

May 22nd., 1924.

FIRES, THEIR CAUSES AND LOSSES.

Read report Committee of Firewards covering report of the Chief of the Department on Fires their causes and losses during the month of April.

Committee Room,
City Hall,
May 21, 1924.

To the Mayor and Members
of the City Council.

Gentlemen,

At a meeting of the Committee on Firewards, held to-day, the attached report of Chief Churchill on fires, their causes and losses, was submitted, read and ordered to be reported up to the Council for its information.

H. W. CAMERON,
Chairman.

:
:
Halifax, May 21st., 1924.

Board of Firewards.
Gentlemen,

Herewith I submit the following report for the month of April during which there were 31 alarms of fire from the following causes:-

Children playing with matches 2, overheated stove pipe 1, chimneys 12, blow torch 1, false 4, combustion 1, pan of fat 1, careless smoking 2, sparks from chimneys 2, overheated oil stove 1, electricity 1, smoke 1, poor construction 1, grass 1.

Property at risk	\$ 138,300.00	
Insurance losses		\$2,217.75

J. W. CHURCHILL,
Chief H. F. D.

Filed.

TAG DAYS.

Read applications Halifax Playgrounds Commission to hold a Tag Day on Saturday, June 14th. 1924, and Loyal Orange Association, Loyal True Blue, Loyal Orange Benevolence Association and the Loyal Young Britons to hold a Tag Day on July 12th. 1924.

Halifax, May 22, 1924.

To the Deputy Mayor and
Members of City Council.

May 22nd., 1924.

Gentlemen,

The Halifax Playgrounds Commission are anxious to hold a Tag Day on Saturday, June 14th., and would greatly appreciate the permission of your Council in this matter.

The Halifax Playgrounds Commission,
W. E. Donovan,
Secretary.

Halifax, May 13th., 1924.

His Worship The Mayor
and Members City Council.

Gentlemen,

We, the undersigned, on behalf The Loyal Orange Association, Loyal True Blue, Loyal Orange Benevolence Association and the Loyal Young Britons, apply for permission to hold a tag day in Halifax on July 12th., 1924, the proceeds to be devoted towards the Building Fund of the Provincial Orphanage at Truro.

S.J. Downing, Chairman.
C. Conway, Secretary.

A. E. Donovan
C. Conway

Moved by Alderman Power, seconded by Alderman Colwell, that both these applications be granted. Motion passed.

WADING POOL ON COMMON.

Read report Committee on Works in re Wading Pool on Central Common, Children's Playground, covering report of the Assistant City Engineer.

City Works Office,
May 22nd., 1924.

His Worship the Mayor and City Council.
Sir,

At a meeting of the Works Committee held May 21st., the Acting City Engineer submitted a report on a wading pool proposed to be constructed on the Central Common, the report is attached hereto.

The Committee approved of the report and recommended to Council that the Acting City Engineer be authorized to call for tenders for the construction of same with the understanding that the work is not to be proceeded with until the Halifax Rotary Club submitted in writing to Council a letter guarantying \$1,000. towards the construction of same.

A. F. MESSERVEY,
Clerk of Works.

May 22nd., 1924.

City Engineer's Office,
May 19, 1924.

His Worship The Mayor.
Sir,

There was, at the beginning of the Civic Year a balance of approximately \$2,500. in the Common Improvement account, which was authorized to be spent for the improvement of the Central Common Playground. A plan was made for the improvement of this part of the Common and was adopted by the Gardens Commission and the Board of Works.

Last year a certain amount of rough grading was done with material that could be spared from the paving operations on Quinpool Road and South Park Street and during the winter by the use of ashes, and a large part of the area has been graded to finished grade and requires now to be smoothed off and covered with a layer of sweepings or loam and sown in grass. In the adopted design a wading pool was shown. It was proposed to construct this last year but owing to lack of funds nothing was done.

I have a letter from Mr. E. J. Kelly, stating that the Halifax Rotary Club have offered to raise \$1,000. towards the completion of this wading pool, provided the work is begun immediately. This amount, together with the sum in hand, will be sufficient to construct this pool.

I need not dwell on the advantages and the necessity of this accessory to all modern playgrounds; a trip to the playground at Fort Needham will convince anyone how much this is appreciated by the children.

The Egg Pond is utilized during the day time to a large extent by slightly older children with punts and water games and in the evenings by grown-ups for model yacht racing, so that at present the kiddies have no available water to paddle in.

The offer of the Halifax Rotary Club is a most generous one, especially in view of the fact that they have already provided the pool at Fort Needham, and I would strongly recommend that it be accepted, and that the City Engineer be authorized to immediately call for tenders for the wading pool.

H. W. JOHNSTON,
Asst. City Engineer.

*City Engineer
Gully Underwood
Clerk of Works*

Moved by Alderman Power, seconded by Alderman O'Toole,
that the reports be adopted. Motion passed.

The Deputy Mayor informed the Council that he had received a letter from the Rotary Club stating that it would contribute \$1000. towards this expenditure.

May 22nd., 1924.

Halifax, May 21st., 1924.

His Worship the Mayor
and Members of City Council,
Halifax, N. S.

Your Worship and Gentlemen,

The City Engineer advises us that an amount of \$1000.00 is required to complete the Wading Pool on the South Common and at a meeting of The Rotary Club, held May 13th. 1924, the Members instructed the Directors to pledge this amount on behalf of the Club, on the understanding that the work be proceeded with at once.

Will you kindly advise me if this is acceptable.

R. F. STUDD,
Secretary.

PAY ROLL, WORKS DEPARTMENT EMPLOYEES.

Read report Committee on Works and Assistant City Engineer in reference to reductions in the Pay Roll of Employees of the Works Department.

City Works Office,
May 22nd., 1924.

His Worship the Mayor and City Council.
Sir,

At a meeting of the Works Committee held May 21st., the Acting City Engineer submitted a letter in connection with the pay roll of the Works Department which is attached hereto. The Committee decided to refer same to Council for a ruling on same.

A. F. MESSERVEY,
Clerk of Works.

:

:

City Engineer's Office,
May 15th., 1924.

Chairman,
Committee on Works.

Dear Sir,

The fortnightly pay-roll has been submitted to me for signature as required by the Auditor. This is the first pay-roll since the first of May, on which date the reduction ordered by the City Council at their meeting held on the 26th. of February, 1924, came into force. The resolution passed by the Council reads as follows:-

May 22nd., 1924.

"RESOLVED that the salaries of all officials and employees in the employ of the City of Halifax who are in receipt of yearly salaries, including all teachers in the Public Schools of the City of Halifax and all the officials and employees of the School Board, be reduced as under:-

All salaries under \$1500.00
by a reduction of five (5) percent;

All salaries of \$1500.00 and over
by a reduction of ten (10) percent;"

The resolution as it stands appears to apply to all employees of the City whose salary is voted as a yearly salary and not to persons employed at hourly, daily or weekly wages and whose employment is temporary.

I have consulted with the City Solicitor, who also takes this view of the matter.

The Pay-roll was made up without reference to this office and reductions in the wages have been made in some cases and not in others, of men employed under similar conditions.

I do not understand it to be the intention of the Council to discriminate between different employees in the same class, hired by the day or week, and who are liable to be laid off at any time.

In order to avoid holding up the pay of the men, I have certified the pay-roll, subject to revision, and beg to ask for further instructions in this matter, as to whether the reduction shall apply only to those in receipt of a yearly salary, or to all on the pay-roll.

H. W. JOHNSTON,
Asst. City Engineer.

Moved by Alderman Daw, seconded by Alderman Munnis, that no Employee except those permanently employed all the year round be subject to the reduction in pay as provided for by resolution of Council on the 26th. of February last.

Moved in amendment by Alderman Hubley, seconded by Alderman Power, that the reports be referred to the Finance Committee. On the Amendment being taken there appeared 8 for same and 8 against it, tie vote, as follows:-

May 22nd., 1924.

For the Amendment:-

Against it:-

Alderman Colwell
Russell
Kenny
H.W. Cameron
Hubley
Whelan
O'Toole
Power.

Alderman Munnis
Finlay
Sanford
Gastonguay
Drysdale
Smeltzer
W.O. Cameron
Daw.

Ald. Kenny
City Clerk
The Deputy Mayor gives his casting vote for the Amendment and declared it passed.

CANADIAN BITUMINOUS PAVING CORPORATION
LIMITED VERSUS THE CITY.

Read Notice of C. J. Burchell, Esq., Solicitor for the Canadian Bituminous Paving Corporation Limited, that after the expiration of twenty days an application will be made to the Supreme Court of Nova Scotia for a Prerogative Writ of Mandamus to compel the City to borrow the amount of money required to satisfy the Judgment against the City of Halifax at the suit of the Canadian Bituminous Paving Company together with the cost and charges owing by the said City.

To: The City of Halifax, the Mayor and
The Council of the said City of Halifax.

I do hereby, as Solicitor for and on behalf of Canadian Bituminous Paving Corporation, Limited, a body corporate having its head office and chief place of business in the City of Toronto, Province of Ontario, in accordance with the Statute in that behalf made and provided, give you notice that on or after the expiration of twenty days from the service of this notice an application will be made at the instance of Canadian Bituminous Paving Corporation Limited, to the Supreme Court of Nova Scotia, Crown Side, and if in vacation to a Judge in Chambers for a Summons to show cause, for a Prerogative Writ of Mandamus directing and commanding you, the City of Halifax and the Mayor and Council of the said City of Halifax, to forthwith borrow the amount required to satisfy the judgment against the City of Halifax at the suit of the said Canadian Bituminous Paving Corporation Limited, together with the costs and charges owing by the said City of Halifax, and to pay the

May 22nd., 1924.

said amounts to the said Canadian Bituminous Paving Corporation Limited, or its solicitor in that behalf.

Dated at Halifax this 22nd. day of May A. D. 1924.

C. J. Burchell,
of 85-95 Granville Street,
Halifax, N. S., Solicitor
for Canadian Bituminous Pav-
ing Corporation Limited.

*Ad. Russell
City Clerk
City Solicitor* Referred to the Laws and Privileges Committee
and City Solicitor.

✓ APPOINTMENT OF CITY CLERK.

*H. W. Cameron
City Alderman* Moved by Alderman H. W. Cameron, seconded by Alderman Colwell, that Mr. Henry S. Rhind, Assistant City Clerk, be promoted to the position of City Clerk at the salary as fixed for that position in the Civic Estimates for the year 1924-25, as from May 1st. 1924. Motion passed unanimously.

✓ APPOINTMENT OF CITY ENGINEER.

*H. W. Johnston
City Alderman* Moved by Alderman Daw, seconded by Alderman Smeltzer, that Mr. Henry W. Johnston, Assistant City Engineer, be promoted to the position of City Engineer at the salary as fixed in the Civic Estimates for that position for the year 1924-25 as from May 1st. 1924. Motion passed unanimously.

✓ APPOINTMENT OF CHIEF OF POLICE.

Read report Police Commission re the appointment of Chief of Police.

Mayor's Office,
May 22nd., 1924.

To the Members of the City Council.
Gentlemen,

At a meeting of the Police Commission held on Wednesday, the 21st. instant, there being present His

May 22nd., 1924.

Worship the Mayor, Aldermen Bissett and O'Toole, it was unanimously decided to recommend to Council that Deputy Chief William Palmer be promoted to the office of Chief of Police.

