace West St. House.....	300 00	do
Pointing Central Engine House.....	500 00	do
Locks and fittings alarm boxes.....	\$450 00	do

Moved by Alderman Hubley, seconded by Alderman Campbell, that this item be struck from the Estimates. Motion passed.

Miscellaneous.....	\$171 23	do
Total Contingencies.....	2,304 00	do
Total Fire Department.....	\$28,550 00	do

## MISCELLANEOUS.

Printing and stationary.....	2,500 00	do
Interest on Commutation Fund (Common Lots).....	330 54	do
Contingent.....	2,000 00	do
Revising Jury Lists.....	200 00	do
Revising Jury Lists 1902-3.....	\$300 00	do

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that this item be struck from the Estimates. Motion passed.

Revising City Charter and Ordinances.....	\$2,500 00	\$7,530 54	Passed
Total.....		\$162,710 54	do

Less

PROBABLE INCOME.

Liquor Licenses .....	14,500 00	do
Hacks, Trucks and other licenses .....	2,500 00	do
Fines and Fees, Police and City Courts .....	5,000 00	do
Rents City Property .....	2,000 00	do
Dog Tax .....	1,250 00	do
Current Interest .....	2,000 00	do
Halifax Electric Tramway Co .....	5,500 00	do
	32,750 00	

Total General Assessment..... 129,960 54

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that the sum of \$129,960.54 for Total General Assessment do now pass. Motion passed.

Alderman Hubley gives notice of reconsideration.

EXTRA ASSESSMENTS.

County of Halifax .....	\$10,500 00		
County of Halifax for 1902-3 .....	1,157 00	\$11,657 00	Passed
Public Schools .....	102,500 00		do
Bank for interest on advances to Public Schools .....	3,000 00		do
Poors' Asylum .....	23,800 00		do
Public Gardens and Common .....	5,000 00		do
Point Pleasant Park .....	2,000 00		do
Citizens' Library .....	2,500 00		do
Halifax Dispensary and Morgue .....	750 00		do
School for Blind, 13 pupils at \$75.00 .....	975 00		do
Deaf and Dumb Institution, 10 pupils at \$75.00 .....		825 00	do
Deaf and Dumb Institution 1 pupil, 1901-2, \$75.00 .....	1,000 00		do
Industrial School for Boys .....	1,600 00		do
St. Patrick's Reformatory for Boys .....	1,500 00		do
Truants under Compulsory Act .....	300 00		do
Infants' Home, Tower Road .....	300 00		do
Infants' Home, Brunswick St .....	300 00		do
Protestant Home for Girls .....	600 00		do
Roman Catholic Home for Girls .....	500 00		do
Camp Hill Cemetery .....	500 00		do
Dalhousie University .....	1 00		do
County Rifle Association .....	500 00		do
Victoria School of Art and Design .....	10,640 00		do
Board of Health .....	300 00		do
Court of Appeal from Assessments .....	5,000 00		do
One-half subsidy Dry Dock .....	1,873 44		do
Deficit, Exhibition, 1902 .....			
Total .....		177,921 44	do

TEMPORARY LOANS AND INTEREST.

1/15 Loan \$15,000, 11th year (Sinking Fund) .....	\$1,000 00	Passed
Interest 1 year on \$15,000 at 4 1/2 per cent. ....	275 00	do
Less interest on Sinking Fund .....	2,000 00	do
5th payment on loan \$10,859 for various purposes .....	40 00	do
Interest 6 months on 2,000 at 4 per cent. ....	800 00	do
4th payment on loan for Public Baths (\$8,000) .....	178 00	do
Interest on balance of same unpaid at 4 per cent. ....	500 00	do
4th payment on loan for Library &c, (\$3,000) .....	10 00	do
Interest 6 months on \$500 at 4 per cent. ....		

3rd payment on loan for deficit Provincial Exhibition & (\$11,500).....	2,000 00	do
Interest on balance of same unpaid at 4 per cent. ....	200 00	do
2nd payment on loan to purchase hose (\$2,200).....	550 00	do
Interest on balance of same at 4 per cent. ....	55 00	do
2nd payment on loan Duke of Cornwall (\$3,000) .....	500 00	do
Interest on balance of same at 4 per cent .....	90 00	do
2nd payment on loan for deficit Provincial Exhibition 1900 (\$3,300) .....	550 00	do
Interest on balance of same at 4 per cent .....	99 00	do
Sinking Fund and interest on loan \$4,343,94, deficit Provincial Exhibition 1901. ....	548 99	do
Sinking fund and interest on loan (\$4,000) house Public Gardens .....	505 45	do
	\$ 9,899 44	do

## CITY HALL DEBENTURES.

\$25,000 at 4½ per cent. ....	}	\$ 2,125 00	do
\$25,000 at 4 per cent. ....			

## CONSOLIDATED FUND.

\$ 805,000 at 5 per cent. ....	\$ 40,250 00	do
1,143,700 at 4½ per cent. ....	51,466 50	do
1,017,890 at 4 per cent. ....	40,715 60	do
67,000 at 3½ per cent. ....	2,345 00	do
35,000 at 4 per cent for broken periods. ....	371 77	do
Total .....	\$135,148 87	do

Less

## CHARGED TO WATER DEPARTMENT.

\$153,000 at 5 per cent. ....	\$ 7,650 00	do
679,600 at 4½ per cent. ....	30 582 00	do
214,000 at 4 per cent. ....	8,560 00	do
10,000 at 3½ per cent. ....	350 00	do
	\$47,142 00	do
Total Consolidated Fund .....	\$ 88,006 87	do

## SINKING FUNDS.

Sinking Fund under Chapter 65 Acts 1898 .....	\$ 200 00	do
"    "    under Chapter 51 Acts 1902 .....	3,000 00	do
Total .....	\$411,113 29	
Add 1 per cent. for short collection .....	4,111 71	do
Total .....	\$415,225 00	do
Less this amount from Unexpended Balances .....	5,000 00	do
Total Assessment .....	\$410,225 00	do

The following resolution is now introduced :

*Resolved*, That the general and ordinary City Assessment amounting to \$129,960.54, and the extra assessments amounting to \$285,264.46, as per the yearly Estimates for 1903-4, less \$5000.00 to be taken from Unexpended Balances, be confirmed and do now pass, and that the inhabitants and the property within the City be assessed for the sum of \$410,225.00.

And the City Clerk is hereby directed to transmit the said Estimates, together with a

copy of this resolution, to the Board of City Assessors on or before the 31st December inst., and to instruct them to fix the rate of taxation for the year ending April 30th, 1904, on the basis of the said amount of \$410,225.00.

Moved by Alderman MacIlreith, seconded by Aldeaman Lithgow, and being put is passed.

Alderman Hubley gives notice of reconsideration of item in appropriation for Fire Department "Salaries of Call Force" and also of the amount of the total assessment.

Alderman Cawsey, seconded by Alderman Hawkins, moves that No. 8 on Order of the Day be now taken up. Motion passed.

Read No. 8 viz: "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, Nov. 20th, 1902.

To 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.*

Moved by Alderman Cawsey, seconded by Alderman Spry, that the report of the Committee be adopted.

Alderman MacIlreith asked for the opinion of the Recorder as to whether the report of the Committee could legally be adopted.

His Honor the Recorder stated that in his opinion there was no legal liability on the part of the City to pay Mr. Eaton's claim, but that the matter was entirely in the hands of the Council and that they could adopt the report if they saw fit.

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

The names being called for, there appeared:

For the Motion.

Against it

Aldermen Taylor, Spry, Mahoney,	Aldermen Lithgow, MacIlreith,
Lamphier, Ryan,	Campbell, Barry,
Cawsey, Rogers, Adams,	Hubley Hayward.—6.
Hawkins.—9.	

Moved by Alderman Hawkins, seconded by Alderman Cawsey, that the Council adjourn. Motion passed.

