

EVENING SESSION,

8. 05 o'clock,

COUNCIL CHAMBER, CITY HALL,

July 25th, 1919

A meeting of the City Council was held this evening at the above named hour ; present His Worship Mayor Parker and Aldermen Colwell, Whitman, Ackhurst, Finlay, Hoyt, Bissett, Regan, Kelly Douglas, Murphy, Buckley, Butler, Ritchie, Power, Guildford, Godwin, Hubley, and Thompson.

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

PRESENTATION OF PAPERS.

The following named papers are submitted :

Reports Board of Fire Escapes by Alderman Hoyt  
Chairman.

Reports (4) Committee of Fire Wards by Alderman Hoyt, Chairman viz :-  
Explosion -Chauffeur William Wells.  
Spring Garden Road Fire Station.  
Fire Department Accounts.  
Fire Department Uniform Clothing.

Reports (5) Finance Committee by Alderman Whitman  
Chairman, viz :-  
War Veterans , Civic Grant.  
St. Patrick's Boys School Plans.  
Payment of Coupons on City Bonds.  
Annual Grants Protestant and Roman Catholic  
Homes for females.  
Accounts City Health Board.

Petition for Concrete Sidewalk Maynard Street by  
Alderman Hubley.  
Report Laws and Privileges Committee re Tuberculosis Hospital plans by Alderman Power Chairman.

His Worship the Mayor submits the following  
named papers :-

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Application R.B. Scriven for refund of  
Superannuation Assessments.  
Union N.S. Municipalities Annual Convention  
Report Coal Weighers re appointment of  
Weigher.  
Report Coal Weighers for June.

Reports (15) Committee on Works viz :-  
Street Paving - Order of Precedence.  
McDonald Street Water Extension.  
Purity of Water Supply - Long Lake Watershed  
Expropriation.  
Purity of Water Supply - Acquisition of Water  
Shed Spruce Hill and Long Lakes.  
Tenders for Water Pipe Trenching.  
Patricia Street Water Trenching Accounts.  
City Wharf Repairs, Accounts.  
Kempt Road Drainage.  
St. John's Church Brunswick St., Expropriation.  
Clive Street Water Extension.  
Tower Road Street Work.  
Vernon Street, Road Oiling.  
Oiling of Streets - Covering Ordinance.  
Inglis Street Oiling.  
Tramway Extension Across the Common.

Other Headlines.

Telephone Service.  
Fire Escapes.  
Fire Department - Spring Garden Road Station.  
Tower Road Paving.  
Wires Underground.  
Explosion - Cost of School Buildings.

Consideration and Reference of Papers Submitted

FIRE DEPARTMENT TENDERS FOR CLOTHING.

Read report Committee of Fire Wards re  
Tenders for Fire Department Uniform Clothing & etc.

City Hall, July 7th, 1919

His Worship the Mayor and  
City Council.  
Gentlemen:-

The Board of Fire Wards beg to report  
that in the month of May tenders were called by  
the Board of Control for furnishing uniform suite  
of clothing for the members of the Fire Department.

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The best tenders received being from Maxwell's Limited at \$47.00 and \$52.00 per suit.

The Board of Control decided to recommend the acceptance of Messrs. Maxwell's tender at \$52.00 per suit but that firm subsequently discovered that they would be unable to obtain the cloth for the \$52.00 suits within a reasonable time. Their other tender \$47.00 being the lowest and the sample of cloth being satisfactory it is recommended that the tender be accepted.

W.W. Hoyt,  
CHAIRMAN.

Moved by Alderman Hoyt seconded by Alderman Whitman that the report be adopted. Motion passed.

FIRE DEPARTMENT ACCOUNTS.

Read report Committee of Fire Wards recommending accounts for payment.

City Hall, Halifax, N.S.,  
July 7th, 1919

To His Worship the Mayor  
and City Council.  
Gentlemen:-

The Board of Fire Wards beg to recommend for payment the accompanying accounts.

W.W. Hoyt,  
CHAIRMAN.

R.N. McDonald	Stores	21.00
Robert Horner	horseshowing	30.00
H. McFatridge	"	10.40
O.C. Marriott	"	25.25
Maritime Telephone Co.	Services	.50
"	"	21.10
Halifax Broom Factory	Stores	9.00
National Drug Co.	Stores	9.00
T.C. Allen & Co.	Office supplies	1.80
H.D. McKenzie	Coal	28.25
John Starr Son & Co.	Supplies	4.50
Imperial Oil Co.	Gasoline	68.80
Wm. Collings	Supplies	23.72
N.S. Tramway & Power Co.	Light	24.84

*Maxwell's Ltd  
Chief Fire Dept*

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Ungars Laundry	Laundry	25.43
James Donohue	Supplies	2.76
G. Perrier	Plumbing	19.30
Robinsons Ltd.	Supplies	57.90
A. J. McNutt	Repairs	8.00
		<hr/>
		\$391.55

Moved by Alderman Hoyt seconded by Alderman Whitman that the report be adopted and the accounts paid. Motion passed.

STREET PAVING - ORDER OF PRECEDENCE.

Read report Committee on City Works re order of precedence for paving of Streets in accordance with the City's policy to expend \$400,000.00 for such work.

City Works Office, Halifax N.S.,  
July 25, 1919

The City Council.  
Gentlemen :-

The Works Committee at a meeting held on the 23rd inst. decided to recommend to the City Council that the following streets be paved, and in the order named as far as practicable.

Kempt Road	from Livingstone to Macara Sts.
Robie St.	" Macara St. to Quinpool Rd.
Bell Road	" Quinpool Rd. to Sackville St.
Coburg Rd.	" Robie St. to Oxford St.
Agricola St.	" Cunard St. to Almon St.
Morris St.	" Water St. to South Park St.
Spring Garden Rd.	" Tower Rd. to Robie St.
Gottingen St.	" Gerrish St. to Young St.
Sackville St.	" Barrington St. to South Park St.
Grafton St.	" Spring Garden Rd. to Blow- ers St.
Blowers St.	" Granville to Grafton St.
Argyle St.	" Blowers St. to Jacob St (including, St. Paul's Hill)
Prince St.	" Water St to Argyle St.
Cornwallis St.	" Brunswick to Gottingen St.
Gerrish St.	" Barrington to Gottingen St.
Brunswick St.	" North St to Sackville St.

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Jacob St.	from	Argyle St. to Brunswick St.
Quinpool Rd.		Willow Tree to Arm Bridge
Hollis St.		Morris St. to South St.
South St.		Hollis St. to Barrington St.
Cunard St.		Gottingen St. To Robie St.
North St.		Barrington St. to Robie St.
Salter St.		Water St. to Hollis St.
Granville St.		Sackville St. to Salter St.
Buckingham St.		Barrington St. to Brunswick St.
Windsor St.		Quinpool Rd. to Cunard St.

A. F. Messervey,  
Clerk of Works.

Moved by Alderman Douglas seconded by Alderman Finlay that the report be adopted insofar as applied to the streets recommended for paving but that the Council do now consider separately the order of precedence in which said streets are to be paved.

Moved in amendment by Alderman Ritchie seconded by Alderman Power that the paving of Brunswick Street from Jacob Street to North Street be substituted for the paving of Coburg Road. Withdrawn.

Moved in amendment by Alderman Ritchie seconded by Alderman Power that the Paving of Brunswick Street from Jacob Street to North Street be substituted for the paving of Brunswick Street from Sackville Street to Buckingham Street. Withdrawn.

Moved in amendment by Alderman Ritchie seconded by Alderman Power that Brunswick Street from Sackville Street to North Street be paved excepting where Brunswick Street is already paved. Amendment put and passed.

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Moved in further amendment by Alderman Regan seconded by Alderman Kelly that Cogswell Street from Gottingen Street across the Common to Windsor Street be paved when the money necessary for the work is available. Amendment put and lost 8 voting for the same and 10 against it as follows-

<u>For the Amendment.</u>	<u>Against it.</u>
Aldermen Bissett	Aldermen Colwell
Regan	Ackhurst
Kelly	Finlay
Douglas	Hoyt
Buckley	Murphy
Butler	Ritchie
Godwin	Power
Hublely - 8	Buildford
	Thompson - 9
	Whitman - 10

The original motion is withdrawn.

Moved by Alderman Douglas seconded by Alderman Finlay that the recommendations of the Committee on Works as amended by the City Council be now adopted.

Moved in amendment by Alderman Colwell seconded by Alderman Whitman that Hollis Street from Morris Street to South Street; and South Street from Hollis Street to Barrington Street be paved this year as soon as possible. Amendment put and passed Alderman Finlay dissenting, claiming that the paving of Spring Garden Road from Tower Road to Robie Street; and Coburg Road from Robie Street to Oxford Street had been decided upon by the Council about four years ago.