In an interview with Deputy Chief Palmer the Mayor asked whether it was his intention to seek superannuation when he has served 25 years, which period expires next year, as it would not seem fair to the ratepayers to use this promotion simply to get the increased superannuation allowance, and that he, the Deputy Chief, was still a comparatively young man and the City might reasonably look for some years of active service. He assured the Mayor that in the event of his receiving the promotion he had no intention of using same for the purpose indicated but hoped to serve the City for some time to come.

Following the procedure which Council will be asked to agree to in connection with other Departments, we would recommend that any further changes be allowed to stand over for the new Commission which after consultation with the Head of the Department will be in a better position to know what is best for its interests.

JOHN MURPHY,
M A Y O R.

Moved by Alderman O'Toole, seconded by Alderman Power, that the report be adopted and William E. Palmer, Deputy Chief of Police, be promoted to the position of Chief of Police at the salary as fixed for that position in the Estimates for the civic year 1924-25 as from the 1st. of May 1924. Motion passed unanimously.

*W. E. Palmer
City Auditor*

APPOINTMENT OF CITY AUDITOR.

Read report Finance Committee in re applications for the position of City Auditor.

Committee Room,
City Hall,
May 21, 1924.

To the Mayor
and Members of the City Council.
Gentlemen,

At a meeting of the Committee on Finance held this day, there being present Aldermen W. O. Cameron, Acting Chairman; Russell, Finlay, H. W. Cameron, Hubley and Power, the Chairman laid on the table applications from the following persons for the position of City Auditor:-

B.A.Caldwell,	City
Francis J. Carry Doyle	"
H.F.Glass	St.Johns, Nwfld.
Alfred F. Haliburton	City.
F.A.Nightingale,C.A.	"
C. L. Power	Stewiacke

May 22nd., 1924.

W.G.Rogers
R.P.Schurman
S.Leonard Shannon

New York
Port Medway
City.

Your Committee recommend for the consideration of Council the names of the following for the position:-

H.F.Glass
Alfred F. Haliburton
F.A.Nightingale
S.Leonard Shannon

St.Johns, Nwfld
City
"
"

W. O. CAMERON,
Acting Chairman.

Alderman Power nominates F. A. Nightingale, Esq.

Alderman Gastonguay nominates Alfred F. Haliburton, Esq.

Alderman Finlay nominates H. F. Glass, Esq.

Alderman Kenny nominates S. Leonard Shannon, Esq.

The applications are read.

The Deputy Mayor announced before taking the vote that the Candidate having the least number of votes on the first "round" would be eliminated; if any Candidate had a clear majority of the Council he would be elected.

On the vote being taken there appeared:-

For Mr.Glass -4-	For Mr.Nightingale -9-	For Mr. Shannon -2-	For Mr. Haliburton -1-
Alderman Russell) Munnis Finlay Sanford	Colwell Hubley Whelan O'Toole Power Drysdale Smetlizer W.O.Cameron Daw.	Kenny H.W.Cameron	Gastonguay.

The Deputy Mayor declares Mr. F. A. Nightingale duly elected to the position of City Auditor.

Witness.
J. W. Bissett
City Clerk

I hereby as Mayor of the City and in virtue of my powers as such signify my disapproval of the last foregoing resolution and of the appointment of Mr. Nightingale as Auditor.

28 May 1924 -44-

I concur in the foregoing disapproval - J. W. Bissett Secretary

May 22nd., 1924.

✓ SCHOOL BOARD VACANCY.

Moved by Alderman Colwell, seconded by Alderman Russell, that Alderman Finlay be appointed to serve on the School Board to fill the vacancy caused by the retirement of Edward Scallion. Alderman Finlay declines the nomination.

Moved by Alderman Power, seconded by Alderman Daw, that Alderman O'Toole be appointed to the vacancy caused by the retirement of Edward Scallion.

There being no other nominations, Alderman O'Toole is declared elected a Member of the School Board.

✓ NATAL DAY CELEBRATION,
NOTICE OF MOTION.

Alderman Gastonguay submits the following Notice of Motion:-

RESOLVED that the resolution of Council passed on the 8th. day of February 1922 in reference to holidays insofar as it effects the 21st. of June, Halifax Natal Day, be rescinded.

✓ COMMITTEES 1924-1925.

Read Message His Worship the Mayor in re appointment of Committees for the coming year.

Mayor's Office,
Halifax, May 22, 1924.

To the Deputy Mayor and
Members of the City Council.

Gentlemen, RE: COMMITTEES FOR COMING YEAR.

Deputy Mayor Bissett will submit for your consideration tonight his slate of Committees for the civic year 1924-25.

He has explained to me that pressure brought to bear on him by various citizens, day by day, prompts his proceeding to organize these Committees. In view of this statement and not desiring that anything should be held up through my absence from Council, it is no doubt advisable to dispose of this matter.

May 22nd., 1924.

Deputy Mayor Bissett very kindly offered to submit his slate of Committees to me to look over, but as I have made it a practice to treat this work as confidential until placed before Council, I feel that he should be extended the same privilege, and under the circumstances I prefer to know nothing of the Committees until they are submitted to and dealt with by Council.

I am sure the Deputy Mayor has given this matter careful thought and feel confident that whatever Committees are approved by Council, I will have no difficulty so far as my relations are concerned in working in perfect harmony with them.

JOHN MURPHY,
M A Y O R.

The Chairman, Deputy Mayor Bissett, states that the letter of the Mayor is a plain statement of fact.

The Deputy Mayor submits his slate of Boards and Committees for the civic year 1924-25, which, after amendment by consent of Council, passed as follows:-

1. ANNUAL REPORT AND PRINTING:

Alderman H. W. Cameron
Hubley
Power.

2. BUILDING LAWS REVISING COMMITTEE:

Alderman Gastonguay
Whelan
Daw.

3. CABS COMMITTEE:

His Worship the Mayor
Alderman Colwell
Kenny.

4. CAMP HILL CEMETERY COMMISSION:

Alderman Munnis
Sanford
H.W.Cameron
Hubley
Drysdale
W.O.Cameron.

5. CHARITIES COMMITTEE:

Alderman Colwell
Finlay
Gastonguay

O'Toole
Daw.

6. COMMERCIAL & SPORTS CARNIVAL;
His Worship The Mayor
Alderman Colwell
Gastonguay
Smeltzer
7. COURT HOUSE COMMISSIONERS:
Hon. W. J. O'Hearn, K.C.,
R. H. Murray, K.C.,
The County Warden,
Stewart Jenks, K.C.,
His Worship the Mayor
Alderman O'Toole
Russell
Councillor C. E. Smith.
8. EXHIBITION COMMISSION:
Hon. E. H. Armstrong, Pres.
E. B. Elderkin
James A. Fraser
F. R. Trotter
A. N. Giffin
William O'Brien
S. A. Logan
John E. Gallivan
His Worship the Mayor,
Vice-Pres.
Alderman Bissett
H. W. Cameron
Hubley.
9. FINANCE COMMITTEE:
Alderman Munnis
Finlay
Kenny
Hubley
Power
W. O. Cameron.
10. FIRE ESCAPES COMMITTEE:
Alderman Daw
Building Inspector
Chief of Fire Dept.
11. FIREWARDS COMMITTEE:
Alderman Munnis
Finlay
H. W. Cameron

O'Toole
Daw.
12. GARDENS COMMISSION & COMMONS:
His Worship the Mayor
Alderman Munnis
Sanford
Gastonguay
Whelan
O'Toole
Daw.
13. GOVERNMENT CONTRIBUTING TO-
WARDS CIVIC REVENUE:
His Worship the Mayor
Alderman Russell
Finlay
Kenny
W. O. Cameron.
14. GOVERNMENT PROPERTIES TRANS-
FER TO CITY.
His Worship the Mayor
Alderman Russell
Finlay
.....
15. HARBOR CHAMPIONSHIP COMMITTEE:
Alderman Gastonguay
Sanford
Whelan.
16. HEALTH BOARD:
Alderman H. W. Cameron
Whelan
Smeltzer
Dr. W. P. MacKasey.
17. HOUSING COMMISSION:
Deferred.
18. JURIES LIST REVISERS:
Alderman Bissett
.....
Daw
City Clerk.
19. LAWS & PRIVILEGES COMMITTEE:
Alderman Russell
Finlay
Kenny
Hubley
Power
W. O. Cameron.

20. LIBRARY COMMISSION:

Alderman Colwell
Finlay
.....
Power
Gordon B. Isnor
G.A.Wooten.

21. MUNICIPALITIES CONVENT-
ION COMMITTEE:

His Worship the Mayor
Alderman Hubley
Gastonguay
Drysdale.

22. POINT PLEASANT PARK
COMMISSION:

His Worship the Mayor,
Vice-Chairman.
Alderman Russell
Finlay
Gastonguay,
Secretary.
O'Toole
Daw.
Hector McInnes, K.C.,
C.H. MacKinlay
W.A. Black, Chairman
Hon. R.G. Beazley.

23. TOWN PLANNING BOARD:

His Worship the Mayor
Alderman Colwell
Drysdale
John B. Douglas
E.J. Kelly
John E. Godwin
City Engineer.

24. PRISON COMMITTEE:

Alderman Colwell
Bissett
Gastonguay
Whelan
O'Toole
Smeltzer.

25. POLICE COMMISSION:

His Worship the Mayor
Alderman O'Toole
Hubley.

26. ARBITRATION BETWEEN CITY, COUNTY
& DARTMOUTH:

His Worship the Mayor
The Mayor of Dartmouth
The Warden of the County
Alderman Munnis
Gastonguay
Kenny
Drysdale
Councillor A. C. Pettipas
C.E. Smith
R.A. Brenton
Solicitor Murray.

27. ARBITRATION COMMITTEE:

His Worship the Mayor
Alderman Russell
Bissett
Kenny
Drysdale.

28. TENDERS COMMITTEE:

Alderman Bissett
Finlay
Sanford
Kenny
O'Toole
Smeltzer.

29. WORKS COMMITTEE:

His Worship the Mayor, Chairman
Alderman Munnis
Sanford
Gastonguay
Hubley
Power
Daw.

The nominations for the HOUSING
COMMISSION being deferred until next
meeting on motion of Alderman Hubley,
seconded by Alderman Daw.

Munnis ✓
It was moved by Alderman Power, seconded by Alderman
Daw, that all Committees with the exception of the Housing
Commission, as amended. be now confirmed. Motion passed.

May 22nd., 1924.

Moved by Alderman Power, seconded by Alderman Hubley,
that this Council do now adjourn. Motion passed.

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City Health Board Accounts	21
Camp Hill Cemetery Accounts	22
Library Accounts	22
Works Department Accounts	23
General Accounts	24
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Frank Hanrahan, Superannuation	28
Angus McDonald, Ex-Policeman, Superannuation	28
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Council adjourned at 11.30 o'clock P. M.

F. W. Bissett

FREDERICK W. BISSETT,
DEPUTY MAYOR.

H. S. Rhind

H. S. RHIND,
CITY CLERK.

May 22nd., 1924.

Moved by Alderman Power, seconded by Alderman Hubley,
that this Council do now adjourn. Motion passed.

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Council adjourned at 11.30 o'clock P. M.



FREDERICK W. BISSETT,
DEPUTY MAYOR.