Council adjourns 10.40 o'clock.

## EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL,  
DECEMBER 31ST, 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, Hubley, Robertson, Spry, Lithgow, Hawkins and Mahoney.

Moved by Alderman Lithgow, seconded by Alderman Robertson, 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 MacIlreith, Barry, Campbell, Taylor, Ryan, Cawsey, and Hayward.

The Council was summoned to proceed with business standing over and the transaction of other business.

### ORDER OF THE DAY.

The Council proceeded to deal with the several notices of reconsideration on the Order of the Day, of items in the Estimates for 1903-4.

Read No. 7, viz: Alderman Hubley's notice of reconsideration of Total General Assessment.

Moved by Alderman Hubley, seconded by Alderman Cawsey, that the Total Assessment be reconsidered. Motion passed, 8 voting for and 5 against it. Names being called for there appeared:

For the Motion.

Aldermen Lithgow,  
Robertson,  
MacIlreith,  
Barry,  
Taylor,  
Hubley,  
Lamphier,  
Cawsey.—8

Against it.

Aldermen Campbell,  
Spry,  
Mahoney,  
Hayward,  
Hawkins.—5

Read No. 1, viz: Alderman Hubley's notice of reconsideration of salary of License Inspector.

Moved by Alderman Hubley, seconded by Alderman Hawkins, that

this item be reconsidered. Motion put and lost on the following vote :

For Reconsideration.	Against it.
Aldermen Lithgow, MacIlreith, Barry, Taylor, Hubley, Hawkins.—6	Aldermen Robertson, Campbell, Spry, Mahoney, Lamphier Cawsey, Hayward.—7

Alderman Ryan excused from voting.

Read No. 2, viz: "Alderman Hubley's notice of reconsideration of salary of City Medical Officer."

Moved by Alderman Hubley, seconded by Alderman Robertson, that this item be now reconsidered. Motion lost, 4 voting for and 10 against it, the division being :

For Reconsideration.	Against it.
Aldermen Lithgow, Robertson, MacIlreith. Hubley.—4	Aldermen Campbell, Barry, Taylor, Spry, Lamphier, Mahoney, Ryan, Cawsey, Hayward, Hawkins.—10.

Read No. 3, viz: "Alderman Campbell's notice of reconsideration of salary of City Assessor."

Moved by Alderman Campbell, seconded by Alderman Robertson, that this item be reconsidered. The vote being taken, there appeared :

For the Motion.	Against it,
Alderman Lithgow, Robertson, MacIlreith, Campbell, Taylor, Ryan, Hayward.—7.	Alderman Barry, Spry, Mahoney, Lamphier, Hubley, Cawsey, Hawkins.—7.

His Worship the Mayor gives his casting vote against the motion and declares the motion lost.

No. 4, "Alderman Campbell's notice of reconsideration of salary of First Assistant Assessor" is withdrawn.

Read No. 5, viz: "Alderman Hubley's notice of reconsideration of Salaries of Call Force."

Moved by Alderman Hubley, seconded by Alderman Barry, that said item be reconsidered. Motion put and lost, 4 voting for and 9 against it, as follows :

For Reconsideration.

Aldermen Barry, Lamphier,  
Hubley, Cawsey.—4.

Against it.

Aldermen Lithgow, Robertson,  
MacIlreith, Campbell,  
Taylor, Spry, Mahoney,  
Hayward, Hawkins.—9.

No. 6, viz : "Alderman Hubley's notice of reconsideration of Total General Assessment" is struck from the Order Paper.

Moved by Alderman Robertson, seconded by Alderman Lithgow that the Order of the Day be suspended to allow Alderman MacIlreith to introduce a resolution. Motion passed. The following resolution is submitted :

*Whereas*, the manner in which the Tram service is being operated at the present time, is most unsatisfactory to the citizens :

*Therefore Resolved*, that the matter of the running of the cars and the powers of the Council in reference thereto be referred to the Committee on Laws and Privileges for report.

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

The following resolution is now introduced :

*Resolved*, that the General and Ordinary City Assessment, amounting to \$129,960.54 and the Extra Assessment, amounting to \$285,264.46, as per the yearly estimates for 1903-4, less \$5000.00 to be taken from unexpended balances, be confirmed and do now pass, and that the inhabitants and the property within the City be assessed for the sum of \$410,225.00.

And the City Clerk is hereby directed to transmit the said estimates, together with a copy of this resolution, to the Board of City Assessors on or before the 31st December inst., and to instruct them to fix the rate of taxation for the year ending April 30, 1904, on the basis of the said amount of \$410,225.00.

Moved by Alderman MacIlreith, seconded by Alderman Lithgow and being put is passed.

Moved by Alderman Cawsey, seconded by Alderman Hawkins, that the Order of the Day be suspended to permit Alderman Cawsey to submit a resolution. Motion passed, and the following resolution is presented :

*Resolved*, that the sum of money lying to the credit of Water Maintenance account be employed in the improvement of the high service system.

Moved by Alderman Cawsey, seconded by Alderman Hawkins.  
Objected to and placed on the Order of the Day.

On motion the Order of the Day is further suspended to permit Alderman Hubley to submit a resolution.

The following resolution is submitted:

*Resolved*, that the Committee appointed to interview the Electric Tram Co. with reference to running their cars on Cunard Street, be instructed to inform the Tram Co. that this Council requires an answer at their next meeting.

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

Moved by Alderman Hawkins, seconded by Alderman Robertson, that the Council do now adjourn. Motion passed.

Council adjourns 9:20 p. m.

## EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL,  
JANUARY 12TH, 1903.

A meeting of the City Council was held this evening. At the above hour there were present Aldermen Hubley, Barry, Mahoney, Hayward, Spry, MacIlreith, Lamphier, Cawsey, Martin, and Rogers.

Moved by Alderman Hayward, 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 His Worship the Mayor and Aldermen Geldert, Robertson, Lithgow, Campbell, Taylor, Ryan and Hawkins.

The Council was summoned to proceed with business standing over and the transaction of other business.

The following papers are submitted :

Report Tenders Committee, by Alderman Hubley, chairman.

Report City Prison Committee, by Alderman Barry, acting chairman.

Report Library Committee by Alderman Geldert, chairman.

Report Charities Committee, by Alderman Barry, chairman.

Petition D. Pledge for repairs to Agricola and Young Streets, by Alderman Hawkins.

His Worship the Mayor submits the following papers :

Eight reports from the City Works Commission and City Engineer.

Report City Engineer *re* Encroachment foot of Morris Street.

Reports Coal Measurers for October and November, 1902.

Letter J. J. Hunt offering to sell site for Library Building.

Order of Supreme Court restraining the Council from acting in the matter of the proposed new library building until the trial of the cause.

Petition of Charles Andrews et al, for repairs to Stairs Street.

Report City Health Board *re* petition of Mrs. Ruth Gill for recompense.

Letter J. H. Duff *re* Dartmouth Ferry Lock.

Application of Wm. Austen for return of moneys deposited for Liquor License.

Letter Ratepayers' Association *re* Assessment.

Report City Health Board *re* Odorless Dump Cart.

Account (\$40.00) for Membership Fee in Union of Canadian Municipalities.

Application of E. Dulhanty for position of Coal Weigher.

Letter J. J. Hopewell *re* City Engineer's Annual Report.

Letter S. M. Brookfield *re* Dry Dock Assessment.

Letter Robie Street Property Owners *re* Common Sewer.

Letter John F. Kelly *re* Common Sewer.

Letter Lyon's & Tobin *re* W. L. Eaton's Claim for Damages.

Seven applications for position of License Inspector.

Returns of City Treasurer and City Collector for November, 1902.

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

Read Report City Works Commission covering accounts for payment.

#### BOARD OF WORKS BILLS.

Halifax, N. S., January 12th 1903.

