

EVENING SESSION

8¹⁰ o'clock
Council Chamber,
City Hall, Feb. 25-26

A special meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, and Aldermen Munnis, Russell, Bissett, Sanford, Tobin, H. W. Cameron, McDuff, Gastonguay, Whelan, Hubley, Rains, Drysdale, Power, W. O. Cameron, Smeltzer and Daw.

The meeting was called to proceed with business standing over and the transaction of other business.

WAR MEMORIAL

Read letter of the Commercial Club re erection of a War Memorial in Halifax:-

Halifax, N.S.
Feb. 25th, 1926

His Worship the Mayor, and
Members of City Council.

Gentlemen:-

RE: WAR MEMORIAL

On the twenty-third day of July, last, a delegation composed of representatives of The Halifax Commercial Club, The Halifax Board of Trade, The Rotary Club, The Gyro Club, The Progressive Club, The Great War Veterans, The Daughters of the Empire, The Catholic Women's League, The Canadian Club, Saint George's Society and a number of other organizations in the City together with a large number of citizens, waited upon you and requested you to undertake the erection of a War Memorial in the City of Halifax.

This delegation received a very courteous hearing from you and the matter was discussed very thoroughly, not only by the Citizens who waited upon you but by the Alderman Present. The opinion

Feb. 25th, 1926

of all present was overwhelmingly in favor of the erection of a War Memorial in the City of Halifax as a Civic enterprise authorized and provided for by the City Council.

At this meeting of the Council specially called for the purpose, the following resolution was passed:-

"Resolved that the City of Halifax should undertake the erection of a War Memorial and that Legislation should be sought at the next session of the Legislature to borrow a sum not to exceed \$25,000.00 and that this amount be repaid in five equal installments over a period of five years".

On behalf of the citizens who were received by you at that time, and the organizations represented at that meeting, I am respectfully requesting that provision be made for this expenditure in the Legislation to be obtained this year by Halifax City. My reason for bringing this to your attention is that to date I am not aware that this Project has been provided for in the City Legislation, and I have received many requests to bring this question again to your notice.

We are relying upon you to make effective the resolution passed by you July 23rd, 1925, and I must point out that should there be any delay by you in doing so, the greatest possible confusion will arise in respect of this question and it will mean great disappointment to the citizens of this City who look to you to discharge this duty now in fairness and decency to this Community and in honor of those of our boys who lost their lives in the Great War

On behalf of the Citizens, Committee,

I am,

Respectfully Yours

M. B. Archibald.
CONVENOR OF CITIZENS COMMITTEE re
WAR MEMORIAL

Referred to the Finance Committee for
report.

ESTIMATES SCHOOL BOARD-1926-1927

Read report of the Finance Committee covering estimates of the Board of School Commissioners for the City of Halifax for the Civic Year 1926-1927:-

*and resolution
C. L. K. P.*

Feb. 25th, 1926

Committee Room,
City Hall, Feb. 23rd, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

Your Committee on Finance beg to report at a meeting on the 23rd inst., there being present Aldermen Power, Chairman; Tobin, Hubley and H.W. Cameron, The Committee had under consideration the estimates of the Civic Year 1926-27.

The Committee was assisted in its deliberations by Alderman H.W. Cameron, Chairman of the School Board; Mr. George K. Butler, Supervisor; Miss S.J. Wilson, Secretary and Commissioners Fielding, Donovan, McDonald, and Alderman Bissett.

Your Committee after carefully going over each of the various items, recommend that objection be taken to the following:-

Teachers	To be decreased	\$11,656.00
Supervised Playgrounds	"	500.00
Books & Stationery	"	500.00
Auxiliary Classes & Eqp.	"	158.00
Medical Insp.-Expenses	"	450.00
" " Nurses Salaries	"	124.00
Maintenance	"	600.00
Auto Maintenance	"	200.00
General Expense	"	200.00
Supervisors Salary	"	187.50
Secretary's Salary	"	100.00
Asst. " "	"	82.50
Stenographers"	"	23.62
" "	"	21.88
Messenger Service	"	9.00
Mechanical Superintendent	"	150.00
Inspector of Heating.	"	90.00
Truant Officer	"	90.00
		<u>\$15,142.50</u>
Add Estimated Revenue Additional		
School Fees	\$200.00	
Miscellaneous Receipts	500.00	
	<u>\$700.00</u>	
Less Adjustment Estimated		
Revenue-Provincial Grant	300.00	400.00
		<u>\$15,542.50</u>
Total Revised Estimates 1926-27		\$407,669.84
Total Estimates 1925-26		<u>403,754.30</u>
Total increase		<u>\$ 3,915.54</u>

Respectfully submitted

J.J. Power,
ACTING CHAIRMAN

FEB. 25th, 1926

SCHOOL ESTIMATES

1926-27

	1925-26	1926-27 as submit- ed by Board.	Reductions made by Finance Com.	Revised Estimates 1926-27
Teachers	\$306,725.00	\$322,416.00	\$11,656.00	\$310,760.00
Technical Classes	3,000.00	3,000.00		3,000.00
Supervised Playgrounds	2,000.00	2,500.00	500.00	2,000.00
Books & Stationery	3,000.00	3,000.00	500.00	2,500.00
Apparatus	2,500.00	2,500.00		2,500.00
Auxiliary Classes & Eqp.	7,354.00	7,569.00	158.00	7,411.00
Dental Insp:				
Expenses	370.00	400.00		400.00
Salaries	1,200.00	1,800.00		1,800.00
Medical Inspection:-				
Expenses	750.00	775.00	450.00	325.00
Salaries	950.00	950.00		950.00
Nurses Salaries	4,712.50	4,836.00	124.00	4,712.00
Janitors	25,778.00	25,778.00		25,778.00
Maintenance	16,497.00	17,262.20	600.00	16,662.20
Rents	8,048.80	8,333.04		8,333.04
Insurance	1,839.00	3,428.10		3,428.10
Fuel including Fuel Experts.	25,787.50	25,787.50		25,787.50
Light Heat & Power.	2,600.00	2,600.00		2,600.00
Auto Maintenance	600.00	600.00	200.00	400.00
Water.	4,400.00	4,400.00		4,400.00
General Expense:-				
Postage	300.00	300.00		300.00
Enumerators Services	300.00	300.00		300.00
General Expense	900.00	900.00	200.00	700.00
Advertising & Printing	750.00	750.00		750.00
Interest on Debentures	6,410.00	5,990.00		5,990.00
Supervisors Salary	3,625.00	3,812.50	187.50	3,625.00
Secretary's "	1,800.00	1,900.00	100.00	1,800.00
Asst. " "	1,485.00	1,567.50	82.50	1,485.00
Stenographer"	902.63	926.25	23.62	902.63
" "	831.37	853.25	21.88	831.37
Messenger Service.	399.00	408.00	9.00	399.00
Mechanical Superintend- ent.	2,700.00	2,850.00	150.00	2,700.00
Inspector of Heating	1,620.00	1,710.00	90.00	1,620.00
Truant Officer.	1,620.00	1,710.00	90.00	1,620.00
Office Expenses	300.00	300.00		300.00
Contingent Account	1,000.00	1,000.00		1,000.00
Forward	\$ 443,054.30	\$463,212.34	\$15,142.50	\$448,069.84
<u>Less Estimated Revenue</u>				
Provincial Grant	37,500.00	38,000.00	(300.00)	37,700.00
Bank Interest.	1,000.00	1,000.00		1,000.00
School Fees	800.00		200.00	1,200.00
Miscellaneous Receipts			500.00	500.00
	<u>\$39,300.00</u>	<u>\$40,000.00</u>		<u>\$40,400.00</u>
Net Estimates	403,754.30	\$423,212.34	\$15,542.50	\$407,669.84
Total Revised Estimates 1926-27				\$407,669.84
Total Estimates 1925-26				403,754.30
Increase-				<u>\$ 3,915.54</u>

Feb. 25th, 1926

Moved by Alderman Power, seconded by Alderman Bissett that the report be adopted.

A number of School Teachers being in attendance at the meeting Alderman Power moved, seconded by Alderman Smeltzer that the delegation from the Teachers Union be permitted to address the Council on the subject of the School estimates. Motion passed.

His Worship the Mayor intimated to the delegation present that they would be permitted to briefly address the Council on the subject.

No response being received the Council proceeded with the consideration of the report.

Moved in amendment by Alderman Hubley seconded by Alderman Daw that the item for maintenance \$16,642.20 be further reduced by a sum of \$1,000.00

Amendment put and lost six voting for the same and ten against it as follows:-

FOR THE AMENDMENT:

Alderman Munnis
MacDuff
Hubley
Drysdale
Smeltzer
Daw

-6-

AGAINST IT:

Alderman Russell
Tobin
Sanford
Bissett
Gastonguay
H. W. Cameron
Rains
Whelan
Power
W. O. Cameron

-10-

The original motion to adopt the report and approve of the estimates as amended by the Finance Committee is put and passed, fourteen voting for the same and two against it as follows:-

Feb. 25th, 1926

Moved by Alderman Power, seconded by Alderman Bissett that the report be adopted.

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Amendment put and lost six voting for the same and ten against it as follows:-

FOR THE AMENDMENT:

Alderman Munnis
MacDuff
Hubley
Drysdale
Smeltzer
Daw

AGAINST IT:

Alderman Russell
Tobin
Sanford
Bissett
Gastonguay
H. W. Cameron
Rains
Whelan
Power
W. O. Cameron

-6-

-10-

The original motion to adopt the report and approve of the estimates as amended by the Finance Committee is put and passed, fourteen voting for the same and two against it as follows:-

FEB. 25th, 1926

For the Motion:

Against it:

Alderman Russell
Munnis
Robin
Sanford
Bissett
Gastonguay
MacDuff
H.W. Cameron
Rains
Whelan
Power
Drysdale
Smeltzer
W.O. Cameron- 14

Alderman Hubley
Daw

-2.

Miss J. Wilson



LEGISLATION
LOAN FOR REFUNDING CERTAIN LOANS

Read report of the Finance Committee covering Draft Act to enable the City of Halifax to refund certain temporary loans and other matters:

Committee Room,
City Hall, Feb. 22nd, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this day, there being present Alderman Power, Acting Chairman, Tobin, MacDuff, Hubley and W.O. Cameron, and also His Worship the Mayor, City Auditor and City Treasurer, the Committee had under consideration the attached Draft Act authorizing the City of Halifax to borrow a sum not exceeding \$1,500,000.00 to refund certain loans due the Royal Bank for advances made in anticipation of the collection of taxes. Your Committee have gone very fully into details of this Act and recommend its adoption by the City Council.

Respectfully submitted,

Sgd. John J. Power,
ACTING CHAIRMAN.

AN ACT TO ENABLE THE CITY OF HALIFAX
TO REFUND CERTAIN TEMPORARY LOANS

BE IT ENACTED by the Governor, Council
and Assembly as follows:-

1. This Act may be cited as the Halifax City Refunding Act 1926.
2. The City of Halifax (hereinafter called the City) may borrow the sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00) for the purpose hereinafter specified. The sums so borrowed shall be in addition to the amount authorized to be borrowed by the Halifax City Consolidated Fund Act 1905, and amendments thereto and shall form part of that fund, and shall be secured by stock or debentures to be issued in conformity with the provisions of that Act, bearing interest at a rate not exceeding 6% per annum, payable half-yearly, and such stock or debentures shall be redeemable on the 1st day of July 1961, and such an amount of stock or debentures may be issued as will be sufficient at the best price obtainable therefor to produce the said sum of One Million Five Hundred Thousand Dollars.
3. The money so borrowed shall be applied exclusively in repaying to the Royal Bank of Canada moneys due that Bank for temporary loans made by the Bank to the City in anticipation of the collection of taxes and interest for Civic Years previous to the Civic Year which began on the first day of May 1925.
4. The provisions of the Halifax City Charter requiring the establishment of a Sinking Fund for a loan by providing a yearly appropriation therefor shall not apply to the loan hereby authorized.
5. The principal amount of all moneys collected on account of taxes due the City for any year previous to the Civic Year which began on the 1st day of May 1925 shall be paid into a separate account out of which shall be paid first to the said Bank any balance remaining due to the Bank in respect of loans in anticipation of the collection of taxes for the years aforesaid after payment to it of the said sum of One Million Five Hundred Thousand Dollars, but not exceeding the sum of Two Hundred Thousand Dollars. After payment of the said amount due the Bank not exceeding Two Hundred Thousand Dollars, all further amounts collected for such taxes shall be paid to the Trustees of the General Sinking Fund of the City to be applied to the creation of a Special Sinking Fund for the redemption of the loan hereby authorized.
6. All moneys collected by the City as interest on taxes for the aforesaid years shall be applied to payment of interest on the moneys borrowed under the authority of this Act. If the amounts so collected are insufficient in any year for that purpose or it is deemed at the time when the yearly estimates of expenditure of the City are being prepared that such amounts will be insufficient, the deficiency of a preceding year, or the anticipated deficiency for an ensuing year, as the case may be shall be included in the yearly estimates and form part thereof. If at the end of any civic year the amounts so collected together with any amount so provided in the estimates have been more than sufficient for such purpose the balance shall not be deemed an unexpended balance but may be applied to the payment

of the said interest for the ensuing Civic Year. If the amounts provided for that purpose in any year prove insufficient the balance required shall be included in the estimates of the next succeeding year.