Moved in amendment by Alderman Murphy seconded by Alderman Kelly that the City Electrician be re-

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be requested to make a report as to a programme and system for the placing of electric wires underground in the business sections of the City before permanent paving is laid down and also in other sections before such paving is done. Alderman Murphy submits the following letter.

Halifax, N.S., July 26th, 1919

His Worship the Mayor  
and Members of the City Council.  
Gentlemen:-

For some time the growing menace due to over head wiring conditions throughout the City has been brought home to us. Some time ago a report was asked on the placing of these over-head wires, at least in the congested business section, underground, but no report has been submitted on same.

With the present program of permanent street work, the City will allow its last opportunity to remedy this situation and remove the dangers involved, to pass.

As time goes on these conditions cannot but grow worse and I would recommend that negotiations be immediately opened with the Tram Company with a view of laying down a policy under which a certain amount of this underground work will be done each year until the situation is cleaned up.

John Murphy,  
ALDERMAN.

Alderman Murphy's motion is ruled out of order at the present stage of the meeting and is withdrawn.

The original motion as amended by resolutions of council is put and passed unanimously.

MCDONALD STREET WATER EXTENSION.

Read reports Committee on Works and City Engineer re McDonald Street Water Extension.

*Engineer ✓  
Electrician ✓*

July 25th, 1919

Office of Clerk of Works,  
July 10, 1919

His Worship the Mayor.

Sir,

At a meeting of the Works Department held on the 9th inst the City Engineer submitted a report favoring Water extension on McDonald Street. Present number of families to be served, fourteen. Bond to be signed for special rate of thirty-seven dollars and forty-nine cents (\$37.49)

Report adopted and recommended to City Council for approval.

A.F. Messervey,  
Clerk of Works.

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Office of City Engineer,  
July 9th, 1919

His Worship the Mayor,

Sir,

I beg to report on the attached petition asking for the placing of a fire hydrant at the corner of Chebucto Road and Mumford Road. There is no water supply near that point; consequently the granting of the prayer of the petition is impracticable. A water main can be extended from the existing pipe along Patricia Street about 200 feet; thence northerly along McDonald Street about 662 feet. The distance is low service, size of pipe required, 6-in; estimated cost \$8748; number of houses to be supplied fourteen.

I would recommend that this extension be made on a special rate of \$37.49

F.W.W. Doane,  
City Engineer.

Moved by Alderman Douglas seconded by Alderman Finlay that the same be adopted. Motion passed.

PURITY OF WATER SUPPLY - EXPROPRIATION OF  
LAND LONG LAKE.

Read report Committee on Works covering report Assistant City Engineer recommending expropriation of land required for improving the purity of the

*Engineer ✓*



July 25th, 1919

water supply at Long Lake covering description,  
plan and formal resolution.

Office of Clerk of Works,  
July 10th, 1919

His Worship the Mayor,  
Gentlemen:-

The City Engineer submitted a report and resolution description, plan etc., of property on Long Lake watershed proposed to be expropriated and recommending that the sum of four thousand six hundred (\$4600.00) dollars be paid into the Supreme Court as a fair compensation to the owners thereof.

Report adopted and recommended to City Council for approval.

A. F. Messervey,  
Clerk of Works.

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City Engineer's Office,  
July 8th, 1919

His Worship the Mayor,  
Sir,

I have taken all preliminary steps required by the City Charter for the purpose of expropriating the land <sup>described by the accompanying resolution</sup> required for improving the purity of the water supply at Long Lake, and beg to submit the accompanying resolution which has been approved by the City Solicitor and which, when passed, and the money paid into court and the description, plan and resolution filed in the Registry office, will vest the title to the property in the City.

H. W. Johnston,  
Asst. City Engineer.

Moved by Alderman Finlay seconded by Alderman Douglas that the said reports, description and plan be adopted. Motion passed.

The following resolution is submitted -

July 25th 1919

WHEREAS the City of Halifax requires the land and premises hereinafter described for the purpose of improving the water supply of the City of Halifax, and the City Engineer has duly prepared a plan of the said land and premises together with a description of the same, and also a report on the expropriation of the same and submitted the said report, description and plan to the City Council for its approval, and the said report, description and plan were duly approved by the City Council on the nineteenth day of June A.D. 1919 and a copy of the same has been filed in the office of the City Engineer as required by law;

AND WHEREAS a notice containing a description of the said land so required and a notice of the intention of the City Council to expropriate the said land and premises after the expiration of the time required by law from the date of such expropriation, was duly published by the City Engineer in the Acadian Recorder, the Evening Mail and the Daily Echo, three newspapers published in the City of Halifax for two weeks by two insertions each week ;

THEREFORE RESOLVED that the said land and premises ~~be~~ and the same are hereby expropriated, which said land and premises are described as follows -

All those certain lots, pieces or parcels of land situate, lying and being in the County of Halifax and lying to the westward of Long Lake in the said County, the said lots being lots #2 and #4 of the Goodwood grant, so called, and being more particularly described as follows -

1. Beginning at a poplar tree, being the north-east corner of lot #2 of the sub-division of the Good-wood grant; thence south thirty degrees east forty-three chains and fifty-eight links more or less or until it meets the northern boundary of lot #1 of the said sub-division: thence south fifty-nine and one-half degrees west by the said northern boundary of said lot #1, twenty-two chains and thirty-four links more or less or until it meets the eastern boundary of lot #3 of the said sub-division; thence north thirty degrees west by the said east boundary of said lot #3, forty-three chains and fifty-eight links more or less or to a stake marking the north-east corner of a twelve acre lot now or formerly owned by Archibald Drysdale; thence north fifty-nine and one-half degrees east, twenty-two chains and thirty-four links more or less to the place of beginning; the above described lot being lot #2 of the sub-division

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of the Goodwood grant and containing ninety-seven acres more or less.

2. Beginning at a stake on the south boundary line of the Goodwood grant, the said stake marking the south-west corner of lot #3 of the sub-division of the said Goodwood grant; thence in a south-westerly direction by the said southern boundary of the said Goodwood grant thirty-nine chains fourteen links more or less or to the eastern boundary of lot #7 of the said sub-division; thence north thirteen degrees west by the said eastern boundary of said lot #7, sixty-nine chains and seventy-one links to a stake and stones : thence north thirty-one degrees west six chains more or less or until it meets the southern boundary of lot #5, ten chains more or less or until it meets the eastern boundary of the said lot #5 of the said sub-division; thence north thirty-one degrees west three chains seventy-two links or until it meets the southern boundary of property now or formerly owned by one Drysdale; thence north seventy-five degrees east by the said southern boundary of the said Drysdale lot thirty chains and forty-two links more or less or until it meets the western boundary of lot #3 of the said Goodwood sub-division; thence south thirteen degrees east seventy chains and eighty-two links more or less to the place of beginning; the above described lot being lot #4 of the sub-division of the Goodwood grant with the exception of thirty-nine acres on the northern side of the said lot, reserved in the deed from Jackson to Purcell.

The above described lots being shown enclosed by red lines on a plan entitled "Plan of a portion of the Goodwood Grant, Showing property to be Acquired by the City of Halifax," signed by F.W.W. Doane City Engineer and dated the 13th day of June 1919, and filed in the City Engineer's Office at Halifax as Plan #4466

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and instructed by and on behalf of the City of Halifax, to pay into the Supreme Court at Halifax for the said land and premises, the sum of four thousand six hundred dollars (\$4600.00) the said sum being, in the judgment of the City Council, a reasonable value for the said property, and that the City Engineer notify the alleged owners of the said expropriation and of the said payment into Court.

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Moved by Alderman Finlay seconded by Alderman Whitman that the said resolution be now adopted by this Council . Motion passed

PURITY OF WATER SUPPLY - CROWN LAND GRANT  
OF WATERSHED OF LAKES

Read report Committee on Works covering report from the City Engineer and the Assistant City Engineer and letter Deputy Commissioner of Crown Lands re Government Grant to the City of the Watersheds on Spruce Hill Lake and Long Lake.

City Works Office,  
July 25, 1919

The City Council.  
Gentlemen:-

Attached hereto is an offer of the Crown Lands Department to deed to the City lands on the watershed at Spruce Hill and Beech Hill, an area of 778  $\frac{1}{2}$  acres, also report of Assistant City Engineer thereon.

At a meeting of the Works Committee held on the 23rd inst., it was decided to recommend to the City Council that said lands be acquired.

A.F. Messervey,  
Clerk of Works

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City Engineer's Office,  
July 23, 1919

F.W.W. Doane, Esq.,  
City Engineer.

Sir,  
Some years ago application was made to the Crown Land Department for a grant of the ungranted land in the vicinity of the lakes forming part of the water supply of the City.