H. S. RHIND,
CITY CLERK.

EVENING SESSION,

8.10 o'clock,
Council Chamber, City Hall,
June 5th., 1924

A meeting of the City Council was held this Evening. At the above named hour there were present Aldermen Colwell, Munnis, Russell, Finlay, Bissett, Sanford, Gastonguay, H. W. Cameron, Kenny, Whelan, O'Toole, Drysdale, Power, Daw, W. O. Cameron and Smeltzer.

In the absence of Mayor Murphy, the Chair is taken by Deputy Mayor Bissett.

✓ CIVIC ELECTION WARD FOUR.

Read return H. S. Rhind, City Clerk, of the Election for Alderman for Ward No. 4 made vacant by the death of Alderman James T. McDonald.

Halifax, June 4th., 1924.

His Worship the Mayor
and City Council.

Gentlemen,

Agreeably to the Provisions of the Halifax City Charter and Acts and Amendment thereof in respect to the election of Mayor and Aldermen for the City of Halifax, I herewith submit the original Nomination Papers of Henry Stephen Enoch Rains for the office of Alderman for Ward Number Four of the City of Halifax to fill the vacancy caused by the death of Alderman James T. McDonald, he being the only candidate nominated for the vacant office of Alderman for said Ward.

H. S. RHIND,
City Clerk.

The City Clerk declares Henry Stephen Enoch Rains duly elected an Alderman for Ward No. 4 of the City of Halifax.

June 5th., 1924.

The Deputy Mayor called upon Mr. Rains, who was in attendance in the Council Chamber, and administered to him the oath of Allegiance and the oath of Office in the presence of the City Council, and he was then sworn as a Justice of the Peace for the City of Halifax by the City Clerk, after which he took his seat in the Council as Alderman for Ward Number Four.

Ald. Rains!

Deputy Mayor Bissett invites Ex-Mayor Dr. Hawkins, who was present at the meeting, to take a seat beside him in the Council and the invitation is accepted.

8.25 o'clock.

His Worship the Mayor arrives and takes the Chair.

Moved by Alderman Colwell, seconded by Alderman Finlay, that this Council tender to His Worship the Mayor its hearty congratulations on his recovery from his recent illness. The Deputy Mayor puts the Motion which is carried unanimously and the congratulations are conveyed to the Mayor by the Deputy Mayor.

His Worship the Mayor replied thanking the Council for its congratulations and good wishes.

✓
APPOINTMENT OF CITY AUDITOR,
MAYOR'S MESSAGE OF VETO.

His Worship the Mayor submits message of veto of the Council's appointment of City Auditor.

Alderman Power asks to be recorded as sitting at the meeting under protest while veto proceedings on this matter are being dealt with.

Alderman Daw asks for the City Solicitor's opinion on the authority of His Worship the Mayor to veto this appointment.

June 5th., 1924.

His Worship the Mayor informs the Council that the City Solicitor and J. MacG. Stewart, whom he had consulted in this matter, concur in the opinion that he has power to veto the appointment.

✓ The Mayor's Message containing the veto is now read.

Halifax, June 5th., 1924.

To Members of the City Council.

Gentlemen,

At a meeting of the City Council held on the evening of May 22nd. the Council appointed or purported to appoint Mr. F. A. Nightingale as City Auditor, with a salary of \$4,000. a year. Acting under the power conferred on me by Section 342 of the City Charter of 1914, I have vetoed this proceeding.

Stated briefly, my action in this matter is based on the conviction that Mr. Nightingale's services are not worth \$4,000. a year to this City. I do not question Mr. Nightingale's qualifications for the work in which he is at present and has for some time been engaged, but I do say the position of City Auditor for Halifax calls for a man not only of outstanding ability, but of the widest experience, and at no time in our history was it more essential that such a man be appointed to this office than at the present state.

By virtue of Legislation relating to the City of Halifax, passed at the last Session, the City Council is authorized by resolution from time to time to fix the salary of the person to be appointed City Auditor, no maximum or minimum amount is fixed by Statute.

It is my opinion, therefore, that this brings the Council's action clearly within the provisions of Sub-section (b) of Section 342 of the City Charter of 1914, which Section I here invoke in exercising my power of veto.

It also appears clear to me that the salary of \$4,000. is an expenditure that is the permissive one given by Section 4 of bill 65 passed at the recent Session of the Legislature and therefore comes within the provisions of Clause (c) of Section 342 of the City Charter of 1914, under which Section I further justify my veto of the expenditure.

The above in brief, are the grounds on which I base my veto.

I desire also to bring to the attention of Council the manner in which the balloting for this position was carried out at your meeting of May 22nd. It is my opinion that this Election should have been conducted in accordance with Section 142 of the City Charter of 1914, and that balloting should have continued at least until the choice rested between two applicants, instead of declaring the result on the first ballot.

June 5th., 1924.

In Sub-Section (4) of Section 342, you may by a two-thirds vote of the whole Council over-ride my veto and confirm your action of May 22nd.

I now ask the Members of Council to take this message into consideration. Having dealt with this matter in what I consider, the best interests of our ratepayers, I leave it with you to decide.

JOHN MURPHY,
M A Y O R.

Moved by Alderman Colwell, seconded by Alderman Daw, that the action of the City Council at the meeting held on May 22nd. ultimo in appointing Mr. F. A. Nightingale, O. A., City Auditor, be confirmed.

On the vote being taken on this Motion, Alderman Power asks to be excused from voting.

It was moved by Alderman Russell, seconded by Alderman Munnis, that Alderman Power be excused from voting.

His Worship the Mayor rules the Motion out of order and states that on account of Alderman Power having requested at the first of these proceedings to be excused from taking any part in them, he would take the vote as if he were not present.

The vote on the ballot being completed, there appeared 7 for the Motion and 9 against it as follows:-

For the Motion:-

Alderman Colwell
Sanford
Whelan
Drysdale
Smeltzer
W.O.Cameron
Daw.

Against it:-

Alderman Russell
Munnis
Finlay
Bissett
Gastonguay
Kenny
H.W.Cameron
Rains
O'Toole

His Worship the Mayor declares the action of the Council in appointing Mr. Nightingale, City Auditor, is not confirmed and the Mayor's veto sustained.

F. A. Nightingale

June 5th., 1924.

APPOINTMENT OF OFFICIALS.

Moved by Alderman Munnis, seconded by Alderman W. O. Cameron, that all applications for positions that are now vacant in the Civic Departments be referred to the Committees which exercise jurisdiction over those departments. Motion passed.

9.30 o'clock.

His Worship the Mayor retires from the meeting and the Chair is taken by Deputy Mayor Bissett.

*Mayor Murphy
Ald. Kennedy
City Clerk*

GENERAL ACCOUNTS.

Read report Finance Committee recommending accounts for payment as follows:-

Quarterly Grants to various institutions	\$3750.00
General Accounts	877.36
Accounts chargeable to 1923-24	849.45
Legislation for independent audit and installing system of accounting - Account Price Waterhouse & Company for April	786.13

Committee Room,
City Hall, June 4th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Finance Committee, held this day, the following accounts chargeable to the various services mentioned, were examined, found correct and recommended for payment:-

Quarterly grants to the following institutions -

Registrar of Deeds - Property transfers -	\$75.00
Society for Prevention of Cruelty	125.00
Children's Hospital	875.00
Dalhousie University	125.00
Monastery of Good Shepherd	100.00
Salvation Army Rescue Home	100.00
Halifax Dispensary & Morgue	375.00
Traveller's Aid, Y. W. C. A.	50.00
Halifax Welfare Bureau	50.00
Provincial Treasurer, main. Juvenile Court	250.00

June 5th., 1924.

Victorian Order of Nurses	625.00	
Registrar of Births & Deaths	125.00	
Victoria School of Art & Design	250.00	
Infants Home - Brunswick St Tower Rd	250.00	
N.S.Home for Colored Children	<u>125.00</u>	\$3750.00

General Accounts -

A. & W. MacKinlay Ltd - Books & Stationery -	20.00	
Three Ess Taxi Service Taxi service	1.00	
Halifax Herald Ltd Printing & Stationery	11.76	
E.L.Ruddy Co Ltd Posters	24.40	
F.M.O'Neill & Co Fastener	4.65	
London Rubber Stamp Co Stamps, badges	131.95	
Jas. Donohue Cash box, etc	11.00	
T.O.Allen & Co Stationery	101.92	
Royal Print & Litho Ltd Cash sheets, binders	552.68	
McDowell's Taxi Taxi service	<u>18.00</u>	877.36

Accounts chargeable 1923-24 -

Three Ess Taxi Service Taxi service	24.00	
St.Patrick's Home Truants etc to April 30, 1924	<u>825.45</u>	849.45

Legislation for independent audit and installing system of accounting - Price Waterhouse & Company, account for April	786.13
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J. B. KENNY,
Chairman.

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

✓ SUPERANNUATION OF F. W. W. DOANE AND OTHERS.

Read report Finance Committee in reference to the pay-
ment of the Superannuation of F. W. W. Doane, James A.
Laidlaw, John Egan and others covering opinion of the City
Solicitor on the matter.

Committee Room,
City Hall, June 4th., 1924.

To His Worship the Mayor
and City Council.

June 5th., 1924.

Gentlemen,

At a meeting of the Finance Committee, held this day, the attached Extract from minutes of meeting of City Council held on the 22nd. of May 1924, referring back to this Committee the matter of providing funds for payment of the amount of the City's contribution to the Superannuation of F. W. W. Doane, James A. Laidlaw and John Egan, was read.

The City Solicitor submits that it is his opinion that this amount can legally be taken from the Current Account.

Your Committee recommend that the amount required together with the necessary contribution towards the superannuation of Members of the Police Department, amounting in all to \$2073.31, be temporarily borrowed from the Royal Bank and be included and repaid out of the Estimates of 1925-26 and that the Chairman and City Treasurer be authorized to negotiate such loan with the Bank and that the attached resolution be adopted.

J. B. KENNY,
Chairman.

:
:
Office of City Solicitor,
May 26th., 1924.

His Worship the Mayor,
City Hall,
Halifax, N. S.

Re SUPERANNUATION - LAIDLAW AND DOANE.

Dear Sir,

In response to the request of the Council for my opinion as to whether the sums required in the above in addition to the amounts payable out of the Superannuation Fund can be taken out of the City's current account, I beg to say as follows.

The Section of the Charter (Section 12 of Chap. 74, 1914) provides that the retiring official "shall be entitled to receive" an allowance of thirty-fiftieths of the average of his yearly salaries for his last three years of office, and the difference between that amount and the amount which he is entitled to receive from the Superannuation Fund "shall be included in the yearly estimates." This enactment clearly constitutes an obligation on the City which could be enforced by law. It is also clear that if the resignations come after the estimates have been adopted, some provision must be made for payment until the next yearly estimates.

The resolution of the Finance Committee provides that the Treasurer shall provide for payment of the

June 5th., 1924.

City's portion out of any fund available. The only fund immediately available is the City's current account, and the report of the Committee recommends payment out of that. The question for me is whether or not there is any legal objection to doing so. The only clause of the Charter bearing on the matter is Section 339 which provides that it shall not be "lawful to charge against the revenues of any civic year any sum of mone which has not been authorized by the estimate for that year." I am of opinion and have previously so expressed myself that the "charge" contemplated is a permanent charge when the account for the year is finally closed and does not preclude the use of current funds for payment of any lawful obligation of the City, so long as such use is temporary only and the money borrowed is replaced from a proper source, which in this case will be the estimate for 1925-26.