7. The amounts of principal of taxes collected as aforesaid paid over to the Trustees of the General Sinking Fund, and the accumulations thereof shall be invested in securities authorized by Law for the investment of Trust Funds. If on the 1st day of July 1931, it is found that the amount then in the fund so established, with the accumulations thereof calculated at four per cent per annum will be insufficient to redeem the stock or debentures issued under the authority of this Act at their maturity on 1st July 1961, provision shall be made by the City for the inclusion thereafter of such additional amounts in the yearly estimates as will enable the said Sinking Fund to retire such stock or debentures at maturity.

8. If on the 1st day of July 1931, the amount of the said Sinking Fund, with the accumulations thereof, calculated as aforesaid, is found to be more than sufficient to retire the said stock or debentures at maturity, any surplus over the amount so required may be applied first to repay the sum of \$65,376.86 due to the Reserve Fund for moneys advanced to certain of the years above mentioned, and second, to pay to the Reserve or General Sinking Funds any amounts due to those Funds, for unexpended balances in respect to the said years.

9. If the amount in the Sinking Fund established hereunder at any time has accumulated to an amount which, with the accumulation aforesaid will be more than sufficient to redeem at maturity the bonds or stock issued hereunder, the Trustees of the Fund may in the alternative and in place of the disposition thereof provided in the next preceding section on the request of the City apply the amount of any such surplus to the redemption of bonds or stock issued hereunder by the purchase of the same at the current market price, or may invest the same in securities authorized by law for the investment of trust funds, and the income derived from any surplus so invested shall be paid by the Trustees to the City to be applied to the payment of the interest on the Stock or debentures issued under the authority of this Act.

Moved by Alderman Power, seconded by Alderman Tobin that the report and Draft Act to enable the City of Halifax to refund certain temporary loans be adopted, and forwarded to the Legislature for enactment.

His Worship the Mayor in a verbal message explains to the Council the object of the proposed loan.

Feb. 25th, 1926

Motion to adopt the report and Draft Act put and passed thirteen voting for the same and three against it as follows:-

For the Motion:

Alderman Russell
Munnis
Tobin
Sanford
Bissett
Gastonguay
MacDuff
H.W. Cameron
Hubley
Rains
Whelan
Power
Smeltzer.- 13

Against it:

Alderman Drysdale
W.O. Cameron
Daw.

-3

✓ LEGISLATION

DRAFT ACT TO BE ADDED TO BILL No. 27

Read Draft Act

TO BE ADDED TO BILL NO. 27

21. (1) Notwithstanding any enactment or enactments to the contrary every person or corporation operating any street railway or tramway in the City of Halifax, shall remove from the roadway of any street along which its street railway is operating or has its tracks, all snow or ice which has fallen or formed thereon or which is thrown thereon from any sidewalk within seventy-two hours after the snow has fallen, or within such extended time thereafter as the City Engineer may reasonably allow, and for every day on which said person or corporation fails to remove such snow or ice he or it shall be liable to a penalty not exceeding \$200.00

(2) Such removal shall be made under the order and to the approval of the City Engineer.

(3) If such person or corporation fails to remove such snow or ice, the City may, whether such penalty has been imposed or not, itself remove the snow or ice and the cost of so doing may be recovered by the City by action against such person or corporation.

(4) On November first of each year every such person or corporation shall deposit with the City Treasurer Five Hundred Dollars of lawful money of Canada, to be used by the City to carry out the provisions of this Clause if such person or corporation fails so to do. Said sum to be refunded to such person or corporation if not required on the first day of May, and at no time between the said first day of November and May shall such sum be less than Five Hundred Dollars.

Moved by Alderman Power,
seconded by Alderman Bissett that Section 1 of this Clause as amended be adopted.

Moved by Alderman Hubley, seconded by Alderman Tobin that Mr. W.H. Covert, K.C. Solicitor of the Nova Scotia Tramways and Power Co., Limited, be permitted to address the Council on the subject of this Act. Motion passed. ✓

The Council is addressed by Mr. Covert and by Mr. H.E. Mahon a Director of the Tram Company, who both protested against the passing of this Act.

The motion to adopt the Clause is put and resulted in a tie vote as follows:-

For the Motion

Against it

Alderman Gastonguay
Hubley
Rains
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -8

Alderman Russell
Munnis
Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Whelan- 8

His Worship the Mayor gives his casting vote in favor of the motion to adopt the Clause and declares it passed.

Alderman Bissett gives notice of re-consideration and moves a stay of proceedings pending the consideration of such notice. Seconded by Alderman Tobin.

The motion for a stay of proceeding is put and resulted in a tie vote as follows:-

For the Motion:

Alderman Russell
Munnis
Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Whelan -8

Against it:

Alderman Gastonguay
Hubley
Rains
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -8

His Worship the Mayor give s his casting vote against the stay of proceedings and declares the motion lost.

Read Section 2.

Moved by Alderman Power, seconded by Alderman Rains that Section 2 be adopted.

Motion put and passed ten voting for the same and six against it as follows:

For the Motion:

Alderman Sanford
Gastanguay
Hubley
Rains
Whelan
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -10

Against it:

Alderman Russell
Munnis
Tobin
Bissett
MacDuff
H.W. Cameron

-6.

Alderman Bissett gives notice of reconsideration.

Read Section 3

Moved by Alderman Power, seconded by Alderman Rains that Section three be adopted.

Motion put and resulted in a tie vote as follows:

For the Motion:

Alderman Gastonguay
Hubley
Rains
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -8

Against it:

Alderman Russell,
Munnis
Tobin
Sanford
Bissett
MacDuff,
H.W. Cameron
Whelan -8

His Worship the Mayor gives his casting vote in favor of the motion and declares it passed.

Alderman Bissett gives notice of reconsideration.

Read Section 4

Moved by Alderman Power, seconded by Alderman Rains that Section 4 be adopted.

Motion put and resulted in a tie vote as follows:-

For the Motion

Alderman Gastonguay
Hubley
Rains
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -8

Against it

Alderman Russell
Munnis
Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Whelan- 8

His Worship the Mayor gives his casting vote in favor of the motion and declares it passed.

Alderman Bissett gives notice of reconsideration.

*Committee
City-Inspector*

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CLAUSE 22 TO BE ADDED TO THE HALIFAX HOUSING
COMMISSION ACT

No person shall be appointed or be a member of the Housing Commission of the City of Halifax unless such person possesses the qualifications necessary to entitle such person to be elected or to be an Alderman of the City of Halifax.

Moved by Alderman Russell, seconded by Alderman Rains that this Clause be amended by striking out the words in the first line "or be a member of" and substituting therefor the word "to" , and that Clause as so amended be adopted. Motion passed.

✓
City Council

✓
CLAUSE 23 RE TENURE OF OFFICE BY ALDERMEN
ON SCHOOL BOARD

Section 112 as amended by Section 10 of Chapter 60 of the Acts of 1924 is amended by adding to the first subsection thereof the words following:-

"Provided that any Alderman appointed a member of the School Board shall notwithstanding he has ceased to be a member of the Council continue to be a member of that Board until a successor for the unexpired term has been appointed by the Council in November next ensuing".

Moved by Alderman Power, seconded by Alderman Rains that this Clause be adopted. Motion put and passed fourteen voting for the same and two against it as follows:-

✓
City Council

For the Motion:

- Alderman Russell
- Tobin
- Sanford
- Bissett
- Gastonguay
- MacDuff
- H.W. Cameron
- Hublely
- Rains
- Whelan
- Power
- Drysdale
- Smeltzer
- W.O. Cameron- 14

Against it :

- Alderman Munnis
- Daw.

Feb. 25th, 1926

✓
TAX ARREARS LIST
REPORT SPECIAL COMMITTEE

Read report of the Special Committee appointed to consider the advisability of the City Collector preparing and publishing a list of persons in arrears for taxes and other charges:

Halifax, N.S. Feb. 17th, 1926

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

Gentlemen:-

Your Committee as directed proceeded to the office of the City Collector, for the purpose of enquiring into the matter of the practicability of lists of tax arrears being furnished by the Collector as required by the City Charter.

Your Committee beg to report that the City Collector furnished them with all the information asked for, and placed at their disposal all the books and correspondence in his possession, together with the services of Mr. Dingle a member of his Staff.

After very close and careful enquiry into the matter and viewing the different documents, books, and cards, submitted, and taking into consideration the different elements to be taken into account and to be incorporated into a Statement showing the whole arrears of taxes in an individual case, your Committee felt satisfied that the preparation of such lists certified correct would involve a great deal of time and careful work, and that the work would be made additionally difficult, if not impossible at the present time, on account of possible defalcations WHICH may still be discovered.

For these reasons and for the reason of the large additional expense that would necessarily be incurred in the carrying out of this work, and for the further reason that no benefit would apparently accrue either to the City or the Citizen in arrears by the preparation of such lists, your Committee,

Recommend that the City Collector be not required to prepare and furnish such lists, and they further recommend that Legislation be sought to repeal that Section of the City Charter making it obligatory on the City Collector to furnish such lists.

Sgd. F.W. Bissett
Andrew Hubley } Special
Committee

Feb. 25th, 1926

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

Alderman Daw dissenting.

City Solicitor The City Solicitor is instructed to provide in the Legislation when drafted a clause eliminating the necessity of the Collector publishing a list of persons in arrears for water rates.

LEGISLATION
LOAN FOR PAYMENT OF TEMPORARY STAFF IN
THE CITY COLLECTORS OFFICE

Read report Special Committee on preparation of list of Tax Arrears in re amount required to pay for temporary help in the City Collectors Department, and to be borrowed on short term loan:

February 24th, 1926

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

Gentlemen:-

Your Committee appointed to enquire into and report on the proposed borrowing of \$20,000.00 to defray the cost of tax collecting, beg to report as follows:-

That they interviewed various members of the Staff in the City Collector's Office, and were furnished with a complete account of the Staff employed, their duties and the salary received by each, together with the amount of all taxes collected and paid into the City Collectors Office from May 1st 1925 to January 31st 1926 a period of nine months.

They find that the number of persons in the employ of the City Collector at present is 22, and the annual Salaries of these, amount to the sum of \$26,029.16.

LIST OF EMPLOYEES

Tax Adjusters	3	
On Tax Arrears, Records etc.	4	
Clerks in Collectors Office	2	
Junior Clerks	2	
Collectors on Street	5	
Chief Clerk	1	
Cashier	1	
Stenographers	2	
Water Dept. Clerk	1	
On Voters List & Ledger	1	
		Total 22

Feb. 25th, 1926

The Taxes collected and paid into the Collector's Office for 9 months ending January 31st, 1926 were as follows:

On account Current Years Taxes	\$1,195,314.11
" Taxes paid on acct. Arrears	434,301.41
" Water Rates	137,681.28
" Sidewalks, Street Paving Etc.	46,088.50
	<u>\$1,813,385.30</u>

The total staff salaries (apart from the Collector) for the nine months as above amounted to \$19,521.75, showing the total cost of all collections to be very little more than 1% of the total collected, or including the collectors Salary the cost of collecting was approximately 1 $\frac{1}{4}$ % or slightly less.