*To the Members of the City Council :*

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the following bills, chargeable to the several services, were examined, found correct and ordered to be sent Council for payment :

Water Maintenance, \$245.22 ; Sewerage, 305.62 ; Teams and Stables, 243.19 ; Streets, 189.12 ; Fuel, 175.95 ; Internal Health, 147.50 ; City Hall Lighting, 96.92 ; City Property, 22.12 ; Public Baths, .25 ; Street Lighting, 946.35. Total, \$2372.24.

Respectfully submitted,

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

Moved by Alderman Rogers, seconded by Alderman Robertson, that the report be adopted and the accounts paid. Motion passed.

Read reports City Works Commission and City Engineer *re* street lights.

#### STREET LIGHTS.

City Works Office, Halifax, N. S., Jan. 12th, 1903.

*To the Members of the City Council :*

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the attached report from the City Engineer *re* street lights was read and referred to the Council with a recommendation that it be adopted.

Respectfully submitted,

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

City Engineer's Office, January 7th, 1903.

*His Worship the Mayor:*

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

The locality in each instance is badly lighted, and the installation of the lights asked for would be an improvement. I would recommend that the following lights be installed in the locations named:

- Pleasant Street, near Owen Street.
- Victoria Road, near Lucknow Street.
- Bilby Street, corner of Agricola Street.
- Quinpool Road, at Arm.
- Clifton Street, between Cunard Street and Charles Street.
- Yukon Street, at Harvard Street.
- Lawrence Street, between Chebucto Lane and Harvard Street.
- Kings Place, North of North Street.

Respectfully submitted,

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

Moved by Alderman Hubley, seconded by Alderman Hayward, that said reports be adopted. Motion passed.

Read report City Works Commission *re* sidewalks around Armouries.

#### SIDEWALK AROUND ARMOURIES.

City Works Office, Jan. 12th, 1903.

*To The Members of City Council:*

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the attached letter from Department of Militia and Defence was read and referred to the Council with a recommendation that its provisions be accepted and the City Engineer be authorized to furnish the necessary estimates.

Respectfully submitted,

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

Ottawa, December 30th, 1902.

F. W. W. Doane, Esq.,  
*City Engineer, Halifax, N. S.:*

SIR,—In acknowledging the receipt of your letter of the 15th instant, with reference to the question of laying granolithic sidewalks, granite curb and gutters around the Drill Hall, Halifax, N. S.

I have the honor to state that the Department of Militia and Defence accept your offer of having this work carried out by the City Works Department in the same manner as all City sidewalks are laid, the Department of Militia and Defence to pay one-half the cost and the balance to be defrayed by the City of Halifax.

I shall be glad if you will send me an estimate of the cost of this work, when convenient, that I may have the necessary funds provided for.

I would also request that you will inform me at what time approximately in the spring you will commence this work.

G. S. MANSELL, *Capt., Asst. Engr.*

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

Moved in amendment by Alderman Hubley, seconded by Alderman Barry, that said report be referred back to the Works Department for an estimate of the cost of the work.

The amendment being put, is passed, 10 voting for and 5 against it. Names being called for, there appeared :

For the Amendment.	Against it.
Aldermen Lithgow, Robertson, MacIlreith, Barry, Taylor, Mahoney, Lamphier, Hubley, Cawsey, Hayward.—10.	Aldermen Campbell, Spry, Ryan, Martin, Rogers.—5.

Read returns of City Collector and City Treasurer for November, 1902. Filed.

Read reports City Works Commission and City Engineer re water pipes LeMarchant Street.

#### WATER EXTENSION LEMARCHANT STREET

City Works Office, Jan. 12th, 1903.

*To the Members of the City Council :*

GENTLEMEN.—At a meeting of the City Works Commission held this day the attached report of the City Engineer re water extension LeMarchant Street was read and referred to the Council with a recommendation that it be adopted.

Respectfully submitted,

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

City Engineer's Office, Jan. 9th, 1903.

*His Worship the Mayor :*

SIR,—The sewer ordered by the Council to be constructed on LeMarchant Street between South Street and Coburg Road is now being laid. The water pipe extends several hundred feet north from South Street and south from Coburg Road. There is a missing link in the middle, as there are no houses in this part of the street. A considerable saving would be effected if the pipe were laid in the sewer trench while it is open. It will not involve any increase in consumption at present as there is no immediate prospect of houses being built on this part of the street.

Respectfully submitted,

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

Moved by Alderman Campbell, seconded by Alderman Robertson, that said reports be adopted. Motion passed.

Read the following named papers in re Robie Street and Common sewer :

Letter John F. Kelly,

Letter G. H. Maxwell, Secretary Robie Street Property Owners' Association,

Reports City Works Commission and City Engineer *re* Water Pipes in Common Sewer.

Reports City Works Commission and City Engineer on complaints from Mrs. E. Maxwell, E. B. Elliot and John W. Austen.

ROBIE STREET AND COMMON SEWER.

City Works Office, Jan. 12th, 1903.

*To the Members of the City Council:*

GENTLEMEN,—At a meeting of the City Works Commission held this day the attached report on the complaints of Mrs. E. Maxwell, 224 Robie Street, Ed. B. Elliot, 230 Robie Street and John W. Austin, 234 Robie Street, was read by City Engineer and ordered to be sent to the Council.

Respectfully submitted,

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

City Engineer's Office, Jan. 12th, 1903.

*His Worship the Mayor:*

SIR,—In the accompanying letters residents of Robie Street south of Welsford Street complain of their cellars being flooded by water on the 17th December last. Complaints were received by telephone and otherwise at this office on the day on which the flooding occurred and men were despatched at once to investigate. One of the City Foremen who visited these premises took off the manhole covers on the sewer on Robie Street and across the Common. The sewer in front of the house referred to was full of water; but the sewer going to the common was only two-thirds full. This matter has been reported on fully and is now before the Council. If the Council cannot see their way clear to carry out all the work recommended in connection with the common sewer, I would recommend that the sewer going down Williams Street be extended direct to the Common sewer in line with Williams Street and that the sewer on Quinpool Road be extended direct to the Common sewer near the Egg Pond. This work with the proposed widening of the sewer where the water pipe crosses, would cost about seven thousand (\$7,000) dollars; and while I cannot advise that it will effect a complete remedy, I believe that it will lessen the danger of flooding cellars in the block from which the complaints have come.

Respectfully submitted,

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

Moved by Alderman Campbell, seconded by Alderman Rogers, that this matter be placed on the Order of the Day with No 2 thereon, viz.: "City Engineer's report in re Common Trunk Sewer." Motion passed.

Read report City Health Board re petition of Mrs. Ruth Gill for recompense.

MRS. GILL'S CLAIM.

Office of City Health Board, Dec. 4th, 1902.

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

GENTLEMEN,—At a meeting of the City Health Board, held on Monday last, the accompanying extract from Minutes of Council, relating to a petition of Mrs. Gill, was

read and ordered to be sent back, as the Board cannot accede to the request to reimburse Mrs. Gill to any amount.

Yours respectfully,

JOHN A. WATTERS,  
*Secretary.*

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

Read report City Works Commission re clock in Tower of St. Paul's Building.

CLOCK ST. PAUL'S BUILDING.

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

*Members of the City Council:*

GENTLEMEN,—At a meeting of the Works Commission, held this day, a Minute of Council with attached letter from W. E. Thompson, agent of Geo. Wright, in re clock in St. Paul's Building, was read, and it was decided to report that there were no funds available for that purpose.

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

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

Read reports of Coal Weighers for October and November, 1902. Filed.

Read letter J. J. Hunt offering to sell a site for proposed new library building. Placed on Order of the Day.

Read restraining order of the Supreme Court in the matter of the Carnegie Gift for Library Building. Placed on the Order of the Day.

Read petition of Charles Andrews, et al, for repairs to Stairs Street.