For these reasons I am of opinion that the recommendation of the Committee can legally be complied with. I may add that I am informed by the Treasurer that this has been the invariable practice for years past. The City can if it wishes avail itself of the provisions of the Section numbered 976 in the Act recently passed (Bill No. 64) which authorizes a borrowing to meet an expenditure not otherwise provided for, but for the reasons given I do not think it necessary to do so.

F. H. BELL,
City Solicitor.

Moved by Alderman Kenny, seconded by Alderman Munnis,
that the report be adopted. Motion passed.

The following Resolution is submitted:-

WHEREAS the City's proportions of the Superannuation allowances due F. W. W. Doane \$1200.00, James A. Laidlaw \$480.00, John Egan \$365.04, Horace Kennedy \$10.91 and William Spruin \$17.31, have not been provided for in the Estimates of 1924-5 owing to the fact that the resignations were not accepted and completed until after the said Estimates were passed by the City Council and approved of by the Legislature;

AND WHEREAS under Sections 305 and 776 of the City Charter the said allowances are payable in advance to officials and firemen;

THEREFORE RESOLVED that the City of Halifax do borrow the said sums amounting to \$2073.31 from the Royal Bank of Canada or any fund available, and apply the same to the purposes aforesaid in accordance with Section 976 of Bill 65 passed by the Legislature of Nova Scotia on the 9th. day of May 1924, which reads,

"Whenever the City requires money for a purpose for which no appropriation has been made or for which no provision has been made by legislative

June 5th., 1924.

"authority, the Council may, by a twothirds majority, resolve that the money required for such purpose (specifying the same) and not in any one case exceeding \$5000.00 and not in any one case amounting in all to more than \$10,000.00 shall be borrowed under the authority of this enactment from any bank or fund available".

FURTHER RESOLVED that the City Treasurer be and is hereby authorized on behalf of the said City of Halifax to negotiate the said loan as required and to pledge the credit of the City therefor.

*City Treasurer
and Auditor*

Moved by Alderman Kenny, seconded by Alderman Finlay, and passed unanimously, the following Aldermen being present and voting for the same:-

Alderman Colwell
Russell
Munnis
Finlay
Sanford
Gastonguay
Kenny
H.W.Cameron
Rains
Whelan
O'Toole
Power
Drysdale
Smeltzer
W.O.Cameron
Daw.

FIRE DEPARTMENT ACCOUNTS.

Read report Committee of Firewards recommending for payment accounts amounting in all to \$12,038.11.

Committee Room,
City Hall, June 4, 1924

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Committee of Firewards, held this day, the following accounts - \$11,522.00 chargeable to Fire Department General Account and \$188.61 to 1923-24 Appropriation, and \$319.10 chargeable to Fire Alarm Maintenance and \$8.40 to 1923-24 Appropriation, were examined, found correct and recommended for payment.

June 5th., 1924.

General Accounts -

Salaries - May 1st. to 16th. inc.		\$5,629.86
" " " 17th 30th		4,947.18
" " " 1st 31st		248.83
Maintenance - revenue stamps		.64
May Accounts -		
T. Hogan & Co.	Welding & Reveting	8.50
F. Reardon Ltd	Glass	.58
Halifax Vulcanizing Works	Equipment repairs	7.00
Wm. Collings & Sons	Apparatus	5.25
N.S. Telephone Coy	Telephones	29.05
N.S. Tramways Coy	Light & Power	46.96
K. MacPhee	Apparatus repairs	12.00
National Drug & Chem.	Supplies	.50
R. McDonald	Shoeing	8.00
O. C. Marriott	"	8.40
H. McFatriidge	"	13.50
Wentzells Ltd	Supplies	1.00
Auto Equipment Service	Repairs equipment	15.60
E.B. Eddy Co Ltd	Supplies	15.33
Robertson Motors Ltd	Repairs	31.10
D. Roche	Glass	2.80
S. C. Thompson	Forage	249.77
Brookfield Bros Ltd	Lumber	38.82
Kellys Ltd	Harness repairs	16.75
Imperial Oil Coy	Gas	91.50
Wm. Jakeman & Sons	Veterinary services	11.25
Can. General Elec. Co	Supplies	15.24
Wm. Stairs, Son & Morrow	"	23.20
Halifax Steam Laundry	Laundry	24.86
J. A. Scallion	Shoeing	19.13
		<u>\$11,522.00</u>

For 1923-24 Appropriation:-

Foamite Childs Ltd	Fire Ex.	142.50
Starr Manufacturing Co	Bolts Nuts	16.85
Wm. Collings & Son	Locks	11.60
C.R. Hoben & Coy	Plumbing	17.66
		<u>\$ 188.61</u>

Fire Alarm Maintenance -

Salaries - May 1st. to 12th.		137.76
" " " 13th 26th		164.92
T.C. Allen & Co - Letter-binding cases		1.00
David Roche	Toning paint & extra 3 qts.	3.50
" "	Paint cans	1.12
" "	Turpentine	.90
W. W. Hoyt	Carbon brushes	2.40
N.S. Tramways Coy -	Electric current	4.50
W.W. Hoyt	Turning down commutator	3.00
		<u>\$ 319.10</u>

Appropriation 1923-24:-

Northern Electric Coy - Set Grips	\$ 8.40
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W. J. O'TOOLE.
Chairman.

June 5th., 1924.

Moved by Alderman O'Toole, seconded by Alderman H. W. Cameron, that the report be adopted and accounts paid.
Motion passed.

CITY HEALTH BOARD ACCOUNTS.

Read report City Health Board recommending for payment the following accounts amounting to \$1990.77.

Office of City Health Board,
June 5th., 1924.

His Worship the Mayor
and Members City Council.

Gentlemen,

At a meeting of the City Health Board held on Wednesday, June 4th. 1924. the following named accounts amounting to \$1990.77 were passed as correct and are recommended for payment.

General Accounts -

Salaries, Transportation and Car Fares	\$1,503.00
Halifax Herald Advertising	22.54
A. Milne Fraser Type Ribbon etc	1.30
Telephone Company Service	14.03
The Gazette Advertising	2.40
	<u>1,543.27</u>

Isolation Hospital -

Salaries	305.58
Wentzells Ltd Groceries	48.67
Halifax Steam Laundry Washing	24.13
G. C. Hartlen & Co Meatstuffs	7.81
Fire Alarm Main. Dept Repairs wires	1.64
J. H. Scriven & Sons Bread	6.00
N. S. Tramways & Power Lighting	11.20
P. T. Shea Butter & Eggs	21.75
J. & M. Murphy Ltd Butter cloth	9.15
Maritime Meat Market Meatstuffs	11.57
	<u>447.50</u>

Recapitulation -

General	1,543.27
Isolation Hospital	<u>447.50</u>
	<u>\$1,990.77</u>

Arthur C. Pettipas,
Secretary C. H. B.

Moved by Alderman Smeltzer, seconded by Alderman W. O. Cameron, that the report be adopted and accounts

June 5th., 1924.

paid. Motion passed.

CITY PRISON ACCOUNTS.

Read report City Prison Committee recommending for payment accounts amounting to \$1084.69 and covering report of the Governor for the month of May.

Committee Room,
City Hall,
June 4th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Prison Committee, held this day, the following accounts, amounting to \$1084.69, were examined, found correct and recommended for payment:-

Moirs Ltd.	Bread	\$ 43.07
S. C. Thompson	Feed	53.17
Frank A. Taylor	Boots, Slippers and laces	28.45
Maritime Market	Beef	46.62
Brandram Henderson Ltd	Paints & Oils	17.14
Imperial Oil Ltd	Imm. Oil dressing	1.19
D. J. McIntosh	Horseshoeing	14.75
R. J. Whitten & Coy	Seed Potatoes	60.00
Wentzells Ltd	Groceries	130.54
McLeod, Balcom Ltd	Drugs	9.45
N.S. Tramways & Power	Elec. current	5.75
Maritime Telephone Co	Exchange service	10.04
Arthur Fordham & Coy.	Leather & Shoe rivets	<u>9.86</u>
		430.03
Pay Roll - May 15th. 1924	\$327.33	
do 31st.	<u>327.33</u>	654.66
		<u>\$ 1084.69</u>

Also read report of the Governor for the month of May 1924 as follows:-

To the Chairman
and Members of City Prison Committee.

Gentlemen,

I beg to submit the report of City Prison for month ending May 31st. A. D. 1924, as follows:-

Number admitted during the month, 7 males and 2 females. Number discharged 7 males. In custody May 31st. 1924, 17 males and 6 females, a total of 23 Prisoners, as compared with this date last year when there were 15 in custody made up of 14 males and 1 female.

George Grant, Governor.

- 61 - L. A. GASTONGUAY,
Chairman.

June 5th., 1924.

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

✓ ACCOUNTS, CITIZENS' FREE LIBRARY.

Read report of the Library Committee recommending for payment account of Messrs. T. C. Allen & Company, \$33.00.

Citizens' Free Library,
Halifax, June 5th., 1924.

To His Worship the Mayor
and Members of the City Council.

Gentlemen,

The Library Commission begs to submit the following bill for payment (1923-1924 account) -

T.C.Allen & Company - Books - \$33.00

L. BARNABY,
Librarian.

Moved by Alderman Power, seconded by Alderman Colwell, that the report be adopted and account paid. Motion passed.

✓ CITY HOME AND TUBERCULOSIS
HOSPITAL ACCOUNTS.

Read report Charities Committee recommending for payment accounts amounting to \$10,193.70 chargeable to the City Home, and \$2,442.91 chargeable to the Tuberculosis Hospital.

Halifax,
June 4th., 1924.

His Worship the Mayor
and Members of City Council.

Gentlemen,

The Charities Committee met this day and beg to submit the following report. Members present, the Chairman, Aldermen Gastonguay, O'Toole and Finlay.

June 5th., 1924.

CITY HOME ACCOUNTS, MAY 1924, AMOUNT \$10,193.57.

Interest, current		\$4,000.00
Wentzells, Ltd.	Flour & Groceries	889.73
The Maritime Market	Meats	340.15
Ideal Dairy Ltd	Milk	270.00
R. B. Colwell Ltd	Butter	173.05
Davis & Fraser	Mess Pork	64.67
H. Bowman	Fresh Fish	77.25
T. J. Whelan & Co	Dry goods	165.86
S. C. Thompson	Forage	107.41
Geo. E. Vanbuskirk Co Ltd	Ltd - Coal, soft	570.00
H. McFarridge	Horseshoeing	5.25
P. Weatherbe, M. D.	Lunacy certificates	10.74
Victoria General Hos.	Medicines	42.25
Bertha O. Archibald	Dispensing	16.66
The Fleischmann Co	Yeast	5.04
N.S. Tramways & Power	Light & Power	34.55
Mar. Telegraph & Telephone Co Ltd	Exchange service	17.91
Geo. Hutchinson	Ice	14.00
Wm. Robertson & Son	Machinery oils	7.00
Kelly's Ltd	Stable supplies	5.90
T. C. Allen & Co	Stationery	5.50
Evans & Coy	Glass, putty, etc.	22.64
Nova Scotia Hospital	Maintenance insane	1657.48
J. H. Buchanan	Cash disbursements	164.47
Salaries	Pay roll May 1924	1526.06
		<u>\$10193.57</u>

TUBERCULOSIS HOSPITAL ACCOUNTS, MAY 1924, AMOUNT \$2,442.91.