Your Committee are of opinion that the Staff as at present constituted is larger than necessary, and,

RECOMMEND-

- 1st. That for the ensuing year at least two of temporary help could be dispensed with, and that one Tax Adjuster in addition to Mr. Morrow should be sufficient for the ensuing year.
- 2nd. That a salary of \$125.00 per month paid to the Adjuster under Mr. Morrow would be adequate salary.
- 3rd. That all temporary help now receiving \$108.33 per month should be reduced to \$90.00 per month.
- 4th. That, Mr. Traise a faithful and valuable member of the Staff (on account of his advanced age) might reasonably be superannuated.

Your Committee believe that when an efficient Assistant Solicitor is appointed whose special duty it will be to enforce the collection of taxes, a further reduction in the Staff of the Collector's Department could very easily be made without impairing its efficiency. They make these recommendations after a very careful survey of the whole situation and believe that with the economies recommended put into effect the City would not require to borrow a larger sum than \$10,000.00 for the salaries list of Collector's office during the ensuing year, in addition to the amount placed in the estimates for the regular staff, of that office.

Your Committee therefor recommend that a further sum of \$10,000.00 to defray expenses incurred in the Collection of Tax Arrears be inserted in the City's borrowing bill.

All of which is respectfully submitted

Sgd. F. W. Bissett } Special
Andrew Hubley. }

Moved by Alderman Bissett seconded by Alderman Hubley that the report be adopted.

Moved in amendment by Alderman Tobin, seconded by Alderman Gastonguay that this report be referred to the Finance Committee for consideration and conference with His Worship the Mayor, City Auditor and City Collector.

Amendment put and passed, ten voting for the same and five against it as follows:-

For the Amendment:

Against it:

Alderman Russell
Munnis
Tobin
Sanford
Gastonguay
MacDuff
H.W. Cameron
Rains
Drysdale
W.O. Cameron -10

Alderman Bissett
Hubley
Power
Smeltzer
Daw.

-5

*add Heston
C. Clark*

✓ LEGISLATION

LOAN FOR SEWERAGE PURPOSES- \$5,000.00

Read report of the Finance Committee recommending that Legislation be obtained to enable the City to borrow a sum not exceeding \$5,000.00 for sewerage purposes. Also read reports of the Committee on Works and City Engineer on same subject:-

Committee Room, City Hall,
Feb. 23rd, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this day it was decided to recommend to Council that a sum not exceeding \$5,000.00 be placed in the City's borrowing bill for the construction of sewers and catch-pits.

Reports from the City Engineer and Committee on Works recommending this action is attached hereto

Respectfully submitted,
J.J. Power
ACTING CHAIRMAN.

Feb. 25th, 1926

Office of Clerk of Works
Halifax, N.S. Feb. 24-1926

Extract from Minutes of a Meeting of the Works Dept.
of the City of Halifax held on the 24th day of Feb.
1926:-

1. The City Engineer submitted a report stating that the borrowing powers of the City for sewerage purposes have been exhausted and recommended that Legislation be sought to borrow a sum not exceeding \$5,000.00 for sewerage purposes to provide for any contingencies that may arise during the year and for the construction of any catchpits that may be necessary. The report was approved and the Chairman of the Finance Committee to be advised to that effect.

A.F. Messervey,
CLERK OF WORKS

.....

City Engineers Office,
Feb. 24th, 1926

LOANS

His Worship the Mayor,

Sir:-

The borrowing powers of the City for sewerage purposes have been exhausted. I would recommend that Legislation be sought to borrow a sum not exceeding \$5,000.00 for sewerage purposes to provide for any contingencies that may arise during the year, and for the construction of any catchpits that may be necessary.

Respectfully submitted
H.W. Johnston,
CITY ENGINEER.

Moved by Alderman Power, seconded by Alderman Hubley that the reports be adopted. Motion put and passed, the following named Aldermen being present and voting for the same:

For the Motion:- Aldermen Munis, Tobin, Sanford, Bissett, Gastonguay, MacDuff, H.W. Cameron, Hubley, Rains, Whelan Power, Drysdale, Smeltzer, W.O. Cameron and Daw.

City Solicitor

Feb. 25th, 1926

RE-ESTABLISHMENT OF THE NOVA SCOTIA
PROVINCIAL EXHIBITION

Alderman Gastonguay, submits the following Resolution of which he gave notice at the last meeting of this Council in reference to the re-establishment of the Nova Scotia Provincial Exhibition at Halifax:-

RESOLVED that the City hereby agree to an expenditure not exceeding One Hundred and Fifty Thousand Dollars as its proportion of the cost of erecting the necessary exhibition Buildings, subject to the provincial Government providing one half of the total cost, and that the City be given a proportionate representation on the Commission.

FURTHER RESOLVED that work on the buildings be commenced at as early a date as practicable and,

ALSO FURTHER RESOLVED that the Exhibition be conducted (Regarding deficits if any should occur) in the same manner and way as in past years.

Moved by Alderman Gastonguay seconded by Alderman Rains that said Resolution be adopted.

Moved in amendment by Alderman Bissett seconded by Alderman Munnis that the consideration of the said Resolution be deferred until next meeting of Council.

A amendment put and passed eight voting for the same and seven against it as follows:

For the Amendment:

Alderman Munnis
Tobin
Sanford
Bissett
MacDuff
Hubley
Power
Daw -8

Against it:

Alderman Gastonguay
H. W. Cameron
Rains
Whelan
Drysdale
Smeltzer
W. O. Cameron
-7

Council

RE TENURE OF OFFICE OF MAYOR
AND ALDERMEN

Feb. 25th, 1926

Alderman Daw submits the following Resolution of which he gave notice at the last meeting of this Council in re tenure of office of Mayor and Aldermen:

RESOLVED that Legislation be prepared and submitted to the Legislature for enactment making the term of office in future for Mayor and Aldermen two years. If this change is approved of by the Legislature every Alderman whose term of office does not expire until 1927 and 1928 shall resign and go to the people for re-election on April 29th, 1926"

Moved by Alderman Daw seconded by Alderman W.O.Cameron that said Resolution be now adopted.

Motion put and lost four voting for the same and ten against it as follows:-

FOR THE MOTION:

Alderman Munnis
Rains
W.O.Cameron
Daw

AGAINST IT;

Alderman Tobin
Sanford
Gastonguay
MacDuff
H.W. Cameron
Hubley
Whelan
Power
Drysdale
Smeltzer -10

-4.

RE-ESTABLISHMENT OF THE NOVA SCOTIA
PROVINCIAL EXHIBITION "LEGISLATION FOR PLEBISCITE"

Alderman Daw submits the following Resolution of which he gave notice at the last meeting of this Council, asking that Legislation be enacted authorizing the City to take a Plebiscite of the ratepayers entitled to vote at the next ensuing election on the re-establishment of the Nova Scotia Provincial Exhibition:

"RESOLVED that Legislation be prepared enabling the City to take a plebiscite of the Ratepayers entitled to vote at the ensuing Civic Election to ascertain their wishes in regard to the re-establishment of the Nova Scotia provincial Exhibition in Halifax"

Feb. 25th, 1926

Moved by Alderman Daw seconded by Alderman Power that the said Resolution be adopted.

Moved in amendment by Alderman Rains seconded by Alderman Gastonguay that the consideration of this resolution be deferred until next meeting of Council.

Amendment put and lost six voting for the same and Eight against it as follows:-

For the Amendment:

Alderman Sanford
Gastonguay
MacDuff
H.W. Cameron
Rains
Whelan

-6-

Against it:

Alderman Munnis
Tobin
Hubley
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -8

The original motion is put and passed eleven voting for the same and three against it as follows:-

For the Motion:

Alderman Munnis
Sanford
MacDuff
H.W. Cameron
Hubley
Rains
Power
Drysdale
Smeltzer
W.O. Cameron
Daw- 11

Against it:

Alderman Tobin
Gastonguay
Whelan

-3-

Moved by Alderman Power, seconded by Alderman Munnis that this meeting do now adjourn until Tuesday evening next March 2nd at 8 o'clock. Motion passed.

by Solicitor

Feb. 25th, 1926

LIST OF HEADLINES

War Memorial	497
Estimates School Board 1926-27	498
Leg. Loan for refunding Certain Loans	501
Leg. Draft Act to be added to Bill 27	504
Clause 22 to be added to the Halifax Housing Commission Act.	508
Clause 23 re Tenure of Office by Alderman of School Board	508
Tax Arrears List-Report Special Committee	509
Legislation loan for payment of temporary Staff in the City Collectors Office.	510
Legislation Loan for sewerage purposes \$5,000.	512
Re-Establishment of the N.S. Prov. Ex.	514
Re-Establishment of the N.S. Prov. Ex "Legislation for Pleviscite".	515

Council adjourned at 11.50 p.m.

H. S. Rhind

H.S. Rhind,
CITY CLERK

I. B. Kenney
MAYOR

✓
EVENING SESSION

ADJOURNED MEETING

8.10 o'clock
Council Chamber,
City Hall,
March 2nd, 1926

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, and Aldermen Munnis, Russell, Bissett, Sanford, Tobin, H.W. Cameron, MacDuff, Gastonguay, Rains, Drysdale, Power, O'Toole, W.O. Cameron, Smeltzer and Daw.

The meeting was called pursuant to adjournment, to proceed with business standing over and the transaction of other business.

✓
WAR MEMORIAL

Read report of the Finance Committee on application of the Commercial Club for the City to obtain legislation authorizing a grant of \$25,000.00 towards the erection of a War Memorial in Halifax:

Committee Room,
City Hall,
March 1st 1926

His Worship the Mayor and
Members of City Council.

Gentlemen:-

WAR MEMORIAL

Your Committee on Finance, to whom was referred the letter of the Commercial Club, asking that Legislation be obtained at the present session of the Legislature to authorizing the City to contribute the sum of \$25,000.00 towards the erection of a War Memorial in the City of Halifax, beg to report as follows:-

March 2nd, 1926

A delegation from the Commercial Club consisting of Messrs. D. McGillivray and M. B. Archibald Esq., waited upon and addressed your Committee on the subject asking that the City float a long term loan for this purpose.

Alderman MacDuff moved that the City obtain Legislation authorizing the sum of \$25,000.00 to be borrowed on long term debentures for this purpose. This motion not receiving any support your Committee recommend that no action be taken in the matter at the present time.

Respectfully submitted,
J.J. Power,
ACTING CHAIRMAN.

Moved by Alderman Power, seconded by Alderman Daw that the report be adopted.

Moved in amendment by Alderman Russell seconded by Alderman MacDuff that this Council seek Legislation at the present session authorizing the City to contribute the sum of \$5,000.00 towards the erection of a War Memorial.

Amendment put and not receiving the necessary two third vote of the Council is declared lost, Nine voting for the same and six against it as follows:-

FOR THE AMENDMENT:

AGAINST IT

Alderman Russell
Munnis
Sanford
MacDuff
H.W. Cameron
Rains
O'Toole
Smeltzer
W.O. Cameron- 9

Alderman Tobin
Bissett
Gastonguay
Power
Drysdale
Daw

-6

M.B. Archibald

(Alderman Hubley arrives and takes his seat in the Council)

The original motion is put and passed Nine voting for the same and Seven against it as follows:-

FOR THE MOTION

AGAINST IT

Alderman Russell
Tobin

Alderman Munnis
Sanford

March 2nd, 1926

(Continued)

Alderman Bissett
Hubley
Power
Drysdale
Smeltzer
W.O. Cameron
Daw. -9

Alderman Gastonguay
MacDuff
H.W. Cameron
Rains
O'Toole

-7

Alderman Russell gives notice of re-consideration on his amendment.

His Worship the Mayor, on the advice of the City Solicitor, rules the notice of reconsideration out of order.

in B. Archibald

✓
COLLECTION OF TAX ARREARS

Read report of the Finance Committee covering report of the Special Committee appointed to consider the amount required to be borrowed for the collection of tax arrears:-

Committee Room,
City Hall, March 1st 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this evening, there being present Aldermen Power, Acting Chairman; Tobin, MacDuff, Hubley, and W.O. Cameron the Committee had under consideration the report of the Special Committee, consisting of Aldermen Bissett and Hubley on the matter of a loan to defray cost of collection of Tax Arrears, and making certain recommendations with reference to the curtailment of the Staff in the Collector's Office.

Your Committee also had before them a letter from the City Collector making certain recommendations and reductions of his Staff.