Moved by Alderman Hawkins, seconded by Alderman Hayward, that said petition be referred to the City Works Commission to carry out the work applied for. Motion passed.

Read application of E. Dulhanty for position of Coal Weigher. Filed.

Read account of the Union of Canadian Municipalities for Annual Fees for Membership 1902-3—\$40.00. Moved by Alderman Robertson, seconded by Alderman Geldert, that said account be paid. Motion passed.

Moved by Alderman Hawkins, seconded by Alderman Rogers, that His Worship the Mayor and the Deputy Mayor be a special committee to communicate with the Union of Canadian Municipalities, with the view of having the next Convention of the Union held in the City of Halifax. Motion passed.

Read report City Health Board in re odorless dump cart.

ODORLESS DUMP CART.

Office of City Health Board, Dec. 16th, 1902.

DEAR SIR,—At a meeting of the City Health Board, held last evening, I was directed to say, in reply to your enquiry of the 8th inst., relating to dump carts, that as the present system of cleaning vaults and cesspools is so unsatisfactorily performed, and the appliances used for carrying on the work so obsolete, unsanitary and offensive, that the Board has decided to have the work done by the odorless system, and propose to procure an approved cart for same. The work will be done under contract, and the fees, which will be regulated by the Board, not to be more than at the present time, will be paid directly to the contractor, who will collect his own bills, the Board being in no way responsible except requiring the work to be done by the contractor in a satisfactory manner.

JOHN A. WATERS,  
*Secretary City Health Board.*

To L. FRED. MONAGHAN, ESQ.,  
*City Clerk.*

Filed.

Read report Library Committee recommending accounts for payment.

LIBRARY ACCOUNTS.

Committee Room, City Hall, Jan. 6th, 1903.

*To His Worship the Mayor and City Council :*

GENTLEMEN,—Your Committee on Citizens' Free Library beg to report that at a meeting of the committee, held this day, the following accounts, amounting to \$247.62, were passed as correct and recommended for payment, viz :

Mutual Subscription Agency, for periodicals, \$205.70; Chronicle Publishing Co., 2 years, to Dec., 1903, 11.00; Library Bureau, Boston, manilla pockets, 6.00; James Shand, Books, 7.00; George N. Morang & Co., register, 3.00; C. D. Cazenove & Son, books, £1 12 1, 7.90; T. C. Allen & Co., stationery, &c., 6.12; A. & W. Mackinlay, diary, &c., .90. Total \$247.62.

All of which is respectfully submitted,

J. M. GELDERT,  
*Chairman.*

The following resolution is now introduced :

*Resolved* That the report of the Committee on Citizens' Free Library be received and adopted and that His Worship the Mayor be authorized to sign warrants for the payment of the accounts therein contained.

Moved by Alderman Geldert, seconded by Alderman Barry and passed.

Read reports City Works Commission and City Engineer re petition of William Robinson for permission to erect boat landing and shed at the North-West Arm, foot of South Street.

BOAT LANDING, SOUTH STREET.

City Works Office, Dec. 12th, 1902.

*The City Council :*

GENTLEMEN,—The Works Commission, at a meeting held this day, decided to forward to the Council the report attached hereto from the City Engineer in re Boat Landing, South Street, with a recommendation that the same be adopted.

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

City Engineer's Office, Dec. 12th, 1902.

*His Worship the Mayor:*

SIR.—I beg to report on the accompanying petition from William Robinson asking for permission to place a float at foot of South Street with a shed thereon and for permission to keep boats for hire.

I have consulted His Honor the Recorder in reference to the power and authority of the City, and I am instructed that there is no objection to granting the permission, providing that it does not interfere with the rights of the public. As the work proposed by Mr. Robinson will be a great convenience to the public during the summer, I beg to recommend that permission be granted, with conditions providing for the cancelling of the permit and for the regulation of his work during his occupation of the landing.

Respectfully submitted,

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

Moved by Alderman Rogers, seconded by Alderman Cawsey, that said reports be referred back for further report as to the terms of agreement to be entered into between the City and Mr. Robinson. Motion passed.

Read letter J. H. Duff relating to the Dartmouth Ferry and Dock.

Moved by Alderman Rogers, seconded by Alderman Hawkins, that the same be referred to the City Works Commission for report and that the receipt of same be acknowledged. Motion passed.

Read letter D. Pledge re condition of bridge connecting Agricola and Young Streets.

Moved by Alderman Hawkins, seconded by Alderman Hayward, that the same be referred to the City Works Commission to remedy. Motion passed.

Read letter Ratepayers' Association in re Assessment Law.

RESOLUTION OF RATEPAYERS' ASSOCIATION RE ASSESSMENT.

Halifax, Dec. 12th, 1902.

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

GENTLEMEN,—I am instructed by the Ratepayers Association to forward you the following Resolutions:

“*Resolved* That this Association is opposed to the abolition of the personal property tax at present;

That this Council of the Ratepayers Association respectfully request the City Council to provide us with a copy of any tax scheme that comes before it and defer action thereon until this Council has opportunity to express its views thereon,

*And further* That copies of these resolutions be sent to the City Council.

F. W. SCOTT, *Secretary.*

Filed.

Read report City Prison Committee, covering accounts.

## CITY PRISON ACCOUNTS.

Committee Room, City Hall, Jan. 7th, 1903.

*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, amounting to \$146.68, were passed as correct, and recommended for payment :

W. D. Irwin, drugs, etc., \$7.15; James Davidson, horseshoeing, 4.50; C. E. Hamilton, dry goods, 15.88; Thos. Little & Son, dry goods, 21.05; Geo. C. Cook, apples, 3.00; J. A. Leaman & Co., ox heads, 8.10; J. L. Archibald & Son, groceries, 60.54; G. E. Smith & Co., hardware, 3.24; Mumford Bros., poultry, 13.00; Moir, Son & Co., bread, &c., 10.22. Total \$146.68.

All of which is respectfully submitted,

T. J. BARRY,  
*Acting Chairman.*

The following resolution is submitted :

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

Moved by Alderman Barry, seconded by Alderman Mahoney and passed.

Read letter Lyons and Tobin relating to W. L. Eaton's claim for damages.

## W. L. EATON'S CLAIM.

Halifax, N. S., Jan. 10th, 1903.

*To His Worship Mayor Crosby, City :*

DEAR MR. MAYOR,—In this matter we are in receipt of a communication from the City Clerk, dated the 21st December, ult., enclosing a report from the Committee on Laws and Privileges authorizing the City to effect a compromise of this claim with us for \$700.00, and also an extract from the minutes of a meeting of the City Council, held on the 29th December, ult., adopting the report of the Committee on Laws and Privileges.

On behalf of our client, we beg to state that we are willing to accept the City's offer of \$700.00 in full of all claims for damages, and would ask you to kindly notify the necessary officials accordingly in order that we may get the matter close.

LYONS &amp; TOBIN.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the letter be filed. Motion passed.

Read application of William Austin for return of twenty dollars deposited for liquor license.

Moved by Alderman MacIlreith, seconded by Alderman Robertson, that said application be referred to the Committee on Laws and Privileges for report. Motion passed.

Read report City Engineer in re Encroachment foot of Morris Street.

## ENCROACHMENT MORRIS STREET.

Engineer's Office, Nov. 10th, 1902.

*His Worship the Mayor :*

SIR,—At a meeting of the Council on August 28th, 1902, the following resolution was passed :

*Resolved*, That the lessee of the property belonging to the City, situated at the foot of Morris Street, under lease to Mr. A. J. Grant, be notified to remove within thirty days all buildings, obstructions or fences on said property, and that the said lessee be notified that unless the terms of this resolution are complied with legal proceedings "will be taken to enforce the same."

In accordance with the resolution, I understand that notice was served. The thirty days have expired, and I have to report that the encroachment still exists.

Respectfully submitted,

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

Moved by Alderman Lithgow, seconded by Alderman Geldert, that the matter be referred to His Honor the Recorder for further report. Motion passed.