Wentzells Ltd	Groceries	251.43
M. J. Ritcey & Co	Groceries	2.04
The Maritime Market	Meats	145.34
R. B. Colwell Ltd	Butter & Eggs	180.25
Ideal Dairy Ltd	Milk & Cream	78.85
Fraser & Casey	do	115.96
John Fry	Bread	36.24
H. Bowman	Fresh Fish	31.50
Globe Laundry Co Ltd	Laundry	55.07
Geo. Hutchinson	Ice	14.70
MacLeod Balcom Ltd	Medicines	55.97
Nickerson & Crease	Fruits & Vegetables	57.95
T. J. Whelan & Co	Gauze & Batting	74.72
N.S. Tramways & Power	Light & Power	44.90
Maritime Tel. & Tel Co Ltd	Exchange service	12.14
W. W. Hoyt	Repairs, Bells	2.50
Webster Smith Co Ltd	Crockeryware	18.70
Richmond Paper Coy	Paper Napkins & Toilet paper	28.38
City Home	Flour	6.55
T.C. Allen & Co	Stationery	2.85
Evans & Co	Glue	1.50
J.A. Thompson & Son	Elevator Inspection	5.00
John Dee	Barbering	17.00
Salaries	Pay roll, May 1924	1203.37
		<u>\$2,442.91</u>

H. S. COLWELL,

Chairman.

June 5th., 1924.

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

POLICE COMMISSION ACCOUNTS.

Read report Police Committee recommending for payment accounts amounting to \$371.16.

Office of Chief of Police,
Halifax,
June 4, 1924.

His Worship the Mayor
and Members City Council.

Gentlemen,

At a meeting of the Police Commission held on May 23rd. 1924, the attached accounts amounting to \$371.16, listed below, were examined, found correct and recommended for payment.

Dorey Greig & Co	Lamps	\$2.00
Nova Motors	Gasoline	1.90
Halifax Vul. Works	Repair tubes	.60
A. & W. MacKinlay Ltd	Property book	23.45
Paradise Millinery	Hat	7.50
J.C.Turner	Hat, Mrs Egan	5.40
John Hay	Coats for Police- women	100.00
Amherst Boot & Shoe	Rubber Boots	11.25
Wm. Robinson	Oil coats	6.25
Sculis Typewriter Co	Repairing machine	18.95
Telephone Coy.	Service	12.00
Charles Barnstead	Medical supplies	20.30
Robertson Motors	Bulbs	1.80
National Drug & Chem. Co	Muratic Acid	1.50
Ralph Manning	Parts for car	3.70
C.R.Hoben	Mdse	3.10
John Starr	Spark Plugs	1.80
J.C.Foster	Tailoring	39.00
Cragg Bros	Mdse	8.84
Crowell Bros	Bolts	.23
Globe Laundry	Laundry	1.00
Canadian Oil Co	Linseed soap	4.50
J. Wonnacott	Keys & Locks	8.30
Dr. MacFatrige	Destroying dog	1.00
M. V. Purchell	Part for car	7.50
W. T. Francis	Mdse	13.91
T. C. Allen	Office supplies	4.25
Mahons Ltd	Sheeting	21.90
Richmond Paper Co	Towells	3.66
Auto Equipment	Battery recharge	3.00
Imperial Oil Co	Mobile oil	12.67
Wellington Garage	Parts car	10.20
Maritime Cylinder Works	Wrist pins	10.30
	Total	\$371.16

F. W. BISSETT,
Deputy Mayor, Chairman.

June 5th., 1924.

Moved by Alderman O'Toole, seconded by Alderman Smeltzer, that the report be adopted and accounts paid.
Motion passed.

✓ CAMP HILL CEMETERY ACCOUNTS.

Read report Camp Hill Cemetery Committee recommending for payment accounts amounting to \$128.35.

Halifax, June 5, 1924.

His Worship the Mayor
and Members of City Council.

Gentlemen,

Re Camp Hill Cemetery 1923-1924 Accounts.

I submit herewith the following accounts and respectfully request that they be passed for payment:-

Wm. Robertson & Son	- Hardware	- \$78.35
D. B. Nicholson	Sods	
	(balance)	50.00
		<u>\$ 128.35</u>

W. O. Cameron,
Chairman.

Moved by Alderman W. O. Cameron, seconded by Alderman Sanford, that the report be adopted and accounts paid.
Motion passed.

✓ PUBLIC GARDENS COAL ACCOUNT.

Read report City Clerk in re account of William Roche for Coal supplied to the Public Gardens for the Superintendent's Lodge, 1923-1924 account.

Halifax, June 5, 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

I beg to report on the attached account of William Roche - \$105.00, for Coal supplied to the Public Gardens in October last.

This account was recommended for payment by the

June 5th., 1924.

Commissioners of Halifax Common at a meeting held on November 19th. 1923 and reported up to the City Council on January 10th. 1924 at which meeting the account was held over until Legislation was obtained to enable the City to legally pay the account.

At the last session of the Legislature, legislation was passed enabling the City to pay this amount and I would now recommend that the Council pass the amount for payment.

H. S. RHIND,
City Clerk.

Moved by Alderman Munnis, seconded by Alderman Sanford, that the report be adopted and account paid.
Motion passed.

✓ CITY HOME AND TUBERCULOSIS HOSPITAL,
REPORT MAY 1924.

Read report of the Charities Committee for the month of May giving the number of Inmates in the City Home as 286 and Patients in the Tuberculosis Hospital 34.

Halifax, June 4, 1924.

His Worship the Mayor
and Members of City Council.

Gentlemen,

The Charities Committee met this day and beg to submit the following report. Members present The Chairman, Aldermen Gastonguay, O'Toole and Finlay.

SUPERINTENDENT'S REPORT, CITY HOME - May 1924,
NUMBER OF INMATES 286.

The Superintendent's report shows that during the month of May 1924 there were 16 persons admitted into the City Home, 25 were discharged and 1 died. The total number of inmates at this date is 286, made up of 151 men, 130 women and 5 children. On the same date last year there were 147 men, 122 women and 3 children, a total of 272.

SUPERINTENDENT'S REPORT, TUBERCULOSIS HOSPITAL - May 1924,
NUMBER OF PATIENTS 34.

The Superintendent's report shows that during the month of May 1924 there were 3 patients admitted into the City Tuberculosis Hospital, viz. 2 men and 1 woman, 2 men and 1 woman were discharged and 2 men died. The total number of patients May 31st. 1924 was 34, made up of 18 men, and 16 women. On the same date last year

June 5, 1924.

there were 20 men and 15 women, a total of 35.

H. S. COLWELL,
Chairman.

Filed.

✓ WORKS DEPARTMENT PAY ROLLS.

Read report Finance Committee re Works Department
Pay Rolls.

Committee Room,
City Hall, June 4, 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Finance Committee, held this day, the attached Extract from Minutes of the City Council held on the 22nd. of May 1924, in re the Pay Rolls of Works Department Employees, was read.

Your Committee recommend that the reductions in the salaries of Officials and Employees of the City of Halifax (including teachers in the public schools and officials and employees of the School Board) imposed by resolution of the City Council of February 26th. 1924, shall apply to all officials and employees of the City of Halifax, (including teachers in the public schools and officials and employees of the School Board) except those whose work is out of doors and the amount of whose remuneration may be affected by the weather.

J. B. KENNY,
Chairman.

Moved by Alderman Kenny, seconded by Alderman Munnis, that the report be adopted. Motion passed.

✓ FIRE CHIEFS' CONVENTION.

Read report Committee of Firewards covering letter from the Maritime Fire Chiefs' Association, re convention of this Association to be held in this City on June 18th. and 19th. instant.

Committee Room,
City Hall, June 4, 1924.

To His Worship the Mayor
and City Council.

*City Engineer
Clerk of Works
City Auditor*

June 5, 1924.

Gentlemen,

At a meeting of the Committee of Firewards, held this day, the attached letter of T. G. Taylor, Secretary-Treasurer, Maritime Fire Chief's Association, was read, informing the Committee that the Maritime Fire Chief's Convention will meet in this City on June 18th. and 19th.

The Chairman informed the Committee that it would be necessary to make provision for some suitable entertainment for the Delegates while in attendance at this Convention but that there was no provision made in the Fire Department Appropriation for this purpose and suggested that His Worship the Mayor should make a contribution from the Contingent Fund.

It was decided to refer the letter to the City Council for its consideration.

W. J. O'TOOLE,
Chairman.

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Maritime Fire Chief's Association,
Truro,
May 31, 1924.

Mr. W. J. O'Toole,
Chairman Fire Committee,
Halifax, N. S.

Dear Sir,

The Maritime Fire Chief's Association will meet in Convention in your City June 18th. and 19th., the opening Session starting at 10.30 Standard Time - 11.30 Daylight Saving. The place of meeting is to be decided by Fire Chief Churchill.

I am sending you this notice as you may wish to make some arrangements with your Chief with regard to our meeting.

F. G. Taylor,
Secretary-Treasurer.

Referred to His Worship the Mayor.

✓ CANADIAN BITUMINOUS PAVING CORPORATION LIMITED
VERSUS THE CITY.

REPORT LAWS AND PRIVILEGES COMMITTEE:-

Read report Laws and Privileges Committee in re suit of the Canadian Bituminous Paving Corporation Limited versus the City, covering opinion of the City Solicitor and

*Mayor
Deputy Mayor*

June 5, 1924.

Messrs. Henry, Rogers, Harris & Stewart.

Committee Room,
City Hall, May 27th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Laws and Privileges Committee, held this day, the attached Extract from Minutes of meeting of City Council held May 8th. instant, in reference to the payment of the Judgment and costs in the suit of the Canadian Bituminous Paving Corporation Limited versus the City, was considered.

The City Solicitor submitted an opinion in writing which is hereto attached, advising the City against taking an appeal. The opinion is concurred in by Messrs. Henry, Rogers, Harris & Stewart.

Your Committee, after careful consideration of the matter, recommend that no appeal be taken by the City Council on this matter and that the Judgment and costs be paid as provided for in the report of the Finance Committee to be submitted at this meeting.

B. W. RUSSELL,
Chairman.

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:
Office of City Solicitor,
Halifax, May 20th., 1924.

The Chairman
Laws & Privileges Committee,
City Hall, City.

Sir, RE: CANADIAN BITUMINOUS PAVING CORPN.
 VS CITY OF HALIFAX.

The Writ in the above action was issued on the 6th. of January 1921, and the Statement of Claim served 15th. February 1921. The particulars of damage claimed amounted to \$113,998.10. The defence was filed on 9th. April 1921. In July I endeavoured to have the Nova Scotia Tramways & Power Co. Ltd. added as a third party. The application was resisted by that Company and was refused by the Judge. I append a copy of his Judgment which in my opinion is correct for the reasons briefly given by him. The failure of this application, I may say in no way prejudices any claim or right of action the City has against that Company.

The action was by consent of all parties referred for trial to Mr. R. T. MacIlreith, K. C., as referee. Mr. Stewart who was associated in the defence of the action approved of this course, and the course of the trial in which many delays and interruptions were inevitable, and when it was frequently most desirable to study lengthy evidence in order to make a satisfactory cross examination

June 5th., 1924.

convinces me that it would have been almost impossible to have tried the action in any other way, and that if it had been attempted the result would have been much worse for the City.