Surveys were made last winter of these ungranted lands, and I am attaching a copy of a letter from the

Engineer ✓  
Prothonotary ✓  
Registrar ✓  
Deeds ✓

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Deputy Commissioner of Crown Lands, in which it is stated that there are 642 $\frac{1}{2}$  acres at Spruce Hill Lake and 136 acres at Beech Hill, making the total acreage 778 $\frac{1}{2}$  acres. The sum of \$778.50 or at the rate of one dollar an acre is fixed as the price of these lands by the Crown Land Department, and on receipt of this sum the grant will be placed before the Governor-in-council for approval.

With regard to the 136 acre lot at Beech Hill, this was covered by a prior application of Mr. George Hiseler. Some time ago the Board of Control accepted an offer from Mr. Hiseler to withdraw his application if the City paid him three hundred dollars. A cheque for this amount should also be deposited with the Deputy Commissioner of Crown Lands to give Mr. Hiseler when his application is withdrawn.

H.W. Johnston,  
Asst. City Engineer.

His Worship the Mayor,

Recommended,

F.W.W. Doane,  
City Engineer.

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Halifax, N.S., July 18th, 1919

H.W. Johnston, Esq.,  
Asst. City Engineer,  
City Hall, City.

Dear Sir,

In reply to your enquiry by phone today may say the Surveyor has forwarded his return under the City's application, Petition No. 26059 reporting 642.5 acres surveyed at "SPRUCE HILL LAKE" and 136 acres surveyed at RAGGED LAKE - BEECH HILL " making a total acreage of 778.5

Upon receipt of the sum of \$778.50 the application will be placed before the Governor-in-Council for approval and as soon as the approval has been secured, the grant will be issued.

I may say, however, in regard to the 136 acre lot at RAGGED LAKE " which was covered by a prior application of Mr. Geo. Hiseler, that although in your letter to the Department of Feb. 7th, 1919, you stated that the Board of Control have agreed to pay Mr. Hiseler \$300 in consideration of his withdrawing his application for this lot of land, that to date the application has not

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been withdrawn.

F. A. Harrison,  
DEPUTY COMMISSIONER OF CROWN LANDS.

Moved by Alderman Finlay seconded by Alderman Regan that the reports be adopted. Motion passed.

TENDERS FOR TRENCHING

Read reports Committee on Works and Assistant City Engineer re tenders for trenching for water pipes.

City Works Office,  
July 25, 1919

The City Council.  
Gentlemen:-

The attached report of the City Engineer on tenders for water trenching is recommended to the City Council for adoption.

A. F. Messervey,  
Clerk of Works.

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City Engineer's Office,  
July 24, 1919

His Worship the Mayor,  
Sir,

I beg to report that in response to the advertisement for tenders for trenching, bids were received as shown on the attached schedule.

I would recommend the acceptance of the tender of Robertson & Hanratty for the work on Hollis Street, South Street, Quinpool Road and Philips Street, their tender being the lowest for these streets.

I would recommend the acceptance of the tender of Robert Daw for the work on Buckingham, North, Gottingen and Sackville Streets and Spring Garden Road, his tender being the lowest for these streets.

I would recommend the acceptance of the tender of Bate McMahon for the work on Cunard Street, it being the lowest.

H. W. Johnston,  
Asst. City Engineer.

Engineer ✓

July 25th, 1919

Tenders for Trenching

STREET.	Robertson:R &Hanratty :Daw	Tony :J.Violent:Bate :Luciano:M.Noveli :McMahon:Nasso:Blanco	Dom- :inic :Victor
<u>Hollis</u>			
Excavating	2.25		2.65
Laying W.Pipe	.40		.35
Overhaul	2.50		1.25
<u>South.</u>			
Excavating	2.25	3.50	2.65
Laying W.Pipe	.40		.35
Overhaul	2.50		1.25
<u>Buckingham</u>			
Excavating	2.45		.60
Laying W.Pipe	.50		.60
Overhaul	1.50		
<u>North</u>			
Excavating	2.45	3.25	2.65
Laying W.Pipe	.50		.35
Overhaul	1.50		1.25
<u>Gerrish</u>			
Excavating		3.25	2.75
Laying W.Pipe			
Overhaul			
<u>Gottingen</u>			
Excavating	2.45		2.65
Laying W.Pipe	.50		.30
Overhaul	1.50		1.25
<u>Cunard</u>			
Excavating		2.75	2.65
Laying W.Pipe			.30
Overhaul			1.25
<u>Sackville</u>			
Excavation	2.45		2.65
Laying W.Pipe	.50		.30
Overhaul	1.50		1.25
<u>Spr. Garden Rd.</u>			
Excavating	2.45		2.65
Laying W.Pipe	.50		.30
Overhaul	1.50		1.25
<u>Guinpool Rd.</u>			
Excavating	3.95	5.00	4.20
Laying W.Pipe	.25		.25
Overhaul	2.50		1.25

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STREET.     Robertson:R     :Tony     :JViolent     :Bate     :Dominic:Victor  
&Hanratty :Daw     :Luciano:M.Novelli:McMahon:Nasso:Bianco

<u>Philips St.</u>				
Excavating	3.95	6.96	5.50	8.15
Laying W.Pipe	.25	.76		.41
Overhaul	2.50	3.20		

*Engineer ✓*

Moved by Alderman Finlay seconded by Alderman Douglas that the same be adopted.     Motion passed.

PATRICIA AND SHERWOOD STREETS WATER PIPE TRENCHING.

Read reports Committee on Works and Assistant City Engineer re final payment on contract for water pipe trenching Patricia and Sherwood Streets.

City Works Office,  
July 25, 1919

The City Council.  
Gentlemen:-

The Works Committee recommend for payment the following final payments on contracts.

WATER CONSTRUCTION ACCOUNT.

Alcorn Construction Co. Excavating trench for water pipe Sherwood and Patricia Streets...\$558.08

James E. Godwin     Trenching for water pipe Patricia Street from Sherwood eastwardly..157.50  
\$715.58

A. F. Messervey,  
Clerk of Works.

-----  
City Engineer's Office,  
July 14, 1919

His Worship the Mayor.  
Sir,

Certificate #2 (final)  
I beg to recommend payment to Jas. E. Godwin of the sum of one hundred fifty-seven dollars and fifty cents (\$157.50) being balance in full on his account



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for trenching for water pipe on Patricia Street  
from Sherwood eastwardly.

Estimated value of work done 150ft. @ \$7.00	\$1050.00
Less paid on certificate #1	892.50
Balance recommended in full.	<u>\$157.50</u>

H.W. Johnston,  
Asst. City Engineer.

-----  
City Engineer's Office,  
July 14, 1919

His Worship the Mayor,  
Sir,

Certificate #11 (final)

I beg to recommend payment to Alcorn Construction  
Company of the sum of five hundred fifty-eight  
dollars and eight cents (\$558.08) balance in full  
on contract for excavating a trench for water pipe  
on Sherwood and Patricia Streets;

Estimated value of work done 1063 ft.

@ \$3.50	\$3720.50
Less paid on certificates 1 to 10	3162.42
Balance recommended in full	<u>\$ 558.08</u>

H.W. Johnston,  
Asst. City Engineer.

Moved by Alderman Finlay seconded by Alderman  
Douglas that the same be adopted. Motion passed.

CITY WHARF REPAIRS.

Read reports Committee on Works and City Engineer  
and Assistant City Engineer re payment of balance  
due on contract for repairs to City Wharf.

City Works Office,  
July 25, 1919

The City Council.  
Gentlemen:-

The Works Committee beg to recommend payment  
of balance due on contract for repairs to City Wharf  
to Standard Construction Company, amounting to the  
sum of \$936.30

A.F. Messervey,  
Clerk of Works.

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City Engineer's Office,  
July 23, 1919

His Worship the Mayor,  
Sir, Certificate #2

I beg to recommend payment to the Standard Construction Company of the sum of nine hundred and thirty-six dollars and thirty cents (\$936.30) being the amount due them in full on their contract for repairs to City Wharf -

Total amount of contract -	\$6242.00
Paid on certificate #1	5305.70
Bal. in full	<u>\$ 936.30</u>

H.W. Johnston,  
Asst. City Engineer.

Moved by Alderman Winlay seconded by Alderman Douglas that the reports be adopted and the accounts paid. Motion passed.

KEMPT ROAD DRAINAGE.

Read reports Committee on Works and City Engineer re drainage Kept Road north of Young Street.

City Works Office,  
July 25, 1919

The City Council.  
Gentlemen:-

Attached hereto is a report from the City Engineer recommending that a sewer be constructed on Kempt Road between West Young and Livingstone Streets.

The Works Committee recommend that said report be adopted.

A.F. Messervey,  
Clerk of Works.

-----  
City Engineer's Office,  
July 23, 1919

His Worship the Mayor,  
Sir,

There is a good deal of water in the ditches at times on Kempt Road north of Young Street, which

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has caused considerable annoyance to property owners in that neighbourhood. It includes drainage coming from the swampy ground in that vicinity, and it would be advisable to put in a short sewer to carry it away.

I would recommend therefore, that a sewer be constructed on Kempt Road between West Young and Livingstone Streets for this purpose.