Read report of Charities Committee covering accounts.

#### CHARITIES COMMITTEE ACCOUNTS.

January 7th, 1903.

To His Worship the Mayor and City Council:

GENTLEMEN,—The Charities Committee met this day and beg to submit the following report:

Members present, the Chairmen, Aldermen Mahoney, Hubley, Cawsey and Hawkins.

The Superintendent's report for December shows that there were 41 persons admitted to the Poor's Asylum during the month, 1 born, 21 discharged and 2 died. Of the number admitted 6 were chargeable to the Province, 1 to the county of Halifax and 34 to the City. The total number of inmates Dec. 31st, 1902, was 366, made up of 227 men, 137 women and 2 children.

The following accounts were examined, found correct and recommended for payment, viz.:—Dillon Bros. \$590.07; E. & A. Thompson \$378.55; W. A. Maling & Co. \$46.27; Smith Bros. \$138.36; John McLellan \$24.08; Geo. Gregoire \$34.80; Scotia Pure Milk Co., Ltd. \$70.13; Arthur Fordham \$15.95; Fleischmann and Co. \$4.20; Joseph S. Cashen \$25.20; C. E. Puttner \$37.50; B. Mulcahy \$347.45; A. M. Bell & Co. \$19.04; Wm. McFatriage \$45.35; John F. Kelly 14.05; Farquhar Bros. \$18.45; George Rent \$28.81; Robt. A. Croucher \$60.16; Geo. E. Smith & Co. \$10.60; Geo. S. Yates & Sons \$4.80; Baldwin & Co. \$9.56; Halifax Electric Tram Co., Ltd. \$122.50; Pay Sheet \$676.83. Total \$2622.71.

Respectfully submitted,

T. J. BARRY, *Chairman.*

The following resolution is introduced:

*Resolved* That the report of the Charities Committee be adopted and His Worship the Mayor authorized to sign warrants for the payment of the accounts mentioned therein.

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

Read letter S. M. Brookfield in re Assessment on Dry Dock.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that the same be referred to the Committee on Laws and Privileges for report. Motion passed.

Read report Committee on Tenders covering account for printing Annual Civic Report for 1901-2.

## PRINTING ANNUAL REPORT.

Committee Room, City Hall, Jan 12th, 1903.

To His Worship the Mayor and City Council:

GENTLEMEN,—Your Committee on Tenders beg to report that the work of printing the City Report for the year ending May 1st, 1902, has been completed by Messrs. Holloway Bros, and would recommend their bill of \$307.00 for payment.

ANDREW HUBLEY, *Chairman.*

The following resolution is presented.

*Resolved* That the report of the Committee on Tenders be adopted and His Worship the Mayor be authorized to sign warrants for the payment of the accounts therein contained.

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

Read letter J. J. Hopewell, Clerk of Works, taking exception to statements in City Engineer's Annual Report.

Moved by Alderman Hawkins, seconded by Alderman Cawsey, that said letter be referred to the Special Committee on Duties of Civic Officials. Motion passed.

Read applications for position of Chief License Inspector from Geo. P. Henry, W. W. McLellan, Abner Hart, James G. Jamieson, W. F. Cotter, Ira G. Mason and Wm. P. Hayden.

Moved by Alderman Rogers, seconded by Alderman Hayward, that the applications be filed. Motion passed.

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

The following resolution is submitted:

*Resolved*, That His Worship the Mayor be requested to appoint the committee for revising jury lists, and that the committee be composed of Aldermen MacIreith, Hubley and Rogers.

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

Alderman Hubley submits a notice of motion for the taking of a plebiscite on the question of the proposed new library building, and to ask Mr. Carnegie to allow his offer to remain in abeyance in the meantime:

*Whereas*, The City Council of Halifax accepted an offer of seventy-five thousand dollars from Mr. Andrew Carnegie on the 7th of April, 1902, for the purpose of erecting a Citizen's Free Library, and agreed to provide a suitable site for the same ;

*And whereas*, There is no doubt that Mr. Carnegie's intentions are that said library should be erected in such a locality as would suit all, but especially the working classes of the community ;

*And whereas*, There is no suitable site, the selection of which would be acceptable to the citizens generally, and it is not advisable at present to add to the burdens of the taxpayers by purchasing property for the purpose ;

*And whereas*, There is a wide diversity of opinion among the ratepayers of the City as to the wisdom of guaranteeing seven thousand dollars a year to support a public library ;

*Therefore resolved*, That Mr. Andrew Carnegie be, and is hereby respectfully requested to allow his generous offer to remain in abeyance until the ratepayers have had an opportunity to vote on the following questions :

1. Are you in favor of the City accepting \$75,000 dollars from Mr. Andrew Carnegie for the erection of a Public Library ?
2. Are you in favor of the City Council guaranteeing \$7,000 annually for the maintenance of the same ?
3. Are you in favor of the City Council purchasing land on which to erect said building ?

*Further resolved*, That a copy of this resolution be immediately forwarded under seal of the City of Halifax to Mr. Andrew Carnegie, with a request for an early reply, to the end that, if his answer is in the affirmative, the necessary legislation may be obtained at the next session of the Legislature.

By leave of Council the following resolution is introduced :

*Resolved*, That His Honor the Recorder be requested to report at the next meeting of this Council as to the legality of dealing with said resolution.

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

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

Council adjourns 10 o'clock.

## EVENING SESSION.

8.10 o'clock.

COUNCIL CHAMBER, CITY HALL,

JANUARY 26TH, 1903.

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

Moved by Alderman Hubley, seconded by Alderman Barry, 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 Robertson, Lithgow, MacIlreith, Campbell, Mahoney Ryan, Rogers, Cawsey and Hawkins.

The Council was summoned to proceed with business standing over and the transaction of other business.

Alderman Martin, Chairman, submits a report from the Board of Fire Wards.

Alderman MacIlreith, Chairman, submits a report from the Committee on Laws and Privileges.

His Worship the Mayor submits the following papers:

Reports City Works Commission and City Engineer re High Service Water Supply.

Reports City Works Commission and City Engineer re Chestnut Street extension.

Reports City Works Commission and City Engineer re Transfer from Water to Sewer Account.

Reports City Works Commission and City Engineer re Water Maintenance Account.

Report City Works Commission re Estimate of cost of sidewalk around Armouries.

Recorder's opinion re encroachment foot of Morris Street.

Recorder's opinion on Alderman Hubley's notice of motion re Library.

Letter from Recorder re Indexing Board of Works Minutes.

Letter City Assessor re Tax Bills, &c.

Requisition of City Health Board for \$1310.00.

Report Coal Weighers for December.

Invitation to Corporation to attend International Fire Prevention Congress in London July 7th to 10th 1903.

Monthly returns of City Treasurer for December.

Monthly returns of City Collector for December.

City Collector's list of persons entitled to sign applications for Liquor Licenses.

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

Read reports City Works Commission and City Engineer recommending transfer from Water Construction Account to Young Avenue Sewer Account of the sum of \$2735.71.

#### WATER CONSTRUCTION.

City Works Office, January 26, 1903.

*To the Members of the City Council:*

GENTLEMEN,—At a meeting of the City Works Commission held this day the attached transfer from Water Construction to Young Avenue Sewer Account for proportion of cost of excavation of the sewer trench chargeable to the Water Department was read, approved and sent to the Council for payment.

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

City Engineer's Office, January 15, 1903.

*His Worship the Mayor:*

SIR,—I beg to recommend transfer from Water Construction Account to Young Avenue Sewer Account of the sum of two thousand seven hundred and thirty-five dollars and seventy-one cents (\$2735.71) being the proportion of cost of excavation of the sewer trench chargeable to the Water Department, in accordance with the returns published in the Annual Report 1901-1902.

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

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

Read reports City Works Commission and City Engineer re High Service Water Supply.