The case was tried before Mr. MacIlreith in the summer and fall of 1921, and on 29th. February, 1924, he gave a decision finding the City liable for the sum of \$60,920.00 a reduction from the amount claimed of \$53,068.00. I have read the judgment of the referee very carefully and am of opinion that the City would have no prospect of success on an appeal.. There can be no doubt that the City committed a breach of its contract, nor any doubt that the Paving Company suffered heavy loss in consequence. The question, therefore, resolves itself into a pure assessment of damages. In such matter a court is always reluctant to interfere with the findings of a referee, unless manifestly wrong. In this case they have evidently been made with great care and reasons are given in support of the various findings, and I can consequently hold out no hope of a successful appeal. I may add that an appeal by the City would very possibly be followed by a cross appeal by the Plaintiff for the increase of certain items and allowance of others disallowed by the referee.

F. H. BELL,
City Solicitor.

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:

Halifax, May 21st., 1924.

The Chairman,
Laws & Privileges Committee,
City Hall, Halifax, N. S.

Dear Sirs,

Re Canadian Bituminous Paving Co.
vs City of Halifax.

The City Solicitor has submitted to us copy of his opinion dated May 20th., and we beg to state that we concur therein.

Henry, Rogers & Company.

Moved by Alderman Russell, seconded by Alderman Munnis,
that the report be adopted. Motion passed.

REPORT FINANCE COMMITTEE:-

Read report Finance Committee in re the payment of the Judgment and costs in the suit of the Canadian Bituminous Paving Corporation Limited versus the City.

*J. L. Jackson
City Auditor
City Treasurer*

June 5th., 1924.

Committee Room,
City Hall, June 5, 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Finance Committee, held this day, the attached Extract from Minutes of the Committee on Laws and Privileges, held May 27th. ultimo, referring to this Committee the matter of providing funds for the settlement of the Judgment and costs in the suit of the Canadian Bituminous Paving Corporation Limited versus the City, was under consideration.

Your Committee had before it letter of Messrs. MacLean, Paton, Burchell & Ralston demanding payment of this account.

The City Treasurer was instructed to submit a report of the amount required for the settlement of this claim, with costs, together with several other amounts that are required to be borrowed, the matter of borrowing said amounts to be dealt with at an early date.

J. B. KENNY,
Chairman.

Moved by Alderman Kenny, seconded by Alderman Finlay,
that the report be adopted. Motion passed.

✓ RESIGNATION, HOSEMAN CHARLES MCDONALD.

Read report Committee of Firewards in re the resignation of Hoseman Charles McDonald and his application for a refund of \$112.61, the amount he is entitled to receive from the Firemen's Superannuation Fund.

Committee Room,
City Hall, June 4th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Committee of Firewards, held this day, the attached report of Chief Churchill in reference to the resignation of Hoseman Charles McDonald, was read and resignation accepted.

Mr. McDonald has applied for a refund of \$112.61, the amount he is entitled to receive from the Superannuation Fund. Your Committee recommend that this matter be referred to the Trustees of the Superannuation Fund and the Finance Committee for report.

W. J. O'TOOLE,
Chairman.

Moved by Alderman O'Toole, seconded by Alderman Colwell, that the report be adopted. Motion passed.

*City Treasurer
Ald. Kenny
Ald. Finlay*

*City Treasurer
Chief Churchill*

June 5th., 1924.

✓ AGE OF FIREMAN ON APPOINTMENT.

Alderman Munnis asked for an opinion from the City Solicitor, in writing, as to the age of persons entitled to be appointed Members of the Halifax Fire Department. Also, as to what position the Firemen's Superannuation Fund now is in connection with any recent Legislation.

City Solicitor

✓ NOTICE OF MOTION BY ALDERMAN GASTONGUAY,
HALIFAX NATAL DAY - JUNE 21ST.

Alderman Gastonguay submits following Resolution of which he gave notice at meeting of Council held on the 22nd. of May last.

RESOLVED that the resolution of Council passed on the 8th. day of February 1922 in reference to holidays insofar as it effects the 21st. of June, Halifax Natal Day, be rescinded.

Moved by Alderman Gastonguay, seconded by Alderman Whelan, that said resolution be adopted. Motion passed unanimously.

Moved by Alderman Gastonguay, seconded by Alderman Smeltzer, that Halifax Natal Day be observed this year on Monday the 23rd. of June and that all Civic Offices be closed on that day and the Public invited to celebrate the day as a public holiday. Motion passed unanimously.

Mayor Munnis

✓ WORKS DEPARTMENT, TENDERS FOR HARDWARE.

Read report Committee on Works and City Engineer in re tenders for the supply of Hardware for the civic year 1924-5.

City Works Office,
June 5, 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held June 4th.,

June 5th., 1924.

the City Engineer submitted a report on tenders received for hardware for the Works Department for the civic year 1924-25. James Simmonds Limited were the only firm who tendered on the whole specification and he recommended the contract be awarded to this firm. The report was approved and recommended to Council for adoption, Alderman Daw dissenting.

A. F. MESSERVEY,
Clerk of Works.

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City Engineer's Office,
June 4, 1924.

His Worship the Mayor.

Sir,

I beg to report on the tenders received for hardware required by the Works Department for the civic year 1924-25, that tenders for a portion of the goods specified were received from -

Cranes Limited, F. A. Gillis & Co., Ltd., Brandram-Henderson Ltd., Austen Bros Ltd., Wm. Robertson & Sons and James Simmonds Ltd. The latter is the only tender which quotes on all the articles specified, and it is recommended that the contract be awarded to this firm.

H. W. JOHNSTON,
City Engineer.

*City Engineer
& Clerk of Works*

Moved by Alderman Sanford, seconded by Alderman Munnis, that the report be adopted. Motion passed.

FIRES, THEIR CAUSES AND LOSSES.

Read report Committee of Firewards covering report of Chief of the Fire Department in re Fires their causes and losses during the month of May.

Committee Room,
City Hall, June 4th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Committee of Firewards, held this day, the attached report of the Chief of the Department in re fires, their causes and losses for the month of May 1924, was submitted, approved and ordered to be sent to the City Council for its information.

W. J. O'TOOLE,
Chairman.

June 5th., 1924.

Office of Chief Fire Department,
Halifax,

June 4, 1924.

Board of Firewards.
Gentlemen,

Herewith I submit the following report for the month of May during which there were 30 alarms of fire from the following causes:-

Chimneys 9, incendiarism 1, careless smoking 1, fumigating 1, children playing with matches 1, sparks from locomotive 1, overheated stove pipe 1, false 2, sparks from chimneys 2, grass 2, overheated oil stoves 2, electricity 2, matches 1, poor construction 1, gasoline 1, hot fat upset on stove 1, burning rubbish in grate 1.

Property at risk	\$169,650.00	
Insurance losses		\$ 6,241.00
Losses not insured		<u>370.00</u>
Total losses		6,611.00

J. W. CHURCHILL,
Chief H. F. D.

Filed.

✓ ANNUAL REPORT, CITY PRISON.

Read report City Prison Committee, submitting annual report of the Governor of the Prison for 1923-24.

Committee Room,
City Hall, June 4, 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the City Prison Committee, held this date, the Annual Report of the Governor of the Prison for 1923-24, was submitted.

On motion the report was ordered to be submitted to City Council for its information.

L. A. GASTONGUAY,
Chairman.

Report filed.

✓ ANNUAL REPORT, FIRE DEPARTMENT.

Read report Committee of Firewards submitting Annual

June 5th., 1924.

Report of the Chief of the Fire Department for 1923-24.

Committee Room,
City Hall, June 4, 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Committee of Firewards, held this day, Chief Churchill submitted his Annual Report for the year ending April 30th. 1924. Said report was ordered to be submitted to the City Council for its information.

W. J. O'TOOLE,
Chairman.

Report Filed.

✓ WATER METER BILL, #28 BAYERS ROAD.

Read reports Committee on Works and City Engineer in
re Water Meter bill #28 Bayers Road.

City Works Office,
June 5th., 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held June 4th., the City Engineer submitted a report on water meter bill for #28 Bayers Road, said report being attached hereto. No reduction was recommended.

It was decided to recommend to Council that the bill for \$12.10 be reduced by one-third.

A. F. Messervey,
Clerk of Works.

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:
City Engineer's Office,
June 2, 1924.

His Worship the Mayor.
Sir,

I beg to report on the attached water bill for the premises #28 Bayers Road, claimed to be excessive. that the period complained of is the half year ending March 1924, and the bill amounts to \$13.10 of which \$1.00 is for meter rental. The meter rental is charged on this bill in error and should be deducted in any case.

The meter readings for the period complained of are as follows:-

June 5th., 1924.

1923.
September 6,500
October
November 7,900 - 1,400.
December 9,600 - 1,700.

1924.
January
February 17,100 - 7,500
March 67,000 49,900 leak in hydrant
April
May 68,000 1,000

The owner of the property informs me that he moved from the house and let it to a tenant and when the large consumption for March was brought to his attention, he found there was a leak in the hydrant and had it repaired. The records bear this statement out, but as the water passed through the meter and was used or wasted in the premises, I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
City Engineer.

*City Engineer
Clerk of Works
City Collector* Moved by Alderman Daw, seconded by Alderman Sanford,
that the report of the Committee on Works be adopted.

Motion passed.

✓ WATER METER BILL, #306 OXFORD STREET.

Read reports Committee on Works and City Engineer
in re Water Meter Bill #306 Oxford Street.

City Works Office,
June 5, 1924.

His Worship the Mayor
and City Council.

Sirs,

At a meeting of the Works Committee held May 28th. the City Engineer submitted a report on water meter bill for #306 Oxford Street, said report being attached hereto. No reduction was recommended.

It was decided to recommend to Council that the bill for \$4.54 be reduced one-half.

A. F. MESSERVEY,
Clerk of Works.

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City Engineer's Office,
May 21st., 1924.

His Worship the Mayor.

Sir,

June 5th., 1924.

I beg to report on the attached water bill for the premises #306 Oxford Street and claimed to be excessive, that the bill is for the half year ending March 1924, and amounts to \$4.54.

The half yearly bills for this property for the past few years have been as follows:-

	1920	1921	1922	1923	1924
March	\$1.80	\$1.35	\$2.00	\$2.12	\$4.54
September	1.56	2.18	2.42	2.52	

The records do not show any cause for the increase during the past half year.

I have had the meter tested and it was found to register accurately.

Under the circumstances I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
Asst. City Engineer.

Moved by Alderman Daw, seconded by Alderman Sanford, that the report of the Committee on Works be adopted. Motion passed.

*City Engineer
City Works
City Collector*

WATER METER BILL. #15 CHARLES STREET.

Read reports Committee on Works and City Engineer in re Water Meter Bill #15 Charles Street.

City Works Office,
June 5, 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held on June 4th. the City Engineer submitted a report on water meter bill for #15 Charles Street, said report being attached hereto. No reduction was recommended.

It was decided to recommend to Council that the bill for the year ending September 1923, \$60.18, be reduced by one-third.

A. F. MESSERVEY,
Clerk of Works.

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:
City Engineer's Office,
May 30, 1924.

His Worship the Mayor.
Sir,

I beg to report on the attached bill for water supplied the premises #15 Charles Street, claimed to be excessive, that the period covered by the bill is the half year ending September 1923.

June 5th., 1924.