After carefully considering the whole situation your Committee report that the Special Committee have altered their report in so far as it relates to the three adjusters and recommend that they be retained at their present Salaries. That the sum of \$12,500.00 instead of \$10,000.00 previously recommended be inserted in the City's borrowing bill to defray cost of collecting Tax Arrears

Respectfully submitted
John J. Power
ACTING CHAIRMAN

March 2nd, 1926

Moved by Alderman Power, seconded by Alderman Hubley that the report of the Finance Committee; also the report of the Special Committee (See Minutes of Council Page 510) as amended be adopted. Motion passed unanimously, the following named Aldermen being present and voting for the same:-

Aldermen Russell, Munnis, Tobin, Sanford, Bissett, Gastonguay, MacDuff, H.W. Cameron, Hubley, Rains, O'Toole, Power, Drysdale, Smeltzer, W.O. Cameron and Daw.

*Mayor
Auditor
Collector*

✓
BUNGALOW SCHOOL AND SANITARY ALTERATIONS
JOSEPH HOWE SCHOOL

Read report of the Finance Committee on the application of the Board of School Commissioners to authorize a loan of \$31,500.00 for the erection of a Bungalow school and \$11,500.00 for sanitary alterations at Joseph Howe School:-

Committee Room,
City Hall, Feb. 25th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this day the attached letter of the Board of School Commissioners asking for authority to invite tenders for the erection of a four room bungalow school, on the school Board's property bounded by Beech, Cambridge and Norwood streets, at an estimated cost of \$31,500.00 Also for authority to proceed with the sanitary alterations in Joseph Howe School was under consideration.

In respect to the bungalow school, your Committee recommend that the School Board be informed that owing to the financial position of the City that the request be not granted at present.

In respect to sanitary alterations Joseph Howe School, your Committee suggest that the City Engineer and Mr. Hall, the Board's Mechanical Superintendent, be asked to co-operate and devise a plan to remedy the conditions at this school at a more moderate cost.

Respectfully submitted

Sgd. J. J. Power

-521- ACTING CHAIRMAN

Council

Moved by Alderman H.W. Cameron,
seconded by Alderman Russell that the consideration
of this report be deferred until the next meeting
of Council. Motion passed.

✓
COAL WEIGHERS REPORT

Read report of A.H. Cullymore
Supervisor of Coal Weighers for the month of January
1926 showing the amount of fees received by the
regular coal weighers to be \$98.40 each:-

FILED

✓
CITIZENS FREE LIBRARY -TENDERS FOR BINDING
MAGAZINES

Read report of the Library Committee
re tenders for binding magazines:

Halifax, N.S.
March 2nd 1926

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

Gentlemen:-

At a meeting of the Library Committee
held December 17th, 1925, the following tenders for
binding magazines were submitted:

T.C.Allen & Co.-varied prices	
according to size	
H. Blakeney, Per volumn	\$2.25
Phillips & Marshall	2.25
Royal Print & Litho "	3.00

Your Committee recommends that
the tender of H. Blakeney @ \$2.25 per volumn be
accepted.

Respectfully submitted,

F.W.Bissett

CHAIRMAN

MARCH 2nd, 1926

Moved by Alderman Bissett, seconded
by Alderman Rains that the report be adopted, and
that the tender be awarded to Mr. H. Blakeney at
\$2.25 per volumn. Motion passed. Alderman Russell
dissenting.

*Liberarian
candidate
H. Blakeney*

WATER METER BILL No. 467 Barrington St.

Read reports Committee on Works and
City Engineer re Water Meter Bill for premises 467
Barrington Street:

City Works Office
Halifax, N.S. Feb. 25th, 1926

267 Barrington Street
Water Meter Account

His Worship the Mayor and City
Council.

Sir:-

At a meeting of the Works Committee
held February 24th the City Engineer submitted a report
on Water consumption at premises # 267 Barrington Street
for the month of December 1925, recommending that the
consumption for said month be reduced to 9,000 gallons.
Copy of report is attached hereto. The report was
approved and recommended to Council for adoption.

Respectfully submitted

A. F. Messervey,
CLERK OF WORKS.

City Engineers Office,
Halifax, N.S. Feb. 20-1926

No. 267 Barrington St. - Water Acct.

His Worship the Mayor:-

Sir:-

I beg to report on a claim for a re-
duction in the meter readings for the property #267
Barrington Street, which are claimed to be excessive.
The period complained of is November 1925. The con-
sumption during and previous to the period complained
of is as follows:

1925

April 29-	485,700 -	22,800	
May 29	512,000 -	26,300	- N. 4/6/25
June 29	533,700 -	21,700	
July 30	539,100 -	5,400	
Aug. 29	544,000 -	4,900	
Sept.			
Oct. 27	556,700 -	12,700	
Nov. 29	577,300 -	20,600	N. 2/12/25
Dec. 30	585,900 -	8,600	

1926

Jan. 28 590,900 - 5,000

Notice was sent on December 2nd, 1925 and the records and a subsequent inspection show that the conditions were remedied immediately.

Under these circumstances I think the Committee would be justified in making a reduction in the bill.

Respectfully submitted
H.W. Johnston,
CITY ENGINEER.

*Engineer
Assistant
Chief of Works
Collector*

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

✓
WATER METER BILL 875 BARRINGTON ST

Read report Committee on Works and City Engineer re Water Meter Bill for premises 975 Barrington St.:

City Works Office,
Halifax, N.S.
Feb. 25-26

His Worship the Mayor,
and City Council.

Sirs-

At a meeting of the Works Committee held February 24th, the City Engineer submitted a report on water consumption at premises # 875 Barrington Street, for the month of December 1925, recommending that the consumption for said month be reduced to 4,000 gallons. Copy of report is attached hereto. The report was approved and recommended to Council for adoption.

Respectfully submitted
A.F. Messervey,
CLERK OF WORKS.

March 2nd, 1926

City Engineer's Office,
Halifax, N.S.
January 5th, 1926

875 Barrington St.-Water Account

His Worship the Mayor.

Sir:-

I beg to report on a claim for a reduction in the water meter readings for the property 875 Barrington Street, which is claimed to be excessive, The period complained of is from October to December 1925. The consumption during and previous to the period complained of is as follows:

1925	January	2	293,500	2,100	
	February	2	296,100	2,600	
	March	2	298,100	2,000	
	April	1	299,400	1,300	
	May	1	-	-	Vacant
	June	1	300,800	1,400	
	July	2	301,900	1,100	
	August	1	303,200	1,300	
	September	1	305,200	2,000	
	October	1	305,700	500	Insp. 2-10-25
	November		-	-	
	December	1	335,900	30,200	N. 2-12-25
	January 1/1926		340,300	4,400	

It will be seen that the average consumption until November was about 1,300 gallons per month. The meter was not read in November and on December 1st it was found that there had been a consumption of 30,200 gals, for the two months. Notice was sent on December 2nd, and the owner took immediate steps to have conditions remedied as the consumption dropped to 4,400 gals, in the succeeding month.

I would recommend that the consumption for the two months be reduced to 4,000 gallons per month which is equivalent to the maximum consumption for any month during the period.

Respectfully submitted,
H.W. Johnston,
CITY ENGINEER.

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

*Engineer
Auditor
Clerk of Works
Collector*

March 2nd, 1926

✓
WATER METER BILL No. 24 STARR STREET

Read reports Committee on Works
and City Engineer re Water Meter Bill for premises
24 STARR Street:-

City Works Office,
Halifax, N.S.
Feb. 25th, 1926

24 STARR STREET-WATER METER BILL

His Worship the Mayor and
City Council.

Sirs:-

At a meeting of the Works Committee held February 24th, the City Engineer submitted a report on water consumed at premises # 24 Starr Street, for the month of December 1925, recommending that the consumption for said month be reduced to 3600 gallons. Copy of report is attached hereto. The report was approved and recommended to Council for adoption.

Respectfully submitted

A.F. Messervey
CLERK OF WORKS.

CITY ENGINEER'S OFFICE
Halifax, N.S. Feb. 19, 1926

His Worship the Mayor,

Sir:-

I beg to report on a claim for reduction in the meter readings at the property #24 Starr Street, that the month complained of is December 1925

The average consumption at these premises for the previous five months was about 3,600 gallons. The consumption for December was 16,300 gallons; the owner was notified on the 17th of that month of the increased consumption and he investigated and found a leak in the pipe under the floor which he had repaired the next day.

I would recommend that the consumption for December be reduced to 3,600 gallons

Respectfully submitted

H.W. Johnston
CITY ENGINEER.

March 2nd, 1926

*Engineer
Auditor
Chief of Works
Collector*

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

✓
WATER METER BILL 108 GRAFTON ST

Read reports Committee on Works and City Engineer re Water Meter Bill No. 108 Grafton St:

City Works Office
Halifax, N.S.
Feb. 25-26

His Worship the Mayor and
City Council.

Sirs:-

At a meeting of the Works Committee held February 24th, the City Engineer submitted a report on Water consumption at premises # 108 Grafton Street for the months of November and December 1925, recommending that the consumption for said months be reduced to 10,000 gallons per month. Copy of report is attached hereto. The report was approved and recommended to Council for adoption.

Respectfully submitted,

A. F. Messervey,
CLERK OF WORKS

City Engineer's Office
Halifax, N.S. Feb. 24-26

His Worship the Mayor.

Sir:-

I beg to report on a claim for a reduction in the meter readings for the property 108 Grafton Street claimed to be excessive that the consumption complained of is for the months of November and December. The meter was not read at these premises in November and in December recorded a consumption of 42,000 gals. for the two months. A closet was wasting and notice of the large consumption was sent to the owner on the 7th of the month.

The owner claims that the tenant had vacated the premises without the knowledge of the tap running.

Apparently the waste has been remedied as when the property was inspected on the 24th of December there was no leaks or waste.

March 2nd, 1926

Under the circumstances I would recommend that the consumption for the months of November and December be fixed at 10,000 gals., being the average for the previous four months.

Respectfully submitted,

H.W. Johnston,
CITY ENGINEER.

*Engineer
Inspector
Clerk of Works
Collector*

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

WATER METER BILL 533 BRUNSWICK ST

Read reports Committee on Works and City
Engineer re Water Meter Bill 533 Brunswick St.:-

City Works Office,
Halifax, N.S.
Feb. 25-26

His Worship the Mayor and
Council.

Sirs:-

At a meeting of the Works Committee held Feb., 24th the City Engineer submitted a report on Water consumption at premises # 433 Brunswick St., for the four months ending July 5th, 1924, recommending that the consumption be reduced to 5,000 gallons per month. Copy of report is attached hereto. The report was approved and recommended to Council for adoption.

Respectfully submitted,

A.F. Messervey,
CLERK OF WORKS.

City Engineers Office
February 24th, 1926

His Worship the Mayor.

Sir:-

I beg to report on a claim for a reduction in the meter readings for the property No. 433 Brunswick Street, which is claimed to be excessive. The period complained of is June and July 1924. The consumption during and previous to the period complained of is as follows:-

1924	Jan. 9-	243,600	-	5,200
	Feb. 7-	253,600	-	5,000
	Mar. 8-	258,800	-	5,200
	Apr.	-	-	-
	May.	-	-	-

	June	7	281,400	-	22,600	
	July	5	296,700	·	15,300	W.C.W. N.9-7-25
	Aug.	6	301,000		4,300	
	Sept.	5	305,800		4,800	
	Oct.	6	310,700		4,900	
	Nov.	6	314,700		4,000	
	Dec.	4	319,800		5,100	
1925	Jan.	6	324,200		4,100	
	Feb.	5	328,700		4,500	
	Mar.	5	332,800		4,100	

A notice was sent of the large consumption in July due to a closet wasting and on receipt of this the owner had the plumbing repaired.

As the leak was repaired immediately on attention being drawn to it, I would recommend that a reduction be made and that the bill be made up on the basis of a consumption of 5,000 gals., per month for April, May June and July.

Respectfully submitted

H.W. Johnston,
CITY ENGINEER.

*Engineer
Auditor
Clerk of Works
Collector*

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

✓
WATER METER BILL No. 33 South Street

Read reports Committee on Works and City Engineer re Water Meter Bill 33 South Street:-

City Works Office,
Halifax, N.S. Feb. 25-26

His Worship the Mayor and
City Council.

Sirs:-

At a meeting of the Works Committee held February 24th, the City Engineer submitted a report on Water consumption at premises # 33 South Street, for the month of May 1925, recommending that the consumption for said month be reduced to 16,000 gallons. Copy of report is attached hereto. The report was approved and recommended to Council for adoption.