#### HIGH SERVICE WATER SUPPLY.

January 26th, 1903.

*To The Members of City Council:*

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the attached report from the City Engineer re High Service Water Supply was read and referred to the Council for its information.

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

City Engineer's Office, Jan. 20th, 1903.

*His Worship the Mayor:*

SIR,—Since the cold snap which we are now feeling the effects of, many and frequent complaints have been received respecting poor pressure or the entire absence of water supply in portions of the high service district. To-day the Citadel, Artillery Park and the higher portions of Willow Park, North Street and Agricola Street are without water entirely. It is beyond question that this condition of the water service is caused solely by the cold weather and consequent waste of water. Before the cold snap in December the gauge in the Superintendent's house on Compton Avenue showed 55 lbs. pressure; after the first cold snap the gauge had dropped to 23 lbs., subsequently it fell to 22 lbs. We made a thorough examination of the whole high service system to discover, if possible, a leak in the main or some other cause for the enormous decrease in

pressure, but found the pipe system in good order. After the cold weather moderated the gauge rose until it again reached 35 lbs., and has remained at that pressure until the recent cold weather when it has again fallen in a few hours to 22 lbs. No doubt when the weather moderates it will rise again; but in the meantime many hundreds of people are without water, and there is danger of hot water boilers bursting and causing serious damage. This has become very a serious matter. In case of fire in these districts there would not be a single drop of water for the engines to say nothing of hose streams. I feel that it is my duty to again urge upon the Council the necessity of adopting a stringent remedy that may be applied without fear or favor to prevent the enormous and unnecessary waste of water during these cold snaps.

Respectfully submitted,

F. W. W. DOANE,  
City Engineer.

Moved by Alderman MacIlreith, seconded by Alderman Rogers, that the same be referred to special committee on high service water supply. Motion passed.

Read reports City Works Commission and City Engineer recommending that legislation be sought to authorize the transfer of \$10,000.00 from maintenance to construction account.

WATER MAINTENANCE

City Works Office January 26, 1903.

To the Members of the City Council:

GENTLEMEN.—At a meeting of the City Works Commission held this day the attached report from the City Engineer re Water Maintenance was read and referred to the Council for its information.

A. B. CROSBY,  
Mayor and Chairman.

City Engineer's Office, January 23, 1903.

His Worship the Mayor:

SIR,—During the last few years a considerable balance has accumulated to the credit of Water Maintenance Account, and I would recommend that legislation be obtained authorizing the transfer of the sum of \$10,000.00 to Construction Account for the coming year. I respectfully urge, however, that the balance should not be diverted from maintenance work as every dollar of it is required for renewal of old worn out mains. There is a great deal of old 3 inch pipe throughout the City which is almost completely filled up with rust, and the original shell of the pipe in many cases has nearly disappeared. It is very difficult to make connections with these pipes when laying new service pipes and the supply to householders is very unsatisfactory. It will require all the money that we can spare from water maintenance account to renew these old worn out pipes. There are many dead ends too throughout the City that should be connected to improve the circulation, prevent the deposit of rust and sediment and consequently give a better supply to householders in the neighborhood of them. Some of those requiring attention in the immediate future are:

- Three inch pipe Argyle Street, from Buckingham to George Street.
- “ “ “ “ “ Sackville to Blowers Street.
- “ “ “ “ “ Jacob Street to Cumberland House.
- “ “ “ South Street, connect between Pleasant and Queen Streets.
- “ “ “ Carleton Street, from College Street to Spring Garden Road.
- “ “ “ Creighton Street, from Faulkland Street to Cunard Street.

Three inch pipe Creighton Street, from Gerrish Street south to fire plug.

“ “ “ Dresden Row, from Morris Street to Rottenburg Street.

“ “ “ Fawson Street, from Water Street to Hollis Street.

“ “ “ Granville Street, from Buckingham Street to Prince Street.

“ “ “ “ “ Sackville Street to Salter Street.

“ “ “ Grafton Street, from Sackville Street to Buckingham Street.

“ “ “ Hollis Street, from George Street to Water Street.

“ “ “ “ “ Salter Street to Bishop Street.

“ “ “ Maitland Street, from Gerrish Street to Brunswick Lane.

“ “ “ Spring Garden Road, from Tower Road to Robie Street.

“ “ “ Sackville Street, from Hollis Street to Granville Street.

Dead ends :

Bloomfield Street, west of Agricola Street.

Henry Street, South of Coburg Road.

Williams Street, east of Windsor Street.

William Street, Agricola and Maynard Streets.

Respectfully submitted,

F. W. W. DOANE,

*City Engineer.*

Moved by Alderman Rogers, seconded by Alderman MacIlreith, that said reports be adopted. Motion passed.

Read reports City Works Commission and City Engineer *re* Chestnut Street Extension, covering letter W. J. Branch.

#### CHESTNUT STREET EXTENSION.

City Works Office, January 26th, 1903.

*To the Members of the City Council :*

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the enclosed report of the City Engineer, with letter from W. J. Branch attached, *re* Chestnut Street extension was read and referred to the Council.

A. B. CROSBY,

*Mayor and Chairman.*

City Engineer's Office, January 15th, 1903.

*His Worship the Mayor :*

SIR,—I beg to report on the accompanying letter from W. J. Branch, in reference to a lot owned by him on the proposed extension of Chestnut Street.

Some time ago the Council had before them a proposition to open a street north and south between Quinpool Road and Chebucto Road, about half way between Windsor Street and Oxford Street, as the block was very long. At that time it was decided that the street should be opened on a line with Chestnut Street, connecting with the proposed extension of King Street from Willow Park. If the official plan of that district had been completed, we intended to lay down a street as proposed. The outlook for the completion of the plan of this district in the coming year looks favorable, and I have no doubt that by the end of the season the work will be completed. In the mean-

time, however, the City is not in a position to buy the lot until they can prevent building on other lots which would be in the line of the proposed street. After the street is established we could proceed ; but at present the City is not in a position to purchase.

Respectfully submitted,

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

Placed on Order of the Day.

Read report City Works Commission re sidewalks around Armouries.

SIDEWALKS AROUND ARMOURIES.

City Works Office, Jan. 26th, 1903.

To the Members of the City Council :

GENTLEMEN,—At a meeting of the City Works Commission, held this day, the Minute of Council, re estimate of the cost of the sidewalks about the Armouries, was read. The City Engineer reported that he estimates the cost of laying curb and gutter around the Armouries on Park Street, Cunard Street and Maynard Street at \$1500.00, and a cement concrete sidewalk at about the same amount, or a total of \$3000.00

Respectfully submitted,

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

Placed on Order of the Day.

Read monthly returns of City Collector and City Treasurer for for December. Filed.

Read report Board of Fire Wards re appointments and fines on call men, and covering accounts for payment.

REPORT BOARD OF FIRE WARDS.

Committee Room, City Hall, Jan. 26th, 1903.

To His Worship the Mayor and City Council :

GENTLEMEN,—The Board of Fire Wards met this day and beg to submit the following report :

Matthew Williams, a member of the Call Force, having left the City, the Board recommend to be appointed Richard Supple.

Your Board would recommend that a fine of five dollars (\$5.00) in each case be imposed upon the following named members of the Call Force for neglecting to attend the annual drill November 10th last :

James Quirk,  
Robert Foley,  
Thomas Leary,  
Matthew Williams,  
John Lomas,  
Alfred Pickles,  
Thomas Strachan,  
Michael Ryan,

John Quinn,  
Thomas Downie,  
David Irons,  
Chas. Pheeney,  
John Brooks,  
Arthur Lounds,  
P. J. Lynch,  
John Tobin,  
James Ryan,

and that similar charges against Henry Quirk and Robert Walker be dismissed.