F.W.W. Doane,  
City Engineer.

*Engineer* ✓  
Moved by Alderman Douglas seconded by Alderman Finlay that the same be adopted. Motion passed.

TRAMWAY EXTENSION ACROSS THE COMMON.

Read report Committee on Works re extension of the Tramway lines on Cogswell Street to Windsor Street across the Common covering a very lengthy petition.

Office of Clerk of Works,  
July 25th, 1919

The City Council.  
Gentlemen:-

Attached hereto is a petition from residents of wards three and four requesting that the Tramway Company be instructed to immediately proceed to construct the double track extension from near the Willow Tree to the corner of Cogswell and Gottingen Streets.

At a meeting of the Works Committee held on the 23rd inst., it was decided that the City Council be requested to use every effort to have the Tramway service extended as soon as possible across the Common.

A.F. Messervey,  
Clerk of Works.

Moved by Alderman Finlay seconded by Alderman Douglas that the report be adopted and the Tramway Company requested to construct the extension across the Common via Cogswell Street at once.

Moved in amendment by Alderman Hubley seconded by Alderman Power that the Tramway Company be requested to construct an extension of their line

July 25th, 1919

on Cunard Street from Agricola Street to Windsor Street.

The amendment is ruled out of order.

Alderman Power gives notice that at a future meeting he will move that the resolution passed this council on November 14th, 1915 for an extension of the Tramway Company's tracks on Cogswell Street from Gottingen Street to Windsor Street be rescinded.

Moved in amendment by Alderman Power seconded by Alderman Guildford that the discussion of the question of Tramway extension across the Common be deferred until a future meeting of the Council at which Alderman Power's notice of motion to rescind may be disposed of.

Amendment put and lost 6 voting for the same and 12 against it as follows-

<u>For the Amendment.</u>	<u>Against it.</u>
Aldermen Hoyt	Aldermen Colwell
Ritchie	Whitman
Power	Ackhurst
Guildford	Finlay
Hubley	Bissett
Thompson -6	Regan
	Kelly
	Douglas
	Murphy
	Buckley
	Butler
	Godwin -12

The original motion for the adoption of the report of the Committee on Works is put and passed 12 voting for the same and 6 against it as follows -

City Council ✓

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For the Motion.

Against it.

Aldermen Colwell  
Whitman  
Ackhurst  
Finlay  
Bissett  
Regan  
Kelly  
Douglas  
Murphy  
Buckley  
Butler  
Godwin -12

AldermennHoyt  
Ritchie  
Power  
Guildford  
Hubley  
Thompson -6

CITY HEALTH BOARD ACCOUNTS.

Read report Finance Committee recommending payment of accounts chargeable to City Health Board.

Committee Room, City Hall,  
July 24th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

At a meeting of the Finance Committee held this day the attached Minute of Council covering accounts of City Health Board referred to this Committee was read.

It is recommended that these accounts be paid.

Alfred Whitman,  
CHAIRMAN.

( See Minutes of council July 10th for list of accounts )

Moved by Alderman Whitman seconded by Alderman Bissett that the report be adopted and the accounts paid. Motion passed.

COAL WEIGHER-VACANCY ON STAFF.

Read report S upervisor of Coal Weighers asking that the vacancy on the staff caused by the death of H.C.Morris be filled.

Engineer ✓  
M S Thompson ✓  
& Power Co

July 25th, 1919

Halifax, N.S., July 14, 1919

To His Worship the Mayor  
and Members of the City Council.  
Gentlemen:-

*Work Dept*

I beg to inform your Honorable Body that the death of H.C. Morris a permanent coal weigher which occurred on June 23rd causes a vacancy in the coal weighing staff and it is urgently needed that an appointment to fill the same be made as soon as possible.

S. Cummins,  
Supervisor of Coal Weighers.

Referred to the Committee on Works for report.

REPORT COAL WEIGHERS FOR JUNE.

Read report Coal Weighers for the month of June 1919 showing each man to have received \$78.39 for the month. Filed.

UNION N.S. MUNICIPALITIES CONVENTION.

Read letter Union of Nova Scotia Municipalities re the Annual Convention to take place at Yarmouth August 27th, 28th and 29th and asking the City to appoint delegates.

Bridgewater, N.S.,  
July 17th, 1919

L. Fred Monaghan Esq.,  
City Clerk,  
City Hall, Halifax, N.S.

My dear Sir:-

Please inform your Council at its next meeting that the 14th Annual Convention of the above Union will be held at Yarmouth on August 27, 28 and 29 of this year, and request the Council on behalf of the Union to appoint their delegates - as many as they see fit - to attend the same.

The program is now being arranged, and then printed copies will be sent to all your Councillors and Officials, which we hope will be early in August. In the meantime I beg to say that the program will be fully up to the standard of former years, and that prominent men from different parts of Canada will address the convention on the various problems that are now so prominent before the public, and particularly with reference to municipalities. Other matters

July 25th, 1919

of much interest to municipal men will also be on the program. Further the good people of Yarmouth will do all possible to make the visit a most pleasant one for all the delegates.

We trust that your Council will be well represented.

Arthur Roberts,  
Secretary-Treasurer.

Consideration deferred until next meeting of the council.

SUPERANNUATION ASSESSMENTS R.B. SCRIVEN.

Read application R.B. Scriven a former employee of the Works Department for a refund of his Superannuation Assessments.

Referred to the Trustees of the Officials Superannuation Fund for report.

REFORMATORY INSTITUTIONS <sup>annual</sup> AND GRANTS.

Read report Finance Committee re Annual Grants to the Protestant and Catholic Homes for females.

Committee Room, City Hall,  
July 24th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

At a meeting of the Finance Committee held this day the Committee had under consideration the account of the Manastry of the Good Shepherd for maintenance of Girls committed to that institution for offences by the Stipendiary Magistrate.

Your Committee submit herewith an opinion of the City Solicitor on this matter and recommend that the Annual Grant of \$400.00 each to the Manastry of the Good Shepherd and the Salavation Army be paid and that action be deferred on bills until the end of the year.

Alfred Whitman,  
CHAIRMAN.

*City Council*

*City Treasurer*

July 25th, 1919

Office of City Solicitor,  
July 24th, 1919

The Chairman,  
Finance Committee,  
City of Halifax, N.S.  
Dear Sir:-

I have gone through the Legislation and Estimates in relation to the above, very carefully with the Auditor and although the matter is confused, I have arrived at an opinion -

1st.- As to the bill of the Roman Catholic Home, \$323.00 balance of last year's account, I understand from the Auditor that the \$400.00 authorized by Section 336 of the Charter was not included in the Estimates, but was bracketed and not assessed for, under some understanding not made clear to me. The accounts for the whole year were paid to the extent of \$78.00 out of the \$3,750.00 provided for Reformatory Institutions. That appropriation is now exhausted and consequently I do not see any source from which funds can be obtained for payment of this account of last year, and must wait for legislation in that behalf.

2nd.- As to this year's bills of the two institutions, if it were not for the Act of last session ratifying the items of the Estimates, whether in excess of legal authority or not, I should be clearly of opinion that the two institutions in question were entitled only to a straight grant of \$400.00 each in full settlement for all their services. The Estimates, however, so ratified, provide a sum of \$11550.00 for services apparently the same as those which were intended to be covered by the grants of \$400.00 each and consequently it appears to me that the City is justified in applying to those purposes both the \$400.00 and such parts of the \$11550.00 as may be available.

The final understanding with the Auditor was that he would apply in the first place the grants to the two institutions in payment of their bills, and subsequently apply such portions of the \$11550.00 as were available, and if any deficit occurs, to meet it by legislation in the usual way.

F. B. Bell,  
CITY SOLICITOR.

Moved by Alderman Whitman seconded by Alderman Bissett that the report be adopted. Motion passed.

*Auditor*



July 25th, 1919

MAYNARD STREET SIDEWALK.

Read petition for concrete sidewalk Maynard Street East side between Black Street and Bloomfield Street.

Referred to the Committee on Works for report.

PAYMENT OF CITY COUPONS .

Read report Finance Committee submitting a letter from the Royal Bank of Canada withdrawing for the future the charge of 1% which they formerly exacted on the payment of City of Halifax Coupons in New York, Boston, Montreal and other branches.

Committee Room, City Hall,  
July 24th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

Under date May 25th, 1916, letter attached, the Royal Bank of Canada agreed to cash the coupons and debentures issued under that particular loan and subsequent loans bearing the same endorsement that the holders thereof could have them paid at any Branch of the Royal Bank at Montreal, Toronto, and New York for 1/8 of 1% plus the cost of providing funds in New York or Boston. The point of charging 1/8 of 1% was raised by the Chairman of Finance Committee with the resident Manager and referred by him to the Head Office for adjustment. The letter of July 10th, 1919 from the resident Manager states that the Head Office will now order the cashing of the coupons without the charge of 1/8 of 1% formerly charged.