The records show the following readings and consumption:-

1922

September	13,500	
October	14,200	- 700
November	15,200	1,000
December	16,400	1,200

1923

January	72,000	- 55,600	tap wasting (N)
February	174,800	102,800	" " "
March	249,600	74,800	" "
April			
May	309,100	59,500	pipe burst (N)
June	311,100	2,000	
July			
August	314,900	3,800	
September	316,600	1,700	

It will be seen from these readings that there was an extremely large consumption during the first four months of 1923, due in most part to the fact that taps were allowed to run.

As there is no doubt the water was used or wasted on the premises, I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
City Engineer.

*City Engineer
Clerk of Works
Bill Collector*

Moved by Alderman Daw, seconded by Alderman Sanford,
that the report of the Committee on Works be adopted.
Motion passed.

✓ WATER METER BILL, #68 AGRICOLA STREET.

Read reports Committee on Works and City Engineer
in re Water Meter Bill #68 Agricola Street.

City Works Office,
June 5, 1924.

His Worship the Mayor and
City Council.
Sirs,

At a meeting of the Works Committee held June 4th.,
the City Engineer submitted a report on water meter bill
for #68 Agricola Street, said report being attached
hereto. No reduction was recommended.

It was decided to recommend to Council that the
bill for \$27.04 be reduced by one-third.

A.F. MESSERVEY,
Clerk of Works.

June 5th., 1924.

City Engineer's Office,
May 21, 1924.

His Worship the Mayor .

Sir,

I beg to report on the attached water bill for water supplied the premises #68 Agricola Street and claimed to be excessive, that the period covered by the bill is the half year ending March 1924, and the amount of the bill is \$27.04. The half yearly bills at these premises for the past few years have been as follows:-

	1920	1921	1922	1923	1924
March	\$4.20	\$1.14	\$13.00	\$21.54	\$27.04
September	1.05	1.93	4.70	8.72	

The readings and consumption during the period complained of are -

1923

September	110,400	
October	112,600	- 2,200
November	114,100	1,500
December	116,100	2,000

1924

January	127,600	11,500 W.C. Wasting (N)
February	201,000	73,400 (N)
March	245,600	44,600

It will be seen from the records that the large consumption took place during the winter months and in view of the fact that in previous years there was a large consumption during a similar period, it would appear that an excessive quantity of water is allowed to run during the winter time to prevent freezing.

Under the circumstances I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
Asst. City Engineer.

Moved by Alderman Daw, seconded by Alderman Sanford, that the report of the Committee on Works be adopted. Motion passed.

✓ WATER METER BILL, #124 GOTTINGEN STREET.

Read reports Committee on Works and City Engineer in re Water Meter Bill #124 Gottingen Street.

City Works Office,
June 5, 1924.

His Worship the Mayor and City Council.

*City Engineer
City Works
City Collector*

June 5th., 1924.

Gentlemen,

At a meeting of the Works Committee held May 28th. the City Engineer submitted a report on water meter bill for #124 Gottingen Street, said report being attached hereto. No reduction was recommended.

It was decided to recommend to Council the bill of \$11.20 be reduced one-third.

A. F. MESSERVEY,
Clerk of Works.

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City Engineer's Office,
May 26th., 1924.

His Worship the Mayor.

Sir,

I beg to report on the attached water bill for the premises #124 Gottingen Street claimed to be excessive, that the period covered by the bill is the half year ending March 1924, and the amount of the bill is \$11.00 of which \$1.00 is for meter rental.

The readings and consumption during the period complained of were as follows:-

1923

September	-	309,000	
October		Meter covered	
November		312,400	- 3,400
December		313,700	1,300

1924

January	315,100	1,400	
February	355,400	40,300	- W. C. wasting (N)
March	360,000	4,600	

It will be seen that the large consumption took place during February, when a closet was wasting.

I have had the meter tested and it registers accurately.

The tenant informed our Inspector that the water was allowed to run during the winter to prevent freezing.

Under the circumstances I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
City Engineer.

Moved by Alderman Daw, seconded by Alderman Sanford,

June 5th., 1924.

*City Engineer's
Clerk of Works
Clerk of Council*

that the report of the Committee on Works be adopted.
Motion passed.

WATER METER BILL, #120 HOLLIS STREET.

Read reports Committee on Works and City Engineer
in re Water Meter Bill #120 Hollis Street.

City Works Office,
June 5, 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held May 28th.,
the City Engineer submitted a report on Water meter bill
for #120 Hollis Street, said report being attached here-
to. No reduction was recommended.

It was decided to recommend to Council the bill of
\$118.92 be reduced one half.

A. F. MESSERVEY,
Clerk of Works.

:

:

City Engineer's Office,
May 28, 1924.

His Worship The Mayor.

Sir,

I beg to report on the attached letter from the owner
of #120 Hollis Street, complaining of excessive consump-
tion, that the period complained of is the half year ending
March 1924, and the amount of the bill is \$118.92. The
consumption for the period complained of was as follows:-

1923

September	48,300
October	58,600
November	212,600 (N)
December	247,000

1924

January	99,800
February	10,200
March	14,600

It will be seen that there was an extremely large
consumption during November, December and January. The
owner states in his letter that he had the plumber several
times to try and discover the leak and finally discovered
it under the tiled floor, he then cut this line off and
built another one.

The half yearly bills for these premises for the

June 5th., 1924.

past three years are as follows:-

	1922	1923	1924
March	\$28.02	\$23.04	\$118.92
September	15.04	22.50	

As there is no doubt that the water was used or wasted within the premises, I cannot recommend any reduction in the bill.

H. W. JOHNSTON,
Asst. City Engineer.

*City Engineer
Clerk of Works
City Collector*

Moved by Alderman Daw, seconded by Alderman Sanford,
that the report of the Committee on Works be adopted.

Motion passed.

✓ WATER METER BILL, #68-70 UPPER WATER STREET.

Read reports Committee on Works and City Engineer
in re Water Meter bill #68-70 Upper Water Street.

City Works Office,
June 5th., 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held May 28th.
the City Engineer submitted a report on water meter bill
for #68-70 Upper Water Street, said report being attached
hereto. No reduction was recommended.

It was decided to recommend to Council that the
bill of \$21.68 be reduced one third.

A. F. MESSERVEY,
Clerk of Works.

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:

City Engineer's Office,
May 28th., 1924.

His Worship the Mayor.

Sir,
I beg to report on the attached water bill for the
premises #68-70 Upper Water Street, claimed to be excess-
ive, that the bill is for the half year ending March 1924,
and amounts to \$21.68, of which \$1.00 is meter rental.

The record of consumption for the period complain-
ed of is as follows:-

1923			
September	-	664,400	
October		679,600	- 15,200 W.C.wasting(N)
November		708,800	27,200 do do
December		760,500	56,700

June 5, 1924.

1924

January	765,100	-	1,600
February	767,000		2,900
March	767,800		800

From the above it will be seen that there was an extremely large consumption during the last three months of the calendar year, due to a closet wasting.

The owner informs me that he received notices in December and immediately took steps to have the leakage remedied, that he did so is apparent from the consumption during January, February and March.

As there is no doubt in my mind that the water was used or wasted in the premises, I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
City Engineer.

*City Engineer
to City Collector*

Moved by Alderman Daw, seconded by Alderman Sanford, that the report of the Committee on Works be adopted. Motion passed.

✓ WATER METER BILL, PROPERTY FRIED BROS.,
WALKER STREET.

Read reports Committee on Works and City Engineer in re Water Meter bill, property of Messrs. Fried Brothers, on Walker Street.

City Works Office,
June 5th., 1924.

His Worship the Mayor and City Council.
Sirs,

At a meeting of the Works Committee held June 4th. the City Engineer submitted a report on water meter bill for Fried Bros., Walker Street, said report being attached hereto. No reduction was recommended.

It was decided to recommend to Council that the bill for \$48.97 be reduced by one-third.

A. F. MESSERVEY,
Clerk of Works.

:
: City Engineer's Office,
May 19, 1924.

His Worship the Mayor.

Sir,

I beg to report on the attached water bill for

June 5th., 1924.

the premises on Walker Street owned by Fried Bros., and claimed to be excessive, that the bill is for the half year ending March 1924, and amounts to \$51.47, of which \$5.00 is for meter rental. There was a mistake in charging meter rental on this bill, as the rental was \$5.00 a year \$2.50 should be charged for the half year. A reference to the records shows the following readings and consumption:-

1923

September 5 - 735,900
October
November 3 - unoccupied
December 29 865,300 - 129,300 W.C.
Wasting (N)

1924

January
February 5 - 940,300 - 75,100
March 28 974,200 33,900

The half yearly bills for this property for the two years were as follows:-

	1922	1923	1924
March	\$72.56	\$12.52	\$48.97
September	26.44	3.12	

I have had the meter tested and it was found to register accurately. The owner claims that the water was deliberately allowed to run by the tenant, who is behind hand in his rent.

As the water was used or wasted in the premises, I am unable to recommend any reduction in the bill.

H. W. JOHNSTON,
Assistant City Engineer.

*City Engineer ✓
to City Works ✓
City Director ✓*

Moved by Alderman Daw, seconded by Alderman Sanford, that the report of the Committee on Works be adopted.
Motion passed.

✓ WORKS DEPARTMENT. TENDERS FOR WADING POOL.

Read report Committee on Works in re tenders for the completion of a Wading Pool on the Central Common.

City Works Office,
June 5, 1924.

To His Worship the Mayor and City Council.

Sirs,

June 5th., 1924.

At a meeting of the Works Committee held on June 4th. tenders were received and opened for the construction of a Wading Pool on central common, as per plan and specification prepared by City Engineer. The following firms submitted tenders:-

W.P.Copp	\$6,150.00
Standard Construction	5,068.25
Cossman & Dichuk	3,850.00
McDonald Construction	3,769.00
G.N.Cossman	2,950.00

It was decided to recommend to Council that the tender of G. N. Cossman be accepted.

All tenders received are submitted herewith.

A. F. Messervey,
Clerk of Works.

*City Engineer ✓
Clerk of Works ✓
Clerk ✓*

Moved by Alderman Daw, seconded by Alderman Drysdale, that the report be adopted. Motion passed.

✓ COMMON LOT COMMUTATION, MRS. THOMAS KEITH.

Read report H. S. Rhind, City Clerk, in re application of Mrs. Thomas Keith for commutation of part of Common lots 18 and 19, property situated on Carleton Street.

Halifax, June 4th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

I beg to report on the attached application of Mrs. Thomas Keith, #12 Carleton Street, for commutation of part of Common Lots 18 and 19.

This property occupies part of the Lots originally leased to the Estate of the late James Fraser. There is a large amount due for arrears of rent on these lots. On the portion for which the application is made the amount is \$92.50.

The Charter provides that any portion of a common lot may be commuted on the payment of the arrears of rent due on that portion so occupied and the payment of twenty-two years rental in advance for commutation. Mrs. Keith has deposited with me the said sum of \$92.50 for arrears, and \$55.00 - twenty-two years rental in advance for commutation.

I would recommend that the City Solicitor be instructed to prepare the Deed transferring this portion of these lots to Mrs. Keith.

H. S. RHIND,
City Clerk.

*Ald. Russell
City Clerk*

June 5th., 1924.

Referred to the Laws and Privileges Committee.

✓ LYDIARD PROPERTY, CORNER JUBILEE ROAD
AND BEECH STREET.

Read report of Laws and Privileges Committee in re the disputed claim for taxes on a lot corner of Jubilee Road and Beech Street owned by Mr. Lydiard, covering opinion of the City Solicitor on the matter.

Committee Room,
City Hall, May 27th., 1924.

To His Worship the Mayor
and City Council.

Gentlemen,

At a meeting of the Laws and Privileges Committee, held this day, the attached Minute of Council of meeting held May 1st. instant referring to this Committee for consideration and report the disputed claim of taxes on the property of Mr. Lydiard at the corner of Jubilee Road and Beech Street, was read.

The City Solicitor submitted the following opinion on the matter:-

Office of City Solicitor,
May 23, 1924.

The Chairman,
Laws & Privileges Committee,
City.

Dear Sir,

Re Lydiard Property.

The question in this case is whether or not the property of Mr. Lydiard on the west side of Beech Street, immediately north of Jubilee Road is liable for any taxes previous to May 1922. The claim for exemption arises from the fact that the certificate was given by Mr. Theakston as Collector of Taxes that the property of Mr. Oland who was Mr. Lydiard's predecessor in title, situated at the corner of Jubilee Road and Beech Street, a vacant lot, was free from taxes to May 1922. The question turns upon the point of whether Mr. Lydiard's property was covered by this vague description.

The property in 1922 was a vacant field. Mr. Oland had purchased it in two lots, one fronting on Jubilee Road, and a smaller portion now owned by Mr. Lydiard to the north of the other property and fronting on Beech Street. The two properties had been assessed separately, the one first purchased as fronting on Jubilee Road, and the second as fronting on Beech Street. Mr. Machum, representing the Canada Permanent Mortgage Corporation through whom the sale by Oland was negotiated inquired

June 5th., 1924.

as to the taxes on the property and was prepared to pay them and claims that he gave a description of the property to Mr. Theakston. We have not of course any statement of Mr. Theakston, but I have no reason to doubt the correctness of the statement made by Mr. Machum.

It should, however, be borne in mind that there was nothing on the Assessment Roll to indicate to Mr. Theakston that the two properties one on Jubilee Road and one on Beech Street formed practically the one property. They do not appear in the same part of the Assessment roll and as there were no measurements given on the Assessment roll, Mr. Theakston not unnaturally, assumed that the Jubilee Road property was the whole of the property in respect to which the taxes were payable and on receipt of that amount gave the certificate in question leaving the taxes on the Lydiard property outstanding. The small sketch which I attach herewith will make this point clearer.

Under these circumstances, I do not see how the City can enforce payment against Mr. Lydiard for taxes previous to 1922 in the face of Mr. Theakston's certificate. It is clear that a mistake was made by Mr. Theakston, but one quite excusable from the way the tax roll is made up. I do not see that he was in any way to blame, but the City must be responsible for the mistakes of its officials.

As a matter of fact the amount involved is only trifling, less than fifty (\$50.00) dollars, as the City could not in any event have enforced payment against Mr. Lydiard for any taxes further back than for the year 1921-22. The taxes previous to that are of course recoverable from Mr. Olend, but with that Mr. Lydiard has nothing to do.

I take this opportunity of again pointing out, as I pointed out in connection with the Blois suit, that these certificates should contain a more definite description of the properties in respect to which they are given. It is suggested to me by the Collector and Assessor that they should be checked by the Assessor before being given and in this way mistakes such as the one under discussion would be less liable to happen.

F. H. Bell,
City Solicitor.

Your Committee recommend that the opinion of the City Solicitor be concurred in by the City Council.

B. W. RUSSELL,
Chairman.

Moved by Alderman Russell, seconded by Alderman Power,
that the report be adopted. Motion passed, Alderman Daw
dissenting.

*City Collector
City Assessor*

June 5th., 1924.

✓ TAG DAY, ZION CHURCH.

Read application of Revd. C. McLaren Morgan, Pastor of the Zion A. M. E. Church, for permission to hold a Tag Day on Saturday, July 19th.

Zion A. M. E. Church,
Halifax, May 26th.. 1924.

To His Worship the Mayor
and Members of the City Council.

Your Worship and Gentlemen,

On behalf of the Trustees and members of the above named Church, I hereby make application for permission to hold a Tag Day on Saturday, July 19th., proceeds in aid of our church and community work among our people.

Trusting this appeal will meet with your approval, and thanking you in anticipation, I am,

C. McLaren Morgan,
Pastor and Chairman Trustee
Board.

Rev. M. C. Morgan
It was moved by Alderman Daw, seconded by Alderman Smeltzer, that this request be granted. Motion passed.

✓ BOAKS VERSUS THE CITY OF HALIFAX.

Read letter R. H. Murray, Esq., K. C., of Murray & MacKinnon, in reference to the settlement of the judgment and costs in the suit of Boaks versus the City of Halifax amounting in all to \$1052.85.

Halifax, N. S., June 5, 1924.

City Clerk,
City of Halifax,
Halifax, N. S.

Dear Sir, Re Boak versus City of Halifax.

For some months past we have been waiting for a cash settlement of the above case, and we have not taken any steps to collect, having in view the idea that a cheque would be forwarded without any further legal proceedings. We understand also that you are authorized to pay this claim by an Act that was lately passed by the Legislature, and in view of all these circumstances we would respectfully ask, to avoid our taking any further proceedings, that you send us a cheque forthwith for this claim.

The amount of the Judgment is \$660.00, together

June 5th., 1924.

with interest to date, amounting to \$22.50, costs \$229.60, and the taxed costs on appeal amounted to \$140.75, making a total of \$1052.85.

MURRAY, MACKINNON & INGLIS.

Referred to the Finance Committee.

✓ COAL WEIGHERS REPORT APRIL 1924.

Read report Coal Weighers for the month of April showing each of the regular Weighers to have received \$66.80 for their services.

Filed.

✓ APPOINTMENT HOUSING COMMISSION, DEFERRED BUSINESS.

Alderman Russell requests that the nominations of the Deputy Mayor to the Housing Commission deferred at the last meeting of Council, be now taken up.

Alderman Munnis nominates the slate submitted by the Deputy Mayor:- Colonel Montgomerie,
Thomas F. Tobin,
Wm. R. Powell and,
C. W. Ackhurst.

Alderman Colwell nomination, in addition,

S. P. Dumaresq,
F. W. Dickie, and,
J. C. Harris.

Moved by Alderman W. O. Cameron, seconded by Alderman Daw, that the Halifax Trades and Labor Council be requested to nominate one Member of the Commission. Motion passed.

The following persons were also nominated:-

J. A. Halliday,
F. W. Curtis,
Robie S. Davison, and,
Wm. Lavers.

The Council proceeds with the taking of a ballot

June 5th., 1924.

for the election of 3 Members of the Commission, each Alderman on the first vote voting for 3 candidates.

On the first ballot there appeared:-

For J. C. Harris, 10 -

Ald. Colwell
Russell
Finlay
Sanford
Gastonguay
Whelan
O'Toole
Power
Drysdale
Daw.

For Robie S. Davidson, 8 -

Ald. Sanford
Rains
Hubley
O'Toole
Drysdale
Smeltzer
W.O.Cameron
Daw.

F.W.Curtis, 6 -

Ald. H.W. Cameron
O'Toole
Drysdale
Smeltzer
W.O.Cameron
Daw.

Col. Montgomerie, 5 -

Ald. Munnis
Kenny
H.W. Cameron
Rains
Hubley.

Wm. Lavers, 4 -

Ald. Gastonguay
Rains
Smeltzer
W.O.Cameron.

W.R.Powell, 4 -

Ald. Russell
Finlay
Gastonguay
Kenny.

F.W.Dickie, 4 -

Ald. Colwell
Russell
Finlay
Power.

Thos.F.Tobin, 4 -

Ald. Munnis
Kenny
H.W.Cameron
Power.

J.A.Halliday, 2 -

Ald. Munnis
Sanford.

S.P.Dumaresq, 1 -

Ald. Colwell.

Mr. J. C. Harris is declared elected on the first ballot and the name of S. P. Dumaresq is dropped.

On the second ballot there appeared:-

For Robie S. Davison, 7 -

Ald. Sanford
Rains
Whelan
O'Toole
Drysdale
Smeltzer
Daw.

For William Lavers, 6 -

Ald. Colwell
Russell
Bissett
Rains
Whelan
W.O.Cameron.

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F.W.Curtis - 5,	Col.Montgomerie - 3,	W.R.Powell - 4,
Ald.O'Toole Drysdale Smeltzer W.O.Cameron Daw.	Ald.Munnis Kenny H.W.Cameron.	Ald.Russell Finlay Sanford Bissett.

Thomas F. Tobin - 4,	F.W.Dickie - 3,	J.A.Halliday - 0.
Ald.Munnis Kenny H.W.Cameron Power.	Ald.Russell Finlay Power.	

The names of J. A. Halliday, F. W. Dickie and A. Montgomerie are dropped.

On the third ballot there appeared:-

For F. W. Curtis - 8,	For Robie S. Davison - 7,
Ald.Munnis H.W.Cameron O'Toole Power Drysdale Smeltzer W.O.Cameron Daw.	Ald.Russell Finlay Sanford Rains Whelan O'Toole Daw.

W. R. Powell - 7 -	Wm. Lavers - 7 -	Thomas F. Tobin-3-
Ald.Colwell Munnis Finlay Sanford Gastonguay Kenny Drysdale.	Ald.Colwell Russell Gastonguay Rains Whelan Smeltzer W.O.Cameron.	Ald.Kenny H.W.Cameron Power.

The name of Thomas F. Tobin is dropped.

On the fourth ballot there appeared:-

For Robie S. Davidson, 9 -	For W. R. Powell, 8 -
Ald.Russell Finlay Sanford Rains, Whelan O'Toole Power Smeltzer Daw.	Ald.Colwell Munnis Finlay Sanford Gastonguay Kenny H.W.Cameron Drysdale.

June 5th., 1924.

For F. W. Curtis, 8 -

Ald. Munnis
Kenny
H. W. Cameron
O'Toole
Power
Drysdale
W. O. Cameron
Daw.

For William Lavers - 7 -

Ald. Colwell
Russell
Gastonguay
Rains
Whelan
Smeltzer
W. O. Cameron.

Mr. Robie S. Davison is declared elected on the fourth ballot and the name of William Lavers is dropped.

On the fifth ballot there appeared:-

For W. R. Powell, 8 -

Ald. Colwell
Russell
Munnis
Finlay
Sanford
Gastonguay
Kenny
H. W. Cameron

For F. W. Curtis, 8 -

Ald. Rains
Whelan
O'Toole
Power
Drysdale
Smeltzer
W. O. Cameron
Daw.

Tie vote.

The Deputy Mayor gives his casting vote in favor of W. R. Powell and declares him elected.

J. C. Harris ✓
R. S. Davison ✓
W. R. Powell ✓

HOUSING COMMISSION - J. C. Harris,
Robie S. Davison, and,
W. R. Powell - approved.

INTERNATIONAL CONGRESS OF MUNICIPALITIES.

Read invitation International Congress of Municipalities to attend a Convention to be held at Amsterdam June 30th., July 1st. and 2nd., 1924.

Filed.


June 5th., 1924.

Moved by Alderman Colwell, seconded by Alderman Sanford, that the meeting adjourn. Motion passed.

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Council adjourned 10.55 o'clock P. M.


H. S. RHIND,
City Clerk.

JOHN MURPHY,
MAYOR.

F. W. BISSETT,
Deputy Mayor.