Your Board recommend for payment the following named accounts :

William Kline, horseshoeing, \$1.29; G. M. Cullen & Co., glazing, 5.10; Farquhar Bros., mantles, &c., 12.60; Poor's Asylum, wood, 33.75; H. A. McDonald, battery, zincs, etc., \$5.92; John F. Kelly, harness work, 7.30; G. H. Cutlip, whitewashing, 1.50; Cragg Bros. & Co., hardware, 1.20; J. E. Myers, plumbing, etc., 90.40; Melvin & Co., snow shovels, .80; E. J. Fenton, feed, 208.42; J. E. M. Taylor & Co., glazing, 2.25; Neil Fox, harness work, 2.10; Robert Horner, horseshoeing, 25.86; David Power, horseshoeing, 8.05; W. W. Howell, repairs to engine, 373.36; G. A. Burbidge, blue stone, 40.35; John McPartridge, pipe, etc., 95.50; John Starr, Son & Co., gravity jars, 4.80; T. Robinson, hire of horse and sleigh, 3.00; T. F. Courtney, salt, 4.50; David Power, horseshoeing, 5.22; Halifax Herald, advertising, 3.15; M. Conroy, dry goods, 12.70; Blackadar Bros., advertising, 2.76; Wm. Kline, horseshoeing, 4.20; G. G. Kendrick, boiler, grate, labor, etc., 17.23. Total, \$1053.36.

Respectfully submitted,

P. F. MARTIN,  
Chairman.

The following resolution is introduced :

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

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

Read Recorder's opinion on Alderman Hubley's notice of motion in re Library.

In re LIBRARY—ALDERMAN HUBLEY'S NOTICE OF MOTION.

Recorder's Office, City Hall, January 26, 1903.

To His Worship the Mayor and City Council :

GENTLEMEN,—Alderman Hubley's notice of motion has been referred to me as to whether it is a breach of the injunction granted by the Court herein. It must be remembered that the Contract entered into by the resolution of the City Council accepting Mr. Carnegie's gift on the 7th April 1902 provided that the City was to furnish a site for the erection of the library. The injunction granted prohibits the Council from seeking to rescind that resolution and from intimating the same to Mr. Carnegie or taking any further steps in breach of said resolution. The notice of motion sets out "there is no suitable site the selection of which would be acceptable to the citizens generally and it is not advisable at present to add to the burden of the taxpayers by purchasing property for the purpose." This is practically repudiating the resolution accepting Mr. Carnegie's offer and intimates to him that although the City has undertaken to provide a site the City has no suitable site and that the Council will not assess the taxpayers for purchasing such a site and is a breach of the resolution passed in April 1902. But the notice of motion goes further and states that there is a great diversity of opinion among the rate payers as to the wisdom of guaranteeing the \$7,000 to support a public library. And then comes the resolution that Mr. Carnegie "be requested to allow his offer to remain in abeyance until the ratepayers have an opportunity to vote upon the question" 1st—whether they are in favor of accepting \$75,000; 2nd—whether they are in favor of guaranteeing \$7,000 for maintenance of the Library and 3rd—whether they are in favor of the City Council purchasing a site; and if Mr. Carnegie consents to this legislation is to be obtained. There is no outstanding offer of Mr. Carnegie. The offer he made has been turned into a contract and if the City Council to-morrow were to repeal the resolution accepting his offer it would not affect the contract unless Mr. Carnegie agreed to it. It is quite evident the intention of the resolution is that the offer (that is, the original offer made by Mr. Carnegie) remain in abeyance until certain questions are submitted to the people and that the Council will decide according to the wishes of the

people as expressed at the polls and legislation is to be obtained to enable them to do so. The resolution asking Mr. Carnegie to allow his original offer to remain in abeyance, if he were to consent to the same, would be relieving the City of their acceptance of his offer and allowing the original offer to stand as an offer, thereby evading the contract which now exists, and the Council would then decide upon the result of the vote upon the questions submitted and if the answer were in the negative the Council then would refuse to accept the offer of Mr. Carnegie. This resolution, to my mind, attempts to get clear of the resolution accepting Mr. Carnegie's offer and would destroy that contract if accepted by Mr. Carnegie and would be a breach of the resolution of April 1902 and a violation of the order of injunction. If there were any doubt about it I am sure that the Council (the citizens' parliament, the body that makes the laws and ordinances for the government of the citizens) would be the first to set the example of upholding the law. I have already advised the Council that the resolution accepting Mr. Carnegie's offer was a contract and cannot be rescinded except by mutual consent and I have the gravest doubts as to whether the present action can be maintained by the Attorney-General on the relation of Mr. Mackintosh. This matter will be argued before the full Court probably this week and an early decision arrived at, and it is more desirable even if the resolution were not a breach of the injunction to allow the matter to stand until the final decision of the Court.

Respectfully submitted,

W. F. MACCOY,

*City Recorder.*

Placed on Order of the Day.

Read letter City Assessor re form of tax bills, &c.

Moved by Alderman Robertson, seconded by Alderman MacIlreith, that the same be referred to the Laws and Privileges Committee for report. Motion passed.

Read requisition of City Health Board for an additional grant of \$1310.00.

#### BOARD OF HEALTH ADDITIONAL GRANT.

Office of City Health Board, Jan. 24th, 1903.

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

GENTLEMEN,—At a meeting of the City Health Board, held on Wednesday, January 14th, the enclosed copy of a resolution was adopted by the Board, and I was instructed to forward you a copy of same for your concurrence.

Yours respectfully,

JOHN A. WATTERS,

*Secretary.*

Extract from minutes of a meeting of the City Health Board, held on Wednesday, January 14th, 1903:

"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 a sum of thirteen hundred and ten dollars (\$1310.00) for the purchase of an ambulance, keep of horse for same, and an approved odorless dump cart.

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

(A true extract.)

JOHN A. WATTERS,

*Secretary.*

Ambulance, \$354.00; keep of horse, 156.00; dump cart, \$800.00. Total, \$1310.00.

Objected to and placed on Order of the Day.

Read (by title) City Collector's certified list of persons entitled to sign applications for liquor licenses. Filed.

Read letter from His Honor the Recorder re Indexing Minutes of Board of Works.

INDEXING BOARD OF WORKS MINUTES.

Recorder's Office, City Hall,

Halifax, N. S., Jan. 21st, 1903.

*His Worship the Mayor:*

SIR,—One of the most important committees we have in dealing with civic matters is the Board of Works—expending large sums of money, dealing with public rights, the rights of citizens, with sewers, streets, lines of streets, properties and other questions vitally affecting not only the rights of the City but the citizens as well. The Board was established many years ago, and although the minutes settling these rights have been kept, yet none of these minutes have been indexed from 1872 to 1881, and only partially indexed from that to 1889. A regular index has been kept from February, 1890, to the present time. It is utterly impossible for the legal adviser of the City of Halifax to keep and protect the rights of the citizens and the City unless he is from time to time enabled to refer to the public records on any particular subject in order to determine the rights of the City and what rights the public have been given, and unless these records are indexed by subjects and properly kept up. I would call your attention to the above facts and ask that some effort may be made for having these books indexed, as they are of most vital importance to the interests of the City.

Respectfully submitted,

W. F. MacCox,

Recorder.

Moved by Alderman MacIlreith, seconded by Alderman Campbell, that the letter be referred to the Committee on Duties of City Officials for report. Motion passed.

Read invitation to the Corporation of Halifax to attend a Convention of the International Fire Prevention Congress in London, England, July 7th to 10th, 1903.

On motion the same is ordered to be acknowledged and filed.

Read monthly report of Coal Weighers for December. Filed.

Read opinion of His Honor the Recorder re encroachment foot of Morris Street.

IN RE LEASE TO ALEXANDER GRANT.

Recorder's Office, City Hall,

Halifax, N. S., Jan. 20th, 1903.