Alfred Whitman,  
Chairman.

-----  
The Royal Bank of Canada,  
Halifax, N.S., May 25, 1916

The Treasurer,  
City of Halifax, N.S.

Dear Sir:-

Referring to our conversation about the

*Engineer ✓*

July 25th, 1919

proposed issue of city debentures, I beg to state that we will agree to your making the debentures and attached coupons payable at par at Montreal, Toronto New York, and Boston. At the first two places the Royal Bank of Canada would attend to the matter, in New York the Royal Bank of Canada also, and in Boston the National Shawmut Bank. The bank would expect you to provide funds in Halifax previous to the maturity of the coupons, and we would then advise our branches and correspondents to honor the coupons, when presented. Our charge for this service would be 1/8 of 1% plus the cost of providing funds in New York and or Boston. The rate of exchange is variable, and we are not able to tell in advance what it would be.

I would be glad if you would advise me as soon as possible if these terms are satisfactory, so that we may instruct our various branches and correspondents accordingly.

C.W. Frazee,  
Manager.

-----  
The Royal Bank of Canada,  
Halifax, N.S. July 10th, 1919

J.J. Hopewell, Esq.,  
City Treasurer, Halifax, N.S.  
Dear Sir,

Referring to your letter of June 27th, I beg to say that we have received authorization from our Head Office to cash your coupons without charge at the Branches at which they are payable, you bearing the cost of exchange on payments made in New York.

R.S. Mitchell,  
pro Manager

Moved by Alderman Whitman seconded by Alderman Bissett that the report be adopted. Motion passed.

ST. PATRICK'S BOYS' SCHOOL PLANS.

Read report Finance Committee recommending the payment of \$1500.00 for the purpose of purchasing plans for St. Patrick's Boys' School, Brunswick Street covering letter from the Board of School

Treasurer  
Royal Bank  
of Canada

July 25th, 1919

Commissioners with certified copy of an Order of the Governor-in-Council directing the City to issue debentures or stock to raise the sum required.

Committee Room. City Hall,  
July 24th, 1919

To His Worship the Mayor  
and City Council.  
Gentlemen:-

At a meeting of the Finance Committee held this day the attached letter of the Secretary of the Board of School Commissioners covering a certified order of the Governor in Council dated April 28th, 1919 directing the City to issue Debentures or stock to the amount of \$1500.00 for purchase of plans for St. Patrick's Boy's School, Brunswick Street was read.

It is recommended that the request be complied with and that the City Treasurer be authorized to issue stock or debentures for the sum of \$1500.00 for the purposes stated.

Alfred Whittman,  
Chairman.

-----  
Board of School Commissioners,  
July 23, 1919

His Worship the Mayor,  
and City Council.  
Gentlemen:-

I am directed by the Board of School Commissioners to ask the attention of your Honorable body to a certified order of the Governor in Council dated April 28, 1919, directing the City to issue Debentures or Stock to the amount of Fifteen Hundred Dollars (\$1,500.00) for purchase of plans for the erection of building on the west side of Brunswick Street to replace St. Patrick's Boys' School, under and by virtue of Section 901 of the Halifax City Charter, and to request that the specified amount of Fifteen Hundred Dollars be placed at the disposal of this Board at the earliest possible moment, in order that the Architects claim for the preparation of said plans may be satisfied.

S. J. Wilson,  
Secretary.

July 25th, 1919

Office of Provincial Secretary,  
Halifax, N.S., 23rd July, 1919

His Worship the Mayor,  
City of Halifax,  
Sir,

I enclose herewith copy of the Order in Council, dated the 28th day of April, with respect to the issuing of debentures for the St. Patrick's Boys School.

A copy of this Order was sent to your predecessor in office, on the 30th day of April A.D. 1919

Arthur S. Barnstead,  
Deputy Provincial Secretary.

-----  
Certified copy of an Order of His Honour the Lieutenant Governor of Nova Scotia in Council, dated the 28th day of April, A.D. 1919  
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WHEREAS the Board of School Commissioners for the City of Halifax require the sum of One Thousand Five Hundred Dollars for the purchase of plans for the erection of a building on the west side of Brunswick Street to replace St. Patrick's Boys School;

AND WHEREAS the said Board has applied to the Governor in Council for an Order directing the City of Halifax to issue its debentures or stock to the amount so required ;

AND WHEREAS the Governor in Council appointed Saturday the 12th day of April, A.D. 1919, at eleven o'clock A.M., in the Executive Council Room, Province Building, City of Halifax, as the time and place at which the matter of such application should be heard ;

And whereas due notice of the amount so required and the purpose for which the same is required and of the time and place so appointed were given to the Mayor of the said City ;

And whereas the matter of such application was heard at such time and place ;

Now therefore the Lieutenant Governor by and with the advice of the Executive Council of Nova Scotia and under and by virtue of Section 901 of the Halifax City Charter is pleased to order and direct and hereby orders and directs the City of Halifax to issue debentures or stock to raise the amount so required.

Arthur S. Barnstead,  
Clerk of the Executive Council.

July 25th, 1919

Moved by Alderman Whitman seconded by Alderman Bissett that the report be adopted and the account paid. Motion passed.

TELEPHONE SERVICE.

Moved by Alderman Power seconded by Alderman Douglas that the order of business be suspended to permit Alderman Power to submit a series of questions re telephone service. Motion passed.

Alderman Power submits the following questions-

- 1--What telephone service is provided in this City ?
- 2--What are the present charges for these services for governmental business and residence telephone in this City ?
- 3--Have such charges been revised or increased ? If so, how much ?
- 4--Are those increased or revised charges in force and if not when will they come into force?
- 5--By whose authority were such charges revised or increased?
- 6--Had the City of Halifax thru' its corporate head and Council notice of any application to revise or increase such charges ?
- 7--Was there a public hearing to increase or revise such charges and if so when and where was it held ?
- 8--Did any one attend on behalf of the City and who did so attend ?
- 9--What part did the City take in such hearing and who conducted it for the City and what information was submitted to justify such increased or revised rates and how and thru whom was such information given?
- 10--Did the City representative verify such information and if so what steps did he take to so verify such information ?
- 11--Did the authority which revised or increased such rates give a considered decision or did it act on the representations of the body controlling such telephones?
- 12--Is the City going to take any effective steps to have such revised or increased rates again revised or considered, and if not why not, and if so what are these steps ?

Referred to the City Solicitor and the City

Engineer for report.

*Treasurer ✓  
Auditor ✓*

*City Solicitor ✓  
City Engineer ✓  
Council members ✓*

July 25th, 1919

GREAT WAR VETERANS CIVIC GRANT.

Read report Finance Committee recommending that the City's grant of \$3000.00 towards the funds of the Great War Veterans Association, placed in the estimates for the current year be paid over to them.

Committee Room, City Hall,  
July 24th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

At a meeting of the Finance Committee held this day, Mr. James Down Secretary of the Great War Veterans Association appeared before and addressed the Committee asking for the payment of the grant of \$3000.00 the balance of the amount required for the purchase of their building 271 Barrington Street.

Your Committee recommend that as provision has been made in the estimates for this amount the City Auditor be authorized to pay the amount to the Treasurer of the G.W.V. Association.

Alfred Whitman,  
Chairman.

Moved by Alderman Whitman Seconded by Alderman Douglas that the report be adopted and the same paid over to the Association. Motion passed.

TUBERCULOSIS HOSPITAL PLANS.

Read report Laws and Privileges Committee recommending that the City defend any action which may be brought by Ross and Macdonald for the recovery of their claim for payment for plans for the proposed Tuberculosis Hospital covering opinion of City Solicitor.

Committee Room, City Hall,  
July 22nd, 1919

To His Worship the Mayor  
and City Council.  
Gentlemen:-

At a meeting of the Laws and Privileges

*Auditor ✓*

July 25th, 1919

Committee held this day the attached opinion of the City Solicitor on the claim of Messrs. Ross & MacDonald for plans of the Tuberculosis Hospital was read.

Your Committee are of the opinion that the City is not liable for this account and recommend that the City Solicitor be instructed to defend any action brought by this firm.

John J. Power,  
Chairman.

-----  
Office of City Solicitor,  
Halifax, N.S. July 10th, 1919

Chairman Committee on Laws & Privileges.

Dear Sir,

There are two points in connection with this claim upon which my opinion has been requested.

First. The requirement of a sealed contract in order to enable the plaintiffs to recover. I have looked at the cases pretty carefully, especially Lawrence vs The Town of Truro. The point although discussed in that case was not dealt with very clearly in consequence of the statute that had been passed. The same point was raised in McIntosh vs. The Court House Commissioners 20 N.S.R. 430 in which a contract very similar to the one in question here was held valid, although no sealed contract existed. The law appears very uncertain upon the point, and if I had to decide the question I would think on the authorities that the absence of a seal on a contract with the plaintiffs would not be held by a Court to prevent the Plaintiffs' recovery. I should add also that the courts have always intimated that the raising of such a defence where work has been done under a verbal agreement is one to which very little encouragement will be given, and if no other defence existed I should be very loth to take this case into Court.

There is, however, another ground on which in my opinion this case can properly be contested on the merits. According to the statements made to the Committee the architect must clearly have been aware from the outset that the building contemplated was one, the cost of which should not exceed \$75,000.00 to \$100,000.00. When the draft plans were submitted to the Board of Control the architect was asked for an estimate as to the probable cost of the building, and stated it so definitely so as not to exceed \$98,000.00. When tenders were called for they exceeded the sum of \$300,000.00. In the Hudson on Building Contracts, page 55 the law is stated as follows -

July 25th, 1919

"Where an architect is instructed to prepare designs for a building, and there is an express or implied condition that the building should be capable of being executed for a fixed sum he is not entitled to recover commission in respect of designs which could not be carried out for such sum, or at any rate, approximately for such sum, depending in each case on the terms of the employment."

If the City can establish the facts which I have mentioned it would appear to me that it has on the authority I have quoted a perfectly good defence to this claim.

F. H. Bell,  
City Solicitor.

Moved by Alderman Power seconded by Alderman Douglas that the report be adopted. Motion passed, Alderman Finlay dissenting.

PUBLIC SCHOOLS - ST. JOHN'S CHURCH.

Read report Committee on Works (without recommendation) re expropriation of St. John's Church property 88 Brunswick Street for School purposes, covering letter from the Board of School Commissioners and a report from the City Engineer covering plan and description of the property and a formal resolution with regard to the expropriation.

Office of Clerk of Works,  
July 10, 1919

His Worship the Mayor,  
Sir,

At a meeting of the Works Department on the 9th inst the City Engineer reported that he had prepared a description, also resolution, re expropriation proceedings in connection with St. John's Church property, Brunswick Street required for school purposes by the Board of School Commissioners.

*Solicitor ✓*



July 25th, 1919

On motion ordered to be sent to City Council without recommendation.

A.F. Messervey,  
Clerk of Works.

-----  
Board of School Commissioners,  
Halifax, N.S., June 11, 1919

E. Fred Monaghan, Esq.,  
City Clerk,  
Dear Sir,

At the meeting of the Board of School Commissioners held on Friday, June 6th, the following resolution was adopted :

"RESOLVED That the site of St. John's Church, 88 Brunswick Street, being required by the Board of School Commissioners for the extension of its School Grounds, the City of Halifax is hereby requested to instigate expropriation proceedings to obtain possession of same"

S. J. Wilson,  
Secretary.

-----  
City Engineer's Office,  
Halifax, N.S. July 8th, 1919

His Worship the Mayor,  
Sir,

Under provisions of Section 34 of Chapter 36 of the Acts of 1906, if the Board of School Commissioners of the City of Halifax require land for the erection or extension of any school building or for a school playground, and are unable to obtain the same by purchase, and if, in their opinion it is desirable that the same should be obtained by expropriation proceedings, the School Board may apply to the City Council to obtain the said land by expropriation, stating the purpose for which the same is required, and if the City Council resolves that such land <sup>is</sup> obtained by the City, the City may proceed to obtain the same by expropriation proceedings, and the provisions of the Charter in that respect (sections 677 to 698 both inclusive) shall apply and have effect in that behalf.

Section 681 of the Charter provides, among other things, that the Engineer shall prepare a plan and

July 25th, 1919

description of the land proposed to be expropriated and a report on the matter of such expropriation. In accordance with this section I beg to submit herewith plan and description of land and premises formerly known as the St. John's Church property, situated on the west side of Brunswick Street, which is said to be required by the School Board for school purposes.

I am attaching hereto a resolution with regard to the expropriation.

F.W.W. Doane,  
City Engineer.

Description of St. John's Presbyterian Church  
Property.

All that lot, piece or parcel of land, situate, lying and being on the west side of Brunswick Street in the City and County of Halifax, the said lot being more particularly described as follows -

Beginning at a point on the west line of Brunswick Street distant 392.7 feet from the south-west corner of Gerrish Street, the said point being the south-east corner of property belonging to the Board of School Commissioners; thence southerly by the said west line of Brunswick Street 65 feet more or less or until it meets the property now or formerly owned by Mary E. Woolrich; thence westerly by the north line of the said Woolrich property 125 feet more or less or until it meets the east line of property now owned by the Board of School Commissioners; thence northerly by the said east line of the said School Commissioners' property 66 feet more or less or until it meets the northerly line of the property under description; thence easterly by the said northern line 120 feet more or less to the place of beginning;

The above described property being all the property formerly known as the St. John's Church property and being shown enclosed in red lines on a plan entitled "Plan of property St. John's Presbyterian Church" signed by F.W.W. Doane, City Engineer, dated June 25, 1919 and filed in the City Engineer's Office at Halifax, as plan #4467.

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WHEREAS the Board of School Commissioners of the City of Halifax has communicated its wish to obtain certain land situated on the west side of Brunswick Street for school purposes and wishes the City to acquire the same for the Board by expropriation;

July 25th, 1919

AND WHEREAS section 34, sub-section 3~~4~~ of Chapter 36 of the Acts of 1916 provides that if the City Council resumes that such land be obtained by the City, the City may proceed to obtain the same by proceedings for expropriation and the provisions of the City Charter in that respect, namely sections 677 to 698 (both inclusive) shall apply and have effect in that behalf;

AND WHEREAS the Committee on Works has expressed its approval of such request and has reported in favor of the same, and the City Engineer has furnished a plan and description of the property in question and a report in connection with the same;

THEREFORE RESOLVED that the recommendation of the Committee be adopted and that the said plan and description furnished by the City Engineer be approved;

AND FURTHER RESOLVED that notice of the intention of the City to expropriate the said property, be given to any owner of the said property and published in the newspapers in the manner directed by the Halifax City Charter.

Moved by Alderman Finlay seconded by Alderman Guildford that the request of the Board of School Commissioners be complied with and that the City expropriate the said property and that the plan and description submitted by the City Engineer <sup>with</sup> ~~that~~ his report together with the resolution also submitted therewith be now adopted by this Council.

Moved in amendment by Alderman Murphy seconded by Alderman Power that this matter be referred back to the Committee on Works for further investigation and report.

Amendment put and passed 9 voting for the same and 8 against it as follows -

July 25th, 1919

For the Amen dment.

Against it.

Aldermen Hoyt  
Regan  
Murphy  
Buckley  
Butler  
Power  
Godwin  
Hubley  
Thompson-9

Aldermen Colwell  
Whitman  
Ackhurst  
Finlay  
Kelly  
Douglas  
Ritchie  
Guildford -8

Motion to adjourn. 11.10 o'clock.

Moved by Alderman Kelly seconded by Alderman Regan that the meeting adjourn. Motion put and lost 8 voting for the same and 9 against it as follows -

For the motion.

Against it.

Alderman Colwell  
~~Ackhurst~~  
Hoyt  
Regan  
Kelly  
Douglas  
Butler  
Guildford-8

Aldermen Whitman  
Finlay  
Murphy  
Buckley  
Ritchie  
Power  
Godwin  
Hubley  
Thompson -9

FIRE ESCAPES.

The City Clerk being about to read to the Council a report of the Board of Fire Escapes submitted by Alderman Hoyt, Chairman His Worship the Mayor stopped the reading of the report and referred it back to the Board of Fire Escapes which body he informed the Council has full power to take action under the Law without reference to the City Council

FIRE DEPARTMENT-SPRING GARDEN ROAD STATION.

Read report Committee of Fire Wards re Spring Garden Road Fire Station.

*City Engineer ✓  
Clerk of Works ✓*

*Engineer ✓*

*ackhurst*

July 25th, 1919

City Hall, July 7th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

The Board of Fire Wards submit herewith an application from the Amalgamated societies of the Union Engine Company and the Vegeran's Firemens Association for repairs to the Spring Garden Road Fire Station.

Your Board is of the opinion that as the lower floor of the building is not at the present time used for the active puposes of the Fire Department and is located in a situation likely to bring in to the City a considerable annual rental if it were leased for commercial purposes.

It is recommended that the lower floor of the building be advertised for rental on a ten years lease, the tenant to effect any necessary alterations or repairs subject to conditions to be named by the City Engineer.

W.W.Hoyt,  
Chairman.

Moved by Alderman Hoyt seconded by Alderman Whitman that the report be adopted with the amendment that the period of any lease of the premises which may be entered into be for the term of five years instead of ten years as recommended by the Committee and subject to the opinion of the City Solicitor as to whether the City has power to lease the building. Motion passed.

FIRE DEPARTMENT MOTOR DRIVER WILLIAM WELLS.

Read report Committee of Fire Wards re pay of Fire Department Driver William Wells.

City Hall, July 7th, 1919

His Worship the Mayor  
and City Council.  
Gentlemen:-

The Committee of Fire Wards beg to report that William Wells driver of the motor pumping

Chief Fire  
Dept -  
City Solicitor ✓

July 25th, 1919

engine "Patricia" the only survivor of the crew of that engine at the time of the explosion, December 6th 1917 and who suffered great physical injury from which he will be permanently handicapped, has been continued in the employment of the Fire Department at such duties as his condition enables him to perform, but for the six months from November 1st, 1918 to April 30th, 1919 he was only given half pay from the City.

It is recommended that Mr. Well's appeal for full pay for that period should under the circumstances be recognized and that the City Auditor be authorized to pay over to him the difference between the amount he has already received and the equivalent of full pay.

W.W. Hoyt,  
Chairman.

-----  
Office of Chief of Fire Department,  
Halifax, N.S. June 27, 1919

Board of Fire Wards,  
Gentlemen:-

Wm. Wells has put forth a claim to the Fire Department that he had not received <sup>any</sup> money from the Relief Commission from October to March inclusive (6 months) This is the only claim that Mr. Wells is holding against the Department. For the information of your Board I am giving the following itemized statement of money received from the Fire Department by Wm. Wells.

<u>1917</u>		
December 14		40.00
December 21	Xmas pay	40.00
<u>1918</u>		
January 12	superannuation	40.00
January 25		40.00
February 8	Superannuation	40.00
February 22	See	40.00
March 8	Superannuation	40.00
March 22		40.00
April 5	Superannuation	40.00
May 3		40.00
May 17		40.00
May 31	Superannuation	40.00
June 14	Superannuation	40.00
June 28		40.00
August 10		80.00

July 25th, 1919

August 31	43.00
September 30	43.00
October 31	43.00
November 30	43.00
December 31	43.00

<u>1919</u>	
January 31	43.00
February 28	43.00
March 31	43.00
May 31	168.00
June 13	Superannuation 44.00
June 27	44.00

In addition to this I am informed by Dr. Cutten of the Relief Commission that in December 1918, Mr. Wells received \$344.00 and on January 3, 1919 he also received \$1000.00

J.W. Churchill,  
Chief H.F.

Moved by Alderman Hoyt seconded by Alderman Murphy that the report be adopted. Motion passed.

CLIVE STREET WATER EXTENSION.

Read report Committee on Works and City Engineer re Water Extension Clive Street.

Office of Clerk of Works,  
July 10, 1919

His Worship the Mayor,  
Sir,

At a Meeting of the Works Department held on the 9th inst the City Engineer submitted a report favoring water extension on Clive Street. Present number of families to be served, two. Bond to be signed for special rate of thirty dollars and forty-two cents. (\$30.42)

Report adopted and recommended to City Council for approval.

A.F. Messervey,  
Clerk of Works.

-----  
City Engineer's Office,  
July 9, 1919

His Worship the Mayor,  
Sir,

I beg to report on the attached petitions for

Auditor ✓  
Chris Fine ✓  
Defol ✓

July 25th, 1919

extensions of the water on Clive Street.

The district is high service; length of pipe required 96 feet; estimated cost \$1014.

I would recommend that the extension be made to the two petitioners on a special rate of \$30.42

F.W.W. Doane,  
City Engineer.

Moved by Alderman Finlay seconded by Alderman Whitman that the same be adopted. Motion passed.

TOWER ROAD STREET WORK.

Read report Committee on Works covering report City Engineer re Street Work Tower Road submitted in answer to questions asked in the City Council by Alderman Power.

Office of Clerk of Works,  
July 10th, 1919

His Worship the Mayor,  
Sir,

At a Meeting of the Works Department held on the 9th inst. the City Engineer reported on Minute of Council re questions submitted in connection with road work on Tower Road.

Report ordered to be sent to City Council for their information.

A.F. Messervey,  
Clerk of Works.

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City Engineer's Office,  
July 8, 1919

His Worship the Mayor,  
Sir,

I beg to answer the questions asked by Alderman Power in the City Council, relating to the repairing and paving of Tower Rd.

1. Has any work been done by the City Engineer's Department in repairing, grading and paving the main way on Tower Road in this City within the last six months? Yes.

2. If so, what was the nature of the work?  
The roadway on Tower Road was repaired between Inglis and Morris Streets and was paved with bituminous macadam between Morris and Spring Garden Road.

*Engineer*



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3. When was said work commenced and when finished ?  
The Work was commenced May 18th, and finished  
June 23rd.

4. Was the work undertaken by the Department of the  
City Engineer, and if so, by what authority and  
whose orders, and when was said authority granted  
and orders given?

The work was undertaken by the Department of  
the City Engineer in accordance with the practice  
followed during the last 25 years. The order for the  
repair of Tower Road was given by the City En-  
gineer early in May of 1919.

5. Did the City Engineer instruct his subordinates  
or assistants to do the work and did he superintend  
the same, and if so, when ?

The City Engineer gave instructions to begin  
the work of repairing Tower Road and inspected it  
daily while that portion of the roadway between  
Inglis and Morris Streets was under repair. Before  
the last block was reached, the City Engineer's  
car broke down and has been in the repair shop  
ever since. For this reason the work in the  
north block of Tower Road was not inspected by the  
City Engineer.

6. If the City Engineer did not instruct the said  
work to be done or supervise the same, who did so ?

Mr. H.W. Johnston, Asst. City Engineer, inspected  
the work on the north block of the roadway while  
repairs were in progress and gave instructions for  
the use of Tarvia on this portion of the Work. It is  
Mr. Johnston's duty to give all the assistance he  
was in sole charge of such work in 1916 and 1917. The  
condition of the north block of Tower Road especially  
in front of the Cathedral, was very bad. As a good  
deal of material was required to grade the road-  
way, Mr. Johnston bases his judgment on the statement  
that the City Engineer had made to him and to the  
Board of Control that bitumen should be used for all  
repair work in future, as nothing else would stand  
up against the motor traffic. When I discovered  
that the work was being done better than I had  
intended it had gone too far to justify me in  
stopping it. I agreed with Mr. Johnston that the  
work done was necessary, but I was of the opinion  
that the street appropriation was not large enough  
to permit permanent repairs this year. I believed  
it the best policy to pursue this season to make  
temporary repairs and by that method to cover more  
streets than we otherwise could. The work was done  
under the supervision of James Downie, Superintendent  
of Streets, and Foreman P. Campbell, During the progress

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of the work, foreman Campbell studied the methods followed by the Barrett Company at the Waegwoltic Club.

7. What are the names of the foreman and men who did the said work, and on what days were they employed?

The name of the foreman and men is given on a sheet attached. They were employed between May 18th and June 23rd, 1919.

8. What did the said work and materials therefor cost?

The work cost \$4207.98 which is about \$1.20 per square yard for Tarvia macadam - a reasonable figure. In this amount the extra cost expended for bringing the road to finished grade and binding with Tarvie, I estimate at about \$2500. The Tarvia cost \$953.20

9. Was the City Engineer at any time interviewed by anyone with respect to or asked further the doing of said work?

I was not interviewed by any person with respect to the performance of this work. I was not asked by any person to do this work. I had no conversation with any person except the employees of this Department until after the construction of the Tarvia Macadam was well advanced. I received a letter from A.S. Barnstead, dated June 2nd, as follows -

Halifax, June 2nd, 1919

Dear Sir,

The City is macadamizing Tower Road at the present time. There is no concrete or block crossing where College St. joins Tower Rd. and in wet weather it has been a very inconvenient crossing. Could not that crossing be placed there now while the work is being done, rather than it should be necessary to tear up the work subsequently to do it?

Yours truly,  
(Sgd) A.S. Barnstead.

I mailed him the following reply -  
Halifax, June 4th, 1919

A.S. Barnstead, Esq.,  
Dear Sir,

I beg to acknowledge receipt of your letter of 2nd inst. The work on Tower Road, had been started by the Street Superintendent before I was aware that he was attempting to do permanent work. There is so much to do this year that it is practically

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impossible to afford permanent work with the limited appropriation available. It is only possible to make temporary repairs if we are to cover all the streets this year, and I have been obliged to instruct the Superintendent that he must not attempt any additional permanent repairs except where permanent pavement is to be laid. Under other circumstances I should be glad to comply with your suggestion, but it is very unlikely that any such work will be proceeded with this year. If the new Council adopts any different policy, I shall keep your suggestion in mind.

Yours faithfully,  
(sgd) F.W.W.Doane,

10. If so, by whom, and is the list of the said parties so interviewed by him, in full and exhaustive?

I have answered #9 without any reservation.

F.W.W.Doane,  
City Engineer.

Men Employed on Tower Road, May 19th to June 23rd, 1919

For eman-

P. Campbell  
L. Conrad  
A. Cristo  
L. Sattelle  
T. Phelan  
G. Gilfour  
M. Murray  
H. Webb  
W. Fitzpartick  
W. Douglas  
C.H. Taylor  
H. Misener  
J. Ocrenis  
S. Vina  
M. Small  
K. Toscolino  
J. Louis  
J. Bryonkes  
J. Cronin  
W. Pettipas  
D. Timmon  
M. Rosen  
A. Saporte  
A. Tardy  
W. Bell  
R. Johnson  
J. Zong  
T. Nolen

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Teams employed on Tower Road May 18th to June 23rd.

Walker No.1	A. Smith	R. Flynn
Walker No. 2	M. Andrew	T. Moquarrie
Mrs. Ryder No.1	W. Flynn	A. Carvery
Mrs. Ryder No.2	E. Adams	S. Walker
E. Garrety	B. Nicholson	D. Carvery
J. Hamilton	G. Burness	M. B. Smith
Mr. McNeil	J. Kelsie	T. Walker
Mr. Haley	J. Pettipas	C. Harris
C. Ryder	J. Pyke	G. Bannister
Mr. Dixon	W. Smith	Mr. Findley

Filed.

VERNON STREET OILING.

Read report Committee on Works re Oiling of  
Vernon Street.

City Works, Office,  
July 25th, 1919

The City Council.

Gentlemen:-

The Works Committee beg to recommend that the request contained in the accompanying petition from residents of Vernon Street and Jubilee Road that streets in that locality be oiled be granted by the City Council.

A. F. Messervey,  
Clerk of Works.

-----  
Halifax, July 8th, 1919

To The Mayor and City Council.


Gentlemen:-

We the undersigned residents of Vernon Street and Jubilee Road beg to bring to the attention of your honorable body the extremely dusty condition of the streets in our locality, with the request that such streets should be oiled, in order that the inconvenience caused by the dust might be prevented as far as possible.

We agree to bear the proportion of the expense of the work that the regulations demand.

Moved by Alderman Regan seconded by Alderman Whitman that this matter be referred on the Committee on Laws and Privileges for report. The motion is withdrawn.

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Moved by Alderman Regan seconded by Alderman Kelly that the report be adopted and that the matter of the proportion of the cost of oiling the streets/<sup>to</sup> be borne by the City and property abutters be referred to the Committee on Works for report.

OILING OF STREETS ORDINANCE.

Moved by Alderman Douglas seconded by Alderman Whitman that the report of the Committee on Works re Oiling of Streets covering ~~the~~ a draft Ordinance providing that the abutters pay one half the cost of such work be now read.

Read report Committee on Works covering draft ordinance providing for the payment by property abutters of one half the cost of oiling the streets.

Office of Clerk of Works,  
July 10th, 1919

His Worship the Mayor,  
Sir,

At a meeting of the Works Department held on the 10th inst. the City Engineer submitted a report re Street Oiling, and draft of an ordinance covering same, and in which it is provided that the abutters pay half the cost.

Report and draft of Ordinance approved and ordered to Council with a recommendation that it be incorporated in the City Ordinances.

A.F. Messervey,  
Clerk of Works.

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City Engineer's Office,  
July 8th, 1919

His Worship the Mayor,  
Sir,

I beg to draw your attention to section 16 Chapter 46 of the Acts of 1914, which provides that the Council may make ordinance authorizing

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the City on presentation of a petition, signed by a majority of the persons owning property fronting on any street or portion of a street, to use oil or other liquid on such street or portion of a street, and to collect the cost of so doing from all the owners of property so fronting, and to include such cost in the rates and taxes upon such property.

An ordinance was prepared and submitted to the Council in 1916, and received two readings at a meeting held on the 7th of September of that year, but on coming up for a third reading on the 9th of November 1916, was referred back to the Board of Control.

Before doing any oiling, this ordinance should be passed so that there can be no question as to the City's right to collect the cost of the same from the property owners.

I am attaching a copy of the ordinance with the words "works Committee" substituted for "Board of Control". I would suggest that the City Solicitor be asked for his opinion as to whether this change would necessitate the ordinance again having to be read for the first and second time, or whether the second reading already had would be sufficient, and a third one only necessary.

H.W Johnston,  
Asst. City Engineer.

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An Ordinance Respecting the Oiling of Streets.

Be it enacted by the Works Committee and City Council of the City of Halifax, as follows -

On the presentation to the Works Committee of a petition signed by a majority in number of the persons owning property fronting on any street or portion of a street, requesting that oil or other suitable liquid or material be spread on such street or portion, the Works Committee shall refer the matter of such petition to the City Engineer, who shall report thereon.

If the City Engineer reports in favor of the prayer of such petition, the Works Committee may recommend to the Council that the prayer of the petition be granted. Upon adoption of such recommendation, the City Engineer shall treat the said street or portion thereof, with oil or other suitable liquid or material as he deems best.

The City Engineer shall make up a statement of the cost of treatment, and apportion one half the same among the owners of the property on the street or portion so treated, according to their

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respective frontages. Each of such owners shall be furnished with a statement of the amount chargeable against him and a copy of the statement shall be furnished the City Collector, who shall, if the same is not previously paid, add the amount payable by each owner to the notice of the taxation for the next ensuing year, and such amount shall be collected together with the said taxes with the same rights and remedies including the right to collect interest thereon from the date of the completion of the work, but not to receive any discount.

Any sum of money required by the City for the performance of any work under this ordinance, may be borrowed from any bank or fund available, and together with interest thereon, required repaid as the sum is collected or may be included in the estimates for the next civic year and collected therewith .

*Engineer  
Clerk of Works*

Moved by Alderman Regan seconded by Alderman Kelly that the report of the Committee on Works re Oiling of Vernon Street and the Report of the Committee on Works covering Ordinance re the cost of Oiling of Street be referred back to the Committee on Works. Motion passed.

INGLIS STREET OILING.

Read report Committee on Works re the Oiling of Inglis Street.

City Works Office,  
July 25, 1919

The City Council  
Gentlemen:-

Attached hereto is a petition from residents of Inglis Street that that street be included amongst those which are intended to be oiled.

The Works Committee recommend that the request be granted.

A. F. Messervey,  
Clerk of Works.

July 25th, 1919

Halifax, N.S. July 14, 1919

To the City Engineer,  
Halifax, N.S.  
Dear Sir,

The undersigned, residents of Inglis Street would respectfully suggest that our street may be included among those which are intended to be oiled when the machine arrives.

Inglis street is a great thoroughfare now, and the constant stream of automobiles (in addition to the trams), running at a more or less high rate of speed, raise such great clouds of dust as to make life on this street almost intolerable.

We have been told that the street is supposed to be watered twice a day, but there must surely be some mistake about this.

Doubtless this street will eventually have to be paved. Meantime we trust that you may see your way to give us some oil, or at any rate more water.

Moved by Alderman Finlay seconded by Alderman Ackhurst that the report be adopted and that Inglis Street be oiled from Bland Street to Tower Road.

Motion passed.

TOWER ROAD PAVING.

Alderman Power by leave of Council submits the following questions -

1. On whose authority did the City Engineer do this work.
2. How was such authority given?
3. When?
4. Did the Mayor, City Council or Board of Control, or Board of Works, or any of either of these bodies order the City Engineer to do such work?
5. When was such order given and how was it given?
6. Out of what fund was such work paid for?
7. Who ordered payment out of such fund?
8. By whom and by whose authority were answers to former questions asked for about this paving, given to the City Newspapers for publication before being presented to and read in open Council?

11 04 o'clock.

Moved by Alderman Ackhurst seconded by Alderman Whitman that the Council do now adjourn.

*Engineer ✓*

*Engineer ✓  
Clerk of Works ✓*



July 25th, 1919

Motion put and lost 6 voting for the same and 10 against it as follows -

For the Motion.

Aldermen Colwell  
Ackhurst  
Whitman  
Finlay  
Douglas  
Guildford-6

Against it.

Aldermen Hoyt  
Regan  
Murphy  
Buckley  
Butler  
Ritchie  
Power  
Godwin  
Hybley  
Thompson-10

WIRES UNDERGROUND.

Moved by Alderman Murphy that the City Electrician report on the placing of electric wires underground in line with the letter submitted by Alderman Murphy at an earlier stage of this meeting.

*Electrician ✓  
Engineer ✓*

EXPLOSION-COST OF SCHOOL BUILDINGS.

Moved by Alderman Regan seconded by Alderman Power that Alderman Regan be permitted to ask a question. Motion passed.

Alderman Regan asked for a report from the Finance Committee as to whether it is the intention of the Relief Commission to bear any of the cost of the new school buildings advertised at the present time by the Board of School Commissioners for construction.

*Asst. Whittier ✓  
Mayor ✓  
Asst. City Clerk ✓*

Moved by Alderman Regan seconded by Alderman Hoyt that the Council do now adjourn. Motion passed. Council adjourns 11.50 o'clock.

*L. J. Monaghan*

CITY CLERK.

MAYOR.