Respectfully submitted,

A.F. Messervey,
CLERK OF WORKS.

March 2nd, 1926

City Engineer's Office
Feb. 20th, 1926

Mr. H.W. Johnston,
City Engineer

Dear Sir:-

I beg to report on the claim for a reduction in the meter bill for the premises No.33 South Street, claimed to be excessive. The period complained of is April to October 1925. The consumption during this period was as follows:-

1925	January	9	766,700	18,200	
	February	10	783,700	7,000	
	March	9	797,200	13,500	
	April	8	814,900	17,700	
	May	8	840,200	25,300	N.9-5-25
	June	9	856,000	15,800	
	July	9	868,290	12,200	
	August	8	881,300	13,100	
	Sept.	10	894,000	12,700	
	Oct.	8	904,600	10,600	
	November	10	917,800	13,200	
	December	8	931,200	13,400	

A notice was sent on May 9th, 1925 There was a closet leaking, which was repaired before the notice was sent. A study of the monthly consumption of water shows that the rate dropped off immediately it was reported, and the amount used per month has never approached that for May. I consider that in this case a reduction is justified.

Respectfully submitted

H.W.L. Doane,
ASST. CITY ENGINEER.

*Engineer
and
Clerk of Works
Collector*

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

LIBRARY COMMITTEE ACCOUNTS

Read report of the Library Committee recommending for payment accounts amounting to \$729.70:

Halifax, N.S. Feb. 17th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

A meeting of the Library Committee was held this day, those present being Ald. Bissett (Chairman) Power and Rains.

March 2nd, 1926

The following accounts were found correct and recommended for payment.

City of Halifax,	Salaries for December	\$221.65
American Library Ass.	Sub.to Booklist.	2.00
T.C.Allen & Co.	Books	35.30
Chronicle Pub.Co.	Sub. to Morning Chronicle	6.00
Leonard Scott Pub.Co.	" " Magazines	26.00
H.W.Wilson Co.	Readers Guide	11.20
City Managers Ass.	Sub.to City Manager	2.50
MacLean Pub.Co.	" " MacLean's Mag.	3.00
City of Halifax	Salaries for January	221.65
T.C.Allen & Co.	Books	25.75
Gazenove & Son	Mag.Sub.	154.31
G.T.Bailey	Book	1.50
Nat.Geog.Soc.	Sub. to Nat.Geog.Mag.	3.50
Lowe Martin Co.	Supplies	7.74
Heaton-Kortright Co.	Book	3.50
Can.Hist.Review	Sub.to Can.Hist.Review	2.00
F.M.O'Neill & Co.	Supplies	2.10
		<u>\$ 729.70</u>

Respectfully submitted

L.F.Barnaby,
LIBRARIAN

Moved by Alderman Bissett seconded by
Alderman Smeltzer that the report be adopted and
Accounts paid. Motion passed.

UN-EMPLOYMENT INSURANCE ACT

Read circular letter R.C.Buling
City Clerk, Brantford Ont., covering resolution
re un-employment insurance, asking that the request
contained in the resolution be endorsed by the City:-

Brantford Ont.,
February 11th, 1926

To the Clerk:-

Herewith I beg to forward to you copy
of resolution passed by the Council of the Corporation
of the City of Brantford, on February 8th, 1926, as
follows:

"That in the opinion of this Council
the best interests of the Dominion of Canada require
the early enactment of an Unemployment Insurance Act
and that the Dominion Government be asked to enact
such an act during the present session. Further, that
copies of this resolution be sent to the Right Honorable,
the Prime Minister, William Lyons MacKenzie King,
the Right Honorable Arthur Meighen, Robert Forke, M.P.
and J.S. Woodsworth, M.P., and to the Council of every
City in Canada, with a request that they endorse same"

Yours truly,

R.C.Buling
CITY CLERK.

AGREED TO AND FILED

March 2nd, 1926

✓
LETTER H. EVERED

Read letter H. Evered 9 North Albert St., in reference to the condition of his house taken over from the Housing Commission.

Ex Building

Referred to the Housing Commission.

✓
" COAL WEIGHERS STAFF

Read letter A.H. Cullymore, Supervisor of coal weighers informing the Council of a vacancy in the permanent coal weighers staff, caused by the death of Mr. D.J. Sullivan:

Read applications M.J. Burke, A.D. Currie, and L.D. Murrans for the position of coal weigher.

Moved by Alderman Russell, seconded by Alderman Power that the same be referred to the Committee on Laws & Privileges for report. Motion passed.

*Ald Russell
Clerk*

✓
N.S. PROVINCIAL EXHIBITION-PLEBISCITE

Alderman Tobin gives notice of reconsideration of the adoption of the resolution moved by Alderman Daw, seconded by Alderman Power in reference to taking a plebiscite to ascertain the wishes of the rate-payers in regard to the re-establishment of the Nova Scotia Provincial Exhibition in Halifax.

Council

✓
TRAFFIC ORDINANCE

Moved by Alderman Russell, seconded by Alderman Smeltzer that the Council do now take up the further consideration of an Ordinance read the first and second time January 14, 1926 entitled "An Ordinance for the Regulation of Traffic on Streets"

It was decided to defer the further consideration of this Ordinance until the next meeting of Council in order to allow Alderman Hubley an opportunity ^{to} read over a copy of same.

Council

✓
WAR MEMORIAL

Alderman Rains submits the following notice of motion:

" RESOLVED that Legislation be prepared enabling the City to take a plebescite of the Ratepayers entitled to vote at the next ensuing Civic elections to ascertain their wishes in regards to the erection of a war memorial at a cost of \$25,000.00 and whether the said cost of same shall become a charge against the Ratepayers of Halifax"

Council

FYLED

✓
Alderman Russell submits the following resolution:-

"RESOLVED that this Council ask the Committee on Private and local bills of the House of Assembly to reconsider its decision dealing with Legislation in reference to the authority of the Public Utilities Board over the City's utilities"

Moved by Alderman Russell, seconded

by Alderman Hubley and passed.

*J. McDonald
Ch. Com.
Private & Local
Bills*

✓
Alderman Russell submits the

following Resolution:

RESOLVED that this Council ask the Committee on Private and Local Bills to reconsider its decision in reference to the bill presented by the City asking for Legislation to deal with the collection of arrears in taxes.

Moved by Alderman Russell seconded
by Alderman Hubley.

On vote being taken there appeared
for the Resolution eight and against it eight as
follows:-

FOR THE MOTION

Alderman Russell
Tobin
Sanford
Bissett
Gastonguay
MacDuff
Hubley
Power

-8

AGAINST IT

Alderman Munnis
H.W. Cameron
Rains
O'Toole
Drysdale
Smeltzer
W.O. Cameron
Daw -8

TIE VOTE

His Worship the Mayor gives his
casting vote against the adoption of the Resolution
and declares it lost.

✓
CITY OF HALIFAX vs ESTATE FAIRBANKS

Read letter City Solicitor covering
Judgment of Supreme Court of Canada in the matter of the
suit of the City of Halifax vs Estate of Fairbanks:-

Halifax, N.S. Feb. 25-26

His Worship the Mayor,
and Members of City Council

✓
CITY OF HALIFAX VS EST OF FAIRBANKS

Gentlemen:-

I regret to have to inform you
that the majority of the Supreme Court at Ottawa have
allowed the appeal from the Judgment of the Supreme
Court of Nova Scotia in favor of the City in this
case.

For the benefit of members who are
not familiar with the matter, I beg to briefly state
the case.

The action arose out of the Clause
of the City Charter which provides that in case any
property is rented for a business purpose to the Crown
or any one else exempt from taxation, the property shall
be deemed to be in the occupation of the owner and the
Business Tax assessed to the Owner. The Estate of

March 2nd, 1926

Fairbanks leased to the Crown, representing the Canadian National Railways, the ground floor of the Queen Hotel for a Railway Ticket Office, and in accordance with the above quoted section, the Assessor assessed the business tax against the Fairbanks Estate. The Crown, asking in the name of the Fairbanks Estate, appeared before the Court of Tax Appeals objecting to this assessment on the ground that it was really a tax on the Crown and therefore beyond the powers of the Provincial Legislature.

This contention was rejected by the Court of Tax Appeals. From this decision the Crown appealed by the way of a stated case to Mr. Justice Rogers before whom the matter was fully argued. That learned Judge in a careful judgment decided in favor of the City and that the Statute was within the power of the Provincial Legislature and that the tax could not properly be considered one upon the crown.

From this the Crown appealed to the Full Court Two of the judges of that Court—namely Harris, C.J., and Ritchie, J. re-affirmed the judgment of Rogers J. Two judges Mellish and McKenzie J.J., differed, but I may note that the grounds upon which they differed were not referred to in the Judgments of the Supreme Court of Canada, and so far as can be gathered from the observations during the argument did not meet the approval of the members of that Court.

From this Judgment the Crown again appealed to the Supreme Court of Canada at Ottawa, before whom it was argued last November. The majority of the Judges of that Court, consisting of Anglin, C.J., and Newcombe, Mignault and Renfret, J.J. allowed the appeal in an elaborate Judgment written by Newcombe J. in which the others concurred, Duff, J. delivered a dissenting Judgment in favor of the City. Thus, as the matter stands, the City loses the tax and has to pay costs throughout.

I can only say that if I am wrong in this matter I am not ashamed to be wrong in the Company of four eminent judges, but with all respect to the Judgment of the Supreme Court of Canada, I have a very strong opinion that I am not wrong. My belief is based upon the case of the City of Montreal against the Crown in which a Judgment of the Court of Kings Bench in Quebec, was reversed by the Privy Council. In that case the Quebec Legislature had declared that the land of the Crown in the occupation of a private owner was to be deemed for purposes of taxation the property of this private person and taxed accordingly. The contention in favor of the Crown, which was upheld by the Quebec Court was that this was in effect a tax upon the crown because the tenant would deduct the amount of the tax from the rent. This contention was on appeal to the privy Council held to be erroneous and severed.

In the present case the contention is that the landlord will inevitably add the amount of the taxes to rent payable by the Crown. Mr. Justice Rogers held that the one case was the exact converse of the other and consequently they were indistinguishable

March 2nd, 1926

With all respect, I beg to say that in my opinion this is the proper conclusion to be drawn, The Privy Council held in the Montreal case that if Municipal taxation was to be regulated by an elaborate consideration of the incidence of taxation there would be an end to it, and I can only say that the elaborate consideration of economic reasons set out in the judgment of Mr. Justice Newcombe, furnishes to my mind a very strong argument of the wisdom of this contention. I hand herewith copies of the judgment in the Supreme Court of Canada for the consideration of the Council as to whether it proposes to deal any further with this matter.

Yours truly,

F. H. Bell
CITY SOLICITOR.

Moved by Alderman Russell, seconded by Alderman Tobin that this matter be referred to the Committee on Laws & Privileges for report. Motion passed.

*Ald Russell
Clerk*

✓
LEGISLATION

His Worship the Mayor submits a draft of an Act in relation to the water supply of the City of Halifax:

Moved by Alderman Munnis seconded by Alderman Russell that this Draft Act be referred to the Committee on Laws & Privileges for report. Motion passed.

*Ald Russell
Clerk*

Moved by Alderman Munnis seconded by Alderman Sanford that the Council do now adjourn. Motion passed.

LIST OF HEADLINES

War Memorial	518
Collection of Tax Arrears	520
Bungalow School and Sanitary Alterations	521
Coal Weighers report	522
Citizens Free Library-Tenders for Binding	522
Water Meter Bill No. 467 Barrington St.	523
" " " 875 " "	524
" " " 24 Starr St.	526
" " " 108 Grafton St.	527
" " " 533 Brunswick St.	528
" " " 33 South St.	529

March 2nd, 1926

Library Committee Accounts	530
Un-employment insurance Act.	531
Letter H. Evered	532
Coal Weighers Staff	532
N.S. Provincial Exhibition Plebescite	532
Traffic Ordinance	532
War Memorial	533
City of Halifax vs Estate Fairbanks	534
Legislation	536

Meeting adjourned 10.10 p.m.

H.S. Rhind

H.S. Rhind,
CITY CLERK

J.B. Kenny
J.B. Kenny,
MAYOR

EVENING SESSION

8.10 o'clock,
Council Chamber,
City Hall,
March 11th, 1926

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor and Aldermen Munnis, Russell, Bissett, Sanford, H.W. Cameron, MacDuff, Gastonguay, Whelan, Hubley, Rains, Drysdale, Power, O'Toole, W.O. Cameron, Smeltzer and Daw.

The meeting was called to proceed with business standing over and the transaction of other business.

NOTICE OF RECONSIDERATION RE

REMOVAL OF SNOW BY A TRAM

COMPANY

Moved by Alderman Bissett, seconded by Alderman H.W. Cameron that the several Resolutions to adopt the Draft Act now before the Legislature in reference to the removal of snow by a Tram Company be now considered.

Motion put and passed eleven voting for the same and five against it as follows:-

FOR THE MOTION:

Aldermen Russell
Munnis
Sanford
Bissett
Gastonguay
MacDuff
H.W. Cameron
Whelan
O'Toole
Power
Drysdale -11

AGAINST IT

Aldermen Hubley
Rains
Smeltzer
W.O. Cameron
Daw.

-5

March 11th, 1926

(Alderman Tobin arrives and takes his seat in the Council)

Moved by Alderman Bissett seconded by Alderman Tobin that the penalty in Clause 1 of the proposed Act be reduced to \$100.00 , and that the balance of the bill remain as adopted by this Council.

Motion put and lost, eight voting for the same and nine against it as follows:-

FOR THE MOTION:

Alderman Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Whelan
O'Toole
Power -8

AGAINST IT:

Alderman Russell
Munnis
Gastonguay
Hubley
Rains
Drysdale
Smeltzer
Daw
W.O. Cameron-9

✓
NOTICE OF RECONSIDERATION RE
TAKING OF A PLEBISCITE ON RE-ESTABLISHMENT
OF THE NOVA SCOTIA PROVINCIAL
EXHIBITION

Moved by Alderman Tobin, seconded by Alderman Hubley, that the Resolution of Council, passed at a meeting held on February 25th to seek Legislation to enable the City to take a plebiscite of the ratepayers entitled to vote at the ensuing Civic Election to ascertain their wishes as to the re-establishment of the Provincial Exhibition at Halifax, be now considered.

Motion put and passed eleven voting for the same and six against it as follows:

FOR THE MOTION:

Aldermen Russell
Tobin
Sanford
Bissett
Gastonguay
MacDuff
H.W. Cameron
Hubley
O'Toole
Power
Drysdale -11

AGAINST IT:

Aldermen Munnis
Rains
Whelan
Smeltzer
W.O. Cameron
Daw. -6

March 11th, 1926

Moved by Alderman Daw seconded by Alderman Smeltzer that the resolution moved by Alderman Daw in reference to this matter at a meeting of the Council held on the 25th of February 1926, be now adopted.

Motion put and lost seven voting for the same and ten against it as follows:-

FOR THE MOTION

Aldermen Gastonguay
Rains
Whelan
Drysdale
Smeltzer
W.O. Cameron
Daw -7

AGAINST IT

Aldermen Russell
Munnis
Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Hubley
O'Toole
Power - 10

✓
WORKS DEPARTMENT ACCOUNTS

Read report of the Committee on Works recommending for payment accounts amounting to \$7,562.71:

City Works Office,
Halifax, N.S. March 10-26

ACCOUNTS-WORKS AND WATER DEPT

His Worship the Mayor and
City Council.

Sirs:-

At a meeting of the Works Committee held this day the undermentioned accounts were approved and recommended to Council for payment:-

Works Dept-	Capital	\$153.09	
	Appropriations	<u>6527.38</u>	\$6,680.47
Water Dept.	Capital	133.25	
	Current	<u>748.99</u>	<u>882.24</u>
			<u>\$7,562.71</u>

Respectfully submitted,
A.F. Messervey,
CLERK OF WORKS

March 11th, 1926

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

✓
CITY HOME AND T. B. HOSPITAL

ACCOUNTS

Read report of the Charities Committee
recommending for payment accounts chargeable to the
City Home \$5,978.70 and to the T.B.Hospital \$2,072.45:

Halifax, N.S. Mar 9th, 1926

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:-
Aldermen Sanford, Gastonguay and Drysdale.

CITY HOME ACCOUNTS FEBRUARY 1926 AMOUNT \$5,978.70

The City Home accounts amounting to
\$5,978.70 for the month of February 1926 are recommended
for payment.

TUBERCULOSIS HOSPITAL ACCOUNTS FEBRUARY 1926 AMOUNT
\$2,072.45

Tuberculosis Hospital accounts amounting
to \$2,072.45 for the month of February 1926 are re-
commended for payment.

Respectfully submitted,

Andrew Hubley,
CHAIRMAN.

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

MARCH 11th, 1926

✓
GENERAL ACCOUNTS
&
✓ ACCOUNT OF CHILDRENS AID SOCIETY
SYDNEY

Read report of the Finance Committee recommending for payment accounts amounting to \$7,128.50 , and an account of \$247.26 due to the Childrens Aid Society of Sydney, Cape Breton, for the apprehension and support of the Banfield Children:-

Committee Room,
City Hall
March 10th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this day the attached list of accounts amounting to \$7,128.50 was passed as correct and recommended for payment.

Your Committee further recommend for payment the account of the Children's Aid Society, Sydney, N.S. for the apprehension and support of the Banfield Children from November 21st, 1924 to May 7th, 1925 amounting in all to \$247.26.

Respectfully submitted
John J. Power
ACTING CHAIRMAN

Amended ✓
Moved by Alderman Power, seconded by Alderman Hubley that the report be adopted and accounts paid. Motion passed.

✓
POLICE DEPARTMENT ACCOUNTS

Read report of the Police Committee recommending for payment accounts amounting to \$7,927.86:

Halifax , N.S. March 8-26

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Police

March 11th, 1926

Commission held on the 8th day of March 1926, were examined found correct and recommended for payment subject to the Auditors approval.

Dorey Creig.	Lamps	\$1.00
W.A.Moir	Ratchet handle	2.50
Amherst Boot & Shoe Co.	R.Boots	39.50
O.Barnstead,	Cedar Flakes	.75
Telephone Service		12.00
McNab Print.	Court Record Cards	19.75
A.R.Cogswell,	Photo Supplies	13.61
Cragg Bros.	Skid Chains etc	16.98
Salaries	Feb.1st to 15th	3920.64
Salaries	Feb.15th to 28th	3901.63
		\$ 7927.86

Respectfully submitted,

J.B. Kenny,
MAYOR AND CHAIRMAN

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

✓
REFUND TO POLICEMAN HIRAM SMITH

Read report of the Police Committee recommending a refund to Ex-Policeman Hiram Smith of the sum of \$131.45, being one-half of the amount he has contributed to the Police Superannuation Fund. Also read report of the City Treasurer on same.

Police Commission
Minutes

Extract from the Minutes of a meeting of the Police Commission, held on the 8th day of March A.D. 1926

Read report from the City Treasurer re amount due Ex-Officer Hiram Smith, from the Superannuation Fund. Paid in \$262.90 entitled to by statute \$131.45.

Moved by Alderman Cameron and seconded by Alderman Whelan, that account be recommended to Council for payment.

CARRIED

A True Extract,

J.B. Kenny,
MAYOR AND CHAIRMAN

March 11th, 1926

City Treasurer's Office,
Halifax, N.S. March 8-26

His Worship the Mayor,
and City Council.

Gentlemen:-

Under Chap. 60 of the Acts 1924
Sec. 53 which reads "Any member of the force who has
contributed to the fund for not less than two years,
who voluntarily retires from the force or is com-
pelled to retire through illness or incapacity shall
be entitled to receive from the fund an amount equal
to one half of his contributions without interest"

Hiram Smith has contributed
\$262.90 and is therefore entitled to one half refund
\$131.45.

Respectfully submitted,

James T. Hopewell,
CITY TREASURER

✓
Approved
Treasurer
H. Smith

Moved by Alderman Whelan, seconded
by Alderman H.W. Cameron that the reports of the
Police Committee and City Treasurer be adopted.
Motion passed.

FIRE DEPARTMENT ACCOUNTS

Read report of the Committee of
Fire wards recommending for payment accounts amounting
to \$11,596.77:

Committee Room,
City Hall,
Mar. 9th, 1926

His Worship the Mayor and
Member of the City Council.

Gentlemen:-

At a meeting of the Committee
of Firewards held this day the attached list of
accounts amounting in all to \$11,596.77 was submitted
and recommended to the City Council for payment.

Fire Alarm Maintenance \$357.91
Fire Department \$11,596.77
\$11,596.77

Respectfully submitted,
W.S. Munnis,
CHAIRMAN

March 11th, 1926

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

CITY HEALTH BOARD ACCOUNTS

Read report of the City Health Board recommending for payment accounts amounting to \$2,167.22:-

Halifax, N.S. Mar. 10th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the City Health Board held on Wednesday, March 10th, 1926 the following named accounts amounting to \$2,167.22 were passed as correct and are recommended for payment.

Respectfully yours
ARTHUR PETTIPAS
SECRETARY

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

CITY PRISON ACCOUNTS

Read report of the City Prison Committee recommending for payment accounts amounting to \$1066.14:

Committee Room,
City Hall,
Mar. 8th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the City Prison Committee held this day the report of the Governor showing the number of Prisoners in Custody on the 28th day of Feb., 1926 to be Thirty males and six females, was submitted and ordered filed.

The attached list of accounts amounting to \$1066.14 was recommended to the City Council for payment.

Respectfully submitted,
L.A. Gastonguay
CHAIRMAN

March 11th, 1926

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

✓
GARDENS PARKS AND COMMON ACCOUNTS

Read report of the Committee on
Gardens ,Parks and Common recommending for payment
accounts amounting to \$475.77

Committee Room,
City Hall,
March 8th, 1926

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

Gentlemen:-

At a meeting of the Committee
of Gardens Parks & Commons held this day the attached
list of accounts amounting in all to \$475.77 was sub-
mitted and recommended to the City Council for payment:

	Gardens	\$388.37	
Fleming	Park	<u>87.40</u>	\$475.77

Respectfully submitted,

W.S. Munnis,
CHAIRMAN

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

✓
CAMP HILL CEMETERY ACCOUNTS

Read report of the Committee of
Camp Hill Cemetery recommending for payment accounts
amounting to \$467.19:-

March 11th, 1926

Committee Room,
City Hall,
March 8th, 1926

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

Gentlemen:-

At a meeting of the Committee of Camp Hill Cemetery held this day the attached list of accounts amounting to \$467.19 were submitted, and recommended to the City Council for payment.

Respectfully submitted,

I. E. SANFORD
CHAIRMAN

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

✓
POINT PLEASANT PARK ACCOUNTS

Read report of the Commissioners of Point Pleasant Park recommending for payment accounts amounting to \$389.68:-

Mayors Office,

City Hall,

March 8th, 1926:

A meeting of the Commissioners of Point Pleasant Park was held this day at 12 o'clock noon. Present Hon. W. A. Black, Chairman; His Worship the Mayor J. B. Kenny, Vice-Chairman, Ald. Sanford, Ald. O'Toole and Ald. H. W. Cameron.

On motion of Ald. Sanford, seconded by Ald. O'Toole, H. W. Cameron, was appointed secretary pro tem.

MINUTES

The minutes of last meeting were read and approved.

✓
PLANTING OF TREES

Superintendent Kline reported that there was no necessity to purchase trees for the coming year.

The matter of expenditure to be made for the balance of the present year was discussed, and the Superintendent was instructed to spend any balance remaining during month of April in order to help out with next years estimates.

The accounts to date show a balance amounting to \$398.30 exclusive of salary of Superintendent.

✓
EXPENDITURES

The Commission discussed expenditures for 1926-27 at some length, and it was decided to reduce the estimates from \$4,000 to \$3,700, but the Superintendent's salary to remain as it is, This was moved by His Worship Mayor Kenny, and seconded by Ald. Sanford and passed unanimously.

ACCOUNTS

The following accounts amounting to \$389.68 were submitted:-

Salary Supt.	December	\$112.50
Dept. of National Defence	Rest Park	.25
Maritime Tel & Tel.	Service December	2.25
J.B. Cox	Horse Shoeing.	3.00
Salary- Supt.	January	112.50
Maritime Tel & Tel.	Phone January	2.25
Wages	Jan.27 to Feb.8th	32.00
Salary, Supt.	February	112.50
W.S.Craig, Repairs to hotwater pipe		10.18
Maritime Tel & Tel.	February	2.25
		<u>\$ 389.68</u>

Moved by Alderman Sanford, and seconded by Mayor Kenny that the accounts as submitted be recommended to the City Council for payment. Motion passed, A motion to adjourn at 12.45 was carried

Sgd. W.A.Black,
CHAIRMAN

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

John J. Kline

March 11th, 1926

✓
CITIZENS FREE LIBRARY

ACCOUNTS

Read report of the Library
Committee recommending for payment accounts amounting
to \$224.15:-

Citizens Free Library
Halifax, N.S.
March 9th, 1926

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

Gentlemen:-

A meeting of the Library Committee
was held this day, Present Aldermen Bissett (Chairman)
McDuff, Munnis, Power and Smeltzer.

The estimates for the year
1926-27 were considered, approved and recommended for
adoption; the salaries of the Staff to remain as at
present and a decrease of \$360.00 to be made in main-
tenance, making the total appropriation for the ensuing
year \$3400.00.

The following accounts were found
correct and recommended for payment.

Salaries	\$221.65	
Military Gazette, Subscription.	<u>2.50</u>	\$224.15

Respectfully submitted,

L. F. Barnaby,
LIBRARIAN.

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

✓
CITY HOME AND T. B. HOSPITAL

TENDERS FOR MILK AND CREAM

Read report of the Charities
Committee covering tenders for the supplying of milk
to the City Home until April 30th, 1926, and supplying
milk and cream to the T.B. Hospital until 30th April
1926:-

March 11th, 1926

Halifax, N.S. Feb. 17th, 1926

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, Sanford and Drysdale.

TENDERS FOR MILK CITY HOME, A.E. BOUTILIER .09¢ Qt.

Tenders for supplying the City Home with 75 qts. Milk, daily from February 18th to April 30th, 1926 were received from

	J.M. Currie	10¢ per qt.
	Ideal Dairy Ltd.	10 "
(Elmsdale)	Geo.D. Wright	.08½ "
	A.E. Boutilier	.09¢ "

The Tender of A.E. Boutilier is recommended for acceptance.

TENDERS FOR MILK AND CREAM, TUBERCULOSIS HOSPITAL
A.E. BOUTILIER, MILK .09¢ Qt. CREAM .50 ¢ qt

Tenders for supplying the City Tuberculosis Hospital with Milk and Cream, from February 18th to April 30th, 1926 were received from

Ideal Dairy Ltd.	-Milk-	10¢	Light Cream.	50
			Heavy Cream	60 ¢ qt.
Geo.D. Wright	- Milk	.08½¢	Light cream	48¢
			Heavy Cream	53 qt.
J.M. Currie	- Milk	.10¢	Light Cream.	50
			Heavy Cream.	55 qt.
A.E. Boutilier	-Light Cream.	50	Milk.	09
			Heavy Cream	.50

The Tender of A.E. Boutilier is recommended for acceptance.

Respectfully submitted

Andrew Hubley
CHAIRMAN

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

*Amended
J.H. Boutilier*

March 11th, 1926

✓
CITY HOME AND T. B. HOSPITAL MONTHLY REPORT
FEBRUARY 1926

Read report of the Charities Committee for the month of February 1926 showing the number of inmates in the City Home on the 28th February to be 299, and the number of patients in the T.B. Hospital on the same date to be 30:-

Halifax, N.S. March 9th, 1926

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

Gentlemen:-

The Charities Committee met this day and beg to submit the following report. MEMBERS PRESENT Aldermen Sanford, Gastonguay and Drysdale.

SUPT. REPORT CITY HOME NUMBER OF INMATES FEBRUARY 28th
1926 299

The Superintendent's report shows that during the month of February 1926 there were 8 persons admitted into the City Home, 4 were discharged and 2 died. Of the number admitted 2 were chargeable to the Province and 6 to the City.

The total number of inmates February 28th, 1926 was 299, made up of 162 men, 134 women and 3 children. On the same date last year there were 188 men, 138 women and 7 children a total of 333.

SUPT. REPORT TUBERCULOSIS, FEBRUARY 28th, 1926 NUMBER
OF PATIENTS 30

The Superintendent's report shows that during the month of February 1926 there were 5 male patients admitted into the City Tuberculosis Hospital, 4 male and 4 female patients were discharged and 2 male and 1 female patient died.

The total number of patients Feb. 28th, 1926 was 30, made up of 18 males and 12 females. On the same date last year there were 20 males and 22 females a total of 42.

Respectfully submitted,

ANDREW HUBLEY
CHAIRMAN

FILED.

March 11th, 1926

✓
APPOINTMENT OF COAL WEIGHERS

Read report of the Committee on Laws & Privileges covering applications for the position of coal weigher, made vacant by the death of the late D.J. Sullivan, and recommending the appointment of Mr. A.D. Currie to the position:-

Committee Room,
City Hall, Mar. 9th, 1926

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

Gentlemen:-

At a meeting of the Committee of Laws & Privileges held this day the following named applicants for position of coal weigher were considered.

John P. Dunlay
A.D. Currie
L.D. Murrans
M.J. Burke
P.J. Delaney

R. Cummins
James J. Belkw
Frank Mulcahey
Wm. Murphy
Wm. P. Hopewell.

Your Committee respectfully recommend that A.D. Currie now a supernumery be appointed a permanent coal weigher.

Respectfully submitted,
B.W. Russell,
CHAIRMAN

Moved by Alderman Daw seconded by Alderman W.O. Cameron that the report be adopted.

Moved in amendment by Alderman Power, seconded by Alderman Whelan that Mr. L.D. Murrans be appointed to the position of coal weigher to fill the vacancy caused by the death of Mr. D.J. Sullivan on the Coal Weighers Staff.

March 11th, 1926

Motion put and passed, twelve voting
for the same and Five against it as follows:-

FOR THE MOTION

Alderman Russell
Tobin
Munnis
Bissett
Gastonguay
Rains
Whelan
O'Toole
Pger
Drysdale -12

AGAINST IT

Alderman Sanford
Hubley
Smeltzer
W.O. Cameron
Daw
-5

His Worship the Mayor declares

Mr. L.E. Murrans duly appointed to the position of Coal
Weigher.

TAX COLLECTIONS FOR FEBRUARY REPORT OF
CITY AUDITOR

Read report of the City Auditor
covering statement of Tax collections for the month
of February:-

City Auditor's Office,
Halifax, N.S. March 11th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

RE TAX COLLECTIONS

I enclose herewith monthly
statement as to Tax Collections and outstanding Taxes
for the month of February 1926, and have the following
additional information to give you.

The collections during February
on account of back years taxes amounted to \$59,867.50
as compared with \$41,719.17 for the previous month.

In order that you may compare
Back Years Tax Collections with those of last year, I
give you the following:

*a. 21. Sullivan
L.D. Murrans*

March 11th, 1926

	<u>1924-25</u>	<u>1925-26</u>
May- January Collections	\$437,392.82	\$434,301.41
February "	25,593.41	59,867.50
	<u>\$462,986.23</u>	<u>\$494,168.91</u>

It will therefore be seen that there is an increase of \$31,182.68 in the collection of Back Years Taxes during the ten months to 28th February last, as compared with the same period last year.

The Collections on account of Current Years Taxes during February are very disappointing, they only having amounted to \$25,441.35 as compared with \$30,982.50 in the previous month.

The Collections of Current Years Taxes this year compare with last year as follows:-

	<u>1924-25</u>	<u>1925-26</u>
Total Current Tax Collections to 31 January.	\$1,208,119.79	\$1,195,198.53
February Collections	41,431.83	25,441.35
	<u>\$1,249,551.62</u>	<u>\$1,220,639.88</u>

which shows a falling off this year of \$28,911.74 in current years tax collections for the ten months ending February 1926 as compared with the corresponding period of last year to which figure must be added say \$13,000 for comparative purposes as the tax levy this year is larger than last.

It will be noted there is still the huge sum of \$634,764.32 of the Current Years Taxes still outstanding.

It will therefore be seen that the General Tax situation shows no improvement. There are several thousand tax payers in arrears for the current Year. There is \$500,000.00 due from taxpayers in respect of the Current Years Taxes owing items under \$500.00 The greater number of these Tax payers owe in addition to the Current Year back years taxes.

I cannot too strongly impress on your Council the seriousness of the situation regarding the collection of taxes that faces the City. I feel that the Council do not appreciate the huge task that confronts the Collector.

It seems to me that more attention must be given to this very serious situation and I would recommend that the Council request the Finance Committee to go thoroughly into this matter with the Collector in order to see what methods can be adopted to improve our present Collections, as I do not feel that all is being done that the situation demands

Yours truly,
H.F. Glass,
CITY AUDITOR.

March 11th, 1926

	<u>1924-25</u>	<u>1925-26</u>
May- January Collections	\$437,392.82	\$434,301.41
February "	25,593.41	59,867.50
	<u>\$462,986.23</u>	<u>\$494,168.91</u>

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Yours truly,
H.F. Glass,
CITY AUDITOR.

March 11th, 1926

STATEMENT AS TO TAX COLLECTIONS
AS AT 28th FEBRUARY 1926

General Tax Arrears prior to 30 April 1924

Balance as at 31 January 1926	\$1,364,149.50
Less Cash Collections during month of February 1926	<u>39,964.62</u>
<u>Total Tax Arrears outstanding 28th Feb. 1926 Exclusive of Year 1924-25</u>	<u>\$1,324,184.88</u>

General Tax Arrears for Year ending 30th April, 1925

Balance as at 31 Jan. 1926	\$361,536.18
Less Cash Collections during month of February 1926	<u>19,902.88</u>
<u>Total Tax Arrears outstanding 28th Feb. 1926, for year 1924-25</u>	<u>\$341,633.30</u>

Poll Tax for year ending 30 April 1925
Total Amount outstanding 31 Jan. 1926
(No Collections since)

1,689.00

Total Arrears as above

\$1,667,507.18

Current Years General Taxes

Balance outstanding 31 Jan. 1926	660,205.67
Less Cash Collected during month of Feb./26	<u>25,441.35</u>
<u>Total Current Year Taxes outstanding 28th Feb. 1926</u>	<u>\$634,764.32</u>

Poll Tax for Current Year 1925-26

Total estimated Poll Tax outstanding 31 January 1926	3,037.00
Less Cash Collected during month of Feb./26	<u>25.00</u>
<u>Total Estimated Poll Tax outstanding 28 Feb. 1926</u>	<u>\$3,012.00</u>

Dog Tax Current Year

Total Collected in excess of estimate at 31 January 1926	258.00
Add Collected during month of Feb. 1926	<u>2.00</u>
<u>Total Collected in excess of estimates at 28th Feb. 1926</u>	<u>\$260.00</u>

March 11th, 1926

WATER RATES

Total outstanding 31 Jan. 1926	\$217,377.58
Add additional monthly charges	
	\$1,164.76
Half years water charges	<u>53,345.89</u>
	54,510.65
	<u>\$271,888.23</u>
Less Cash Collected during month of Feb. 26	30,561.23
	<u>\$241,327.00</u>
Total Cash Collected on Account of the above rates & Taxes during month of Feb. 1926	<u>\$ 115,897.08</u>

FILED

✓
STREET PAVING ROBIE STREET-BETWEEN SPRING GARDEN ROAD AND JUBILEE ROAD

Read report of the Committee on Works and City Engineer recommending the pavement of that portion of Robie Street between Jubilee Road and Spring Garden Road with bituminous macadam pavement:

City Works Office,
Halifax, N.S. March 10-26

PERMANENT PAVEMENT ROBIE STREET

His Worship the Mayor and City Council.

Sirs:-

At a meeting of the Works Committee held this day the City Engineer submitted a report re Paving Robie Street, from Jubilee Road to Spring Garden Road. It was unanimously recommended to Council that that portion of Robie Street be paved during the coming season with bituminous macadam pavement and that Council authorize the borrowing under Chapter 52 Acts of 1922 of a sum not exceeding \$15,000.00 for the purpose of carrying out said work.

Respectfully submitted,

A. F. Messervey,
CLERK OF WORKS

March 11th, 1926

City Engineer's Office,
Halifax, N.S. Mar. 10 1926

Robie Street Paving.

His Worship the Mayor.

Sir:-

I beg to report on the proposal to pave Robie Street from Jubilee Road to Spring Garden Road that the roadways in this Section of the street are in a very bad condition. The street is paved throughout its entire length from Fairview to Jubilee Road if the block under discussion was finished it would connect with the permanent pavement on Spring Garden Road and Coburg Road.

In accordance with the provisions of the City Charter, I beg to report-

(a) The total length of the street proposed to be paved is 1162 feet.

(b) the nature of the material most suitable to be used for the paving:

The street from the Kempt Road subway to Jubilee Road is paved with sheet asphalt on a concrete base. In my judgment this would be the best type of pavement for the portion of the street under discussion if there were no other factors to be taken into consideration, but owing to our financial condition it would possibly be more advisable to lay a cheaper type, such as a bituminous macadam pavement similar to that laid on Kempt Road from the Railway property to Fairview. The difference in cost between the two types is approximately \$8,000.00

(c) the probable cost of paving the street with bituminous macadam pavement is \$14,500.00

(d) In my opinion it is advisable to pave this portion of the street.

The estimated cost to the City is about 10,300.00. This apparently large proportion being due to the fact that the City owns Camp Hill Cemetery and has to pay its frontage the same as a private owner. The yearly charges for interest and sinking fund will amount to about \$720.00.

Under Chapter 52 Acts of 1922, the City is authorized to borrow \$151,000.00 for street paving of this amount \$33,900.00 has been borrowed so that if the Council decide to carry out the work there is at present legislative authority for borrowing the money required

Respectfully submitted

H.W. Johnston,
CITY ENGINEER.

March 11th, 1926

to Engman
and see

Moved by Alderman Daw, seconded
by Alderman Hubley that the reports be adopted. Motion
passed.

✓
POLICE ESTIMATES 1926-27 AND
OTHER RECOMMENDATIONS

Read report of the Police Committee
recommending the retirement from active service of
Police Officers John G. Johnstone, Joseph Connors, and
Stephen Kennedy:-

Halifax, N.S.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Police Commission
held on the 8th day of March 1926, the following
estimates and recommendations were passed and recommended
to Council for approval.

1. Moved by Alderman Cameron and seconded by Alderman Whelan, that Police Officers, Johnstone, Connors, and Kennedy be retired from active service with the Police Department on the 30th of April next. CARRIED.
2. Moved by Alderman Cameron and seconded by Alderman Whelan, that Officer Johnston on application, be paid the superannuation to which he is entitled in accordance with the City Charter and that this be recommended to Council. CARRIED.
3. Moved by Alderman Cameron and seconded by Alderman Whelan, that Council be recommended to seek legislation to superannuate Officer Kennedy at the rate of \$1,000.00 (One Thousand) per annum for the rest of his life, on the ground that he has received injuries incapacitating him from further Police duty, while in the discharge of his duty. CARRIED.
4. Moved by Alderman Cameron and seconded by Alderman Whelan that the Council be recommended to seek Legislation to superannuate Officer Connors, at the rate of \$360.00 per annum for life. CARRIED.
5. SALARIES, ESTIMATES
On motion of Alderman Cameron and seconded by Alderman Whelan, the following schedule was adopted by the Police Commission for the estimates for the Civic Year 1926-27 and recommend same to Council for approval.

March 11th, 1926

Chief of Police	\$2520.00	DECREASE
Deputy Chief.	2160.00	
2 detectives @ 1710.00	3420.00	
1 Inspector.	1575.00	
6 Sergts. @ \$1440.	8640.00	
2 Policemen @ \$1045.	2090.00	
1 Matron	237.00	
1 Janitor & Messenger	912.00	
50 Policemen @ \$1330.	<u>66,500.00</u> c	
1925-26	Total \$89,404.50	
	<u>96,224.50</u>	\$6,820.00

MAINTENANCE

		<u>INCREASE</u>	<u>DECREASE</u>
Insurance	\$900.00		
Telephones	144.00		
Clothing	3000.00	1,000.00	
Prisoners meals	200.00		
Motor Maintenance	750.00	350.00	
Miscellaneous	400.00		\$100.00
Motorcycle	525.00	525.00	
	<u>\$5919.00</u>	<u>\$1,875.00</u>	<u>\$100.00</u>

RECAPITULATION

<u>SALARIES</u>	<u>INCREASE</u>	<u>DECREASE</u>	<u>1925-26</u>
Salaries \$89,404.50		\$6,820.00	\$96,224.50
Maint. 5,919.00	\$1,875.00	100.00	4,144.00
<u>\$95,323.50</u>	<u>\$1,875.00</u>	<u>\$6,920.00</u>	<u>\$100,368.50</u>
Year 1925-26			
1926-27 100,368.50	DECREASE	6,920.00	
<u>95,323.50</u>	INCREASE	<u>1,875.00</u>	
Total			
Decrease \$ 5,323.50		\$5,045.00	

6. Alderman Cameron requested that his recommendations as to the Police Department, be incorporated in the report and recommendations to Council. On motion Alderman Whelan and seconded by His Worship the Mayor this was granted.

426 Barrington St.,
Halifax, N.S. Mar-5-26

His Worship the Mayor,
and Members of Police Commission.

Gentlemen:-

I have given the matter of our Police Estimates considerable thought and attention and in order that my views on the situation may be properly recorded, I have committed the same to writing as follows:-

March 11th, 1926

TWO PLATOON SYSTEM

Return to the two platoon system rather than enforce a cut in salaries, which is inevitable if we carry on as we are going, as our tax payers cannot much longer stand the strain. I suggest and move that we return to the two platoon system with one day off in every six, except for those on the staff, who have regular working hours and have every Sunday off. The three platoon is nothing more or less than big City notions, handed out to our Taxpayers by our predecessors holding office in 1919, and the continuation of this should not be entertained. If the whole truth was told, our City has been under the present system on many occasions policed by comparatively few. A return to the two platoon will give us ample and improved protection at a much reduced cost.

CHIEF OF POLICE

For more than twenty six years, our Chief of Police Palmer, a gentleman of sterling integrity has served the City faithfully and well, giving his best efforts to the duties of his office, first as a private, then sergeant, later Deputy Chief of Police and for several years has held the responsible position of Chief of this important part of our City Government. I venture to suggest that to effectively carry out the re-organization of the whole department, it would be advisable for the Chief to retire on superannuation. I would further suggest that Deputy Barrett be made Chief and Detective McIsaac to the Office of Deputy Chief with special oversight of the detective department.

SUPERANNUATIONS

I am in favor of and move that we superannuate Officer Kennedy who is suffering from ill health and who is unfit for active service with the Department as a result of being shot by the late Lewis Bevis. Mr. Kennedy merits a just and fair treatment at the hands of our Citizens. Also Officers Johnstone and Connors on account of ill health and unfitness for duty.

CHANGE IN DUTIES

Give Officer Aitken street duty. Officer Creighton to do Aitkens Work at extra moderate remuneration, the Deputy Chief to assist in the work of the Police Court. The traffic officer now stationed at the foot of Spring Garden Road to be given street duty. As this particular junction is a one way street, between the hours of six and nine in the evening, and on Sunday the traffic is very heavy at this point and there is no officer on duty. Why not disregard this duty as far as the traffic officer is concerned.

VACANCIES

No vacancies to be filled as a result of the changes referred to above, nor through the retirement of Officers Hiram Smith and Woolaston.

March 11th, 1926

MOTOR CYCLES

For the proper enforcement of the auto speeding ordinance and for use particularly in the outlying districts and in case of emergency as well as regular Police Duty, this Department should purchase two motorcycles.

SPECIAL POLICE

The allowance usually voted for special Police for the summer months be discontinued.

If these and a number of other changes are put in operation, we should have the support of Council as well as the approval of the tax payers and citizens in general.

Sgd. H.W. Cameron.

Moved by Alderman Cameron and seconded by Alderman Whelan that we purchase one motor cycle at the price of \$525.00

A True Extract,

J.B. Kenny,
MAYOR AND CHAIRMAN

By unanimous consent the report is considered Clause by Clause.

READ CLAUSE 1

Moved by Alderman Cameron seconded by Alderman Whelan that Clause 1, be adopted. Motion passed.

READ CLAUSE 2

Moved by Alderman Cameron seconded by Alderman Tobin that Clause 2 be adopted. Motion passed.

READ CLAUSE 3

Moved by Alderman Cameron seconded by Alderman Whelan that this clause be adopted . Passed unanimously.

READ CLAUSE 4

Moved by Alderman Cameron seconded by Alderman Whelan that this Clause be referred back to the Police Committee for further consideration and report. Motion passed.

March 11th, 1926

*Handwritten: Mayor
Chief of Police*

READ CLAUSE 5

Referred to Finance Committee

READ CLAUSE 6

Action on this Clause deferred. To be taken up with the consideration of the Police Estimates.

CITY OF HALIFAX vs ESTATE OF FAIRBANKS

Read report of the Committee on Laws and Privileges covering letter of the City Solicitor in re the Judgment of the Supreme Court at Ottawa in the suit of the City of Halifax vs. Estate of Fairbanks:

Committee Room,
City Hall, March 9th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Committee of Laws & Privileges held this day the attached extract from minutes of City Council together with letter from the City Solicitor re the suit City of Halifax vs Estate Fairbanks was considered.

Your Committee respectfully recommend that application be made for leave to appeal the Judgment in this case to the privy Council and that the City Solicitor be instructed to draft the necessary legislation to cover the expenses of such application.

Respectfully submitted

B. W. Russell
CHAIRMAN

Halifax, N.S. Feb. 25th, 1926

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

CITY OF HALIFAX vs ESTATE OF FAIRBAKS

Gentlemen:-

I regret to have to inform you that the majority of the Supreme Court at Ottawa have allowed the appeal from the Judgment of the Supreme Court of Nova Scotia in favor of the City in this case.

March 11th 1926

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

CITY OF HALIFAX vs ESTATE OF FAIRBANKS

Gentlemen:-

I regret to have to inform you that the majority of the Supreme Court at Ottawa have allowed the appeal from the Judgment of the Supreme Court of Nova Scotia in favor of the City in this case.

For the benefit of members who are not familiar with the matter, I beg to briefly state the case.

The action arose out of the Clause of the City Charter which provides that in case any property is rented for a business purpose to the Crown or any one else exempt from taxation, the property shall be deemed to be in the occupation of the owner and the Business Tax assessed to the owner. The estate of Fairbanks leased to the Crown, representing the Canadian National Railways, the ground floor of the Queen Hotel for a Railway Ticket Office, and in accordance with the above quoted section, the Assessor assessed the Business tax against the Fairbanks Estate. The Crown, acting in the name of the Fairbanks Estate, appeared before the Court of Tax appeals objecting to this assessment on the ground that it was really a tax on the crown and therefore beyond the powers of the Provincial Legislature.

This contention was rejected by the Court of Tax Appeals. From this decision the Crown appealed by the way of a stated case to Mr. Justice Rogers before whom the matter was fully argued. That learned Judge in a careful judgment decided in favor of the City and that the Statute was within the power of the Provincial Legislature and that the Tax could not properly be considered one upon the Crown.

From this the Crown appealed to the full Court two of the judges of that Court- namely Harris, C.J. and Ritchie, J., re-affirmed the judgment of Rogers J, Two judges Mellish and McKenzie J.J. differed, but I may note that the grounds upon which they differed were not referred to in the Judgments of the Supreme Court of Canada, and so far as can be gathered from the observations during the argument did not meet the approval of the members of that Court.

From this Judgment the Crown again appealed to the Supreme Court of Canada at Ottawa, before whom it was argued last November. The majority of the judges of that Court, consisting of Anglin, C.J. and Newcombe, Mignault and Renfret, J.J. allowed the appeal in an elaborate judgment written by Newcombe, J. in which the others concurred. Duff, J. delivered a dissenting judgment in favor of the City, thus, as the matter stands, the City loses the tax and has to pay costs through out.

March 11th, 1926

I can only say that if I am wrong in this matter I am not ashamed to be wrong in the company of four eminent judges, but with all respect to the Judgment of the Supreme Court of Canada, I have a very strong opinion that I am not wrong. My belief is based upon the case of the City of Montreal against the Crown in which a judgment of the Court of Kings Bench in Quebec, was reversed by the Privy Council. In that case, the Quebec Legislature had