*To His Worship the Mayor and City Council:*

GENTLEMEN,—One of the clauses in the lease to Mr. Grant was that he should not assign, transfer or set over or otherwise by any act or deed procure the said premises or any of them to be assigned, transferred, set over or sub-let without the consent of the City Board of Works in writing first had and obtained. I understand that the executor of Mr. Grant has assigned this lease to Mr. VanBuskirk, and he has assigned it to his other partners in business, who now hold the lease; and this was done by the

consent of the late Mayor. This, under the terms of the agreement, if it is proved, would forfeit the lease; but if proceedings were taken in the courts the judges would be very averse to forfeiting a person's rights under such circumstances, as the law does not favor forfeitures if the loss can be compensated for in another way. The lease is made for twenty-five years from the first of August, 1890; but by another clause in the lease the City has the right at any time after the expiration of fifteen years from the date thereof on giving at any time six months' notice, to terminate said lease, and after the expiration of the time mentioned in said notice, all the right, title and interest of Alexander Grant and his assigns shall cease; but the City would have to pay the proportionate amount without interest of the cost of the work performed in building the sewer, etc., in proportion to the number of years that Grant had possession of the property and the proportion of the cost of said work, which amount is to be fixed by the Engineer.

I would advise, under the circumstances, that the Board of Works give their assent to the assignment to the Baulds and Company, and that they undertake to remove the buildings now erected thereon at any time the City Council shall direct, and that they shall pay a nominal rental of eight (\$8.00) dollars a year while the buildings remain, and that they shall be subject to all the terms and conditions in the lease which shall be binding on them. It is not advisable that the terms of the lease should be varied.

Respectfully submitted,

W. F. MACCOY,

*Recorder.*

Placed on Order of the Day.

Read report of Committee on Laws and Privileges covering opinion of His Honor the Recorder re claim of Miss Ada Brodie.

MISS ADA BRODIE'S CLAIM.

Committee Room, City Hall January 19, 1903.

*His Worship the Mayor and City Council:*

GENTLEMEN,—Your Committee on Laws and Privileges beg to report that at a meeting of the Committee held on the 19th inst., at which there were present Aldermen MacIreith (Chairman) Hubley, Rogers and Spry, they had under consideration the claim of Miss Ada Brodie for damages for injuries received by falling over an obstruction on Kaye Street.

This matter having been submitted to His Honor the Recorder for his opinion as to the City's liability, he has filed his opinion that there is no liability on the part of the City (a copy of which opinion is hereto annexed.) Your Committee would therefore recommend that the opinion of His Honor the Recorder be concurred in.

All of which is respectfully submitted,

R. T. MACILREITH,

*Chairman.*

Recorder's Office, City Hall, January 19, 1903.

*Chairman Laws and Privileges Committee:*

SIR,—It would appear from the facts submitted to me that Miss Brodie was coming down Kaye Street in the day time—one of the steepest streets we have in the City of Halifax—and tripped against a brace which, it is said, projects above the ground of the street. It would appear that the post of the fence is fastened to a shoe with small braces from the shoe to the post. This shoe was placed well under the ground of the street; but in the course of time by the wearing of the street the small braces from the shoe to the post became exposed and Miss Brodie tripped, it is said against this brace and fell injuring herself. Neither the post nor the braces were placed there by the City, and I am of the opinion that the City is not responsible for any loss or damages sustained by Miss Brodie in consequence of tripping over this brace. Your Committee while reporting that there was no liability on the part of the City, recommended the

Council to pay Mr. Eaton seven hundred dollars (\$700), which was confirmed by the Council. This case of Miss Brodie's while in my opinion there is no liability by the City, is deserving of a great deal more sympathy and consideration than the other.

Yours truly,

W. F. MACCOY,  
*City Recorder.*

Moved by Alderman MacIlreith, seconded by Alderman Hubley, that the report of the committee be adopted. Motion passed.

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

Motion lost, 6 voting for and 10 against it. Names being called for there appeared :

For the motion.	Against it.
Aldermen Robertson, Campbell, Ryan, Martin, Rogers, Hayward.—6.	Aldermen Lithgow, MacIlreith, Barry, Taylor, Mahoney, Lamphier, Hubley, Cawsey, Adams, Hawkins.—10.

Moved by Alderman MacIlreith, seconded by Alderman Robertson, that No. 1 on Order of the Day, viz: "Report Special Committee in re Taxation," be now taken up.

Moved by Alderman Hubley, seconded by Alderman Adams, in amendment, that the Council do now proceed to the election of a Chief Inspector of Licenses. The amendment being put is passed, 9 voting for and 7 against it.

Names being called for there appeared :

For the amendment.	Against it.
Aldermen Robertson, Barry, Taylor, Mahoney, Lamphier, Hubley, Cawsey, Adams, Hawkins.—9.	Aldermen Lithgow, MacIlreith, Campbell, Ryan, Martin, Rogers, Hayward.—7.

By leave of Council, Alderman Ryan submits his application for permission to resign his office of Alderman for Ward No. 4.

Said application is now read.

Moved by Alderman Hubley, seconded by Alderman Campbell, that leave of Council be granted Alderman Ryan to resign. The motion being put is passed unanimously.

Alderman Ryan submits his resignation of his office of Alderman for Ward No. 4.

Moved by Alderman Martin, seconded by Alderman Campbell, that the resignation be accepted. Motion passed unanimously.

Alderman Ryan retires from the Council.

His Worship the Mayor submits application of John F. Ryan for position of License Inspector.

Read applications for position of License Inspector from John F. Ryan, Wm. P. Hayden, Ira G. Mason, W. W. McLellan, George P. Henry, Abner Hart, William F. Cotter, and James G. Jamieson.

Alderman Hubley nominates the Deputy Chief of Police for the position of License Inspector.

Moved by Alderman Campbell, seconded by Alderman Rogers, that the Council adjourn. Motion lost.

Alderman Lamphier nominates H. H. Banks for position of License Inspector.

The first vote being taken, there appeared:

- For Banks—Alderman Lamphier—1
- For Hayden—Aldermen Martin, Rogers, Hayward—3
- For Cotter—Aldermen MacIlreith, Campbell, Mahoney—3
- For Jamieson—Alderman Cawsey—1
- For McLellan—Aldermen Lithgow, Barry, Adams—3
- For Ryan—Aldermen Robertson, Taylor, Hawkins—3
- For Deputy-Chief of Police—Alderman Hubley—1

SECOND VOTE

- For Hayden—Aldermen Lamphier, Cawsey, Rogers, Hayward—4
- For Cotter—Aldermen MacIlreith, Campbell, Mahoney—3
- For McLellan—Aldermen Lithgow, Barry, Hubley, Adams—4
- For Ryan—Aldermen Robertson, Taylor, Martin, Hawkins—4

THIRD VOTE

- For Hayden—Aldermen Lamphier, Cawsey, Martin, Rogers, Hayward—5
- For McLellan—Aldermen Lithgow, Barry, Adams, Hubley, Hawkins—5
- For Ryan—Aldermen Robertson, MacIlreith, Campbell, Taylor, Mahoney—5

FOURTH VOTE

- For Hayden—Aldermen Lamphier, Cawsey, Rogers—3
- For McLellan—Aldermen Lithgow, Barry, Hubley, Adams, Hayward—5
- For Ryan—Aldermen Robertson, MacIlreith, Campbell, Taylor, Mahoney, Martin, Hawkins—7

FIFTH VOTE

- For McLellan—Aldermen Lithgow, Barry, Lamphier, Hubley, Cawsey, Adams, Hayward, Hawkins—8
- For Ryan—Aldermen Robertson, MacIlreith, Campbell, Taylor, Mahoney, Martin, Rogers—7

His Worship the Mayor declares W. W. McLellan duly elected Chief License Inspector for the City of Halifax.

Alderman Taylor gives notice of reconsideration.

Moved by Alderman Taylor, seconded by Alderman Robertson, that action necessary to give effect to the appointment of License Inspector be delayed until further order of the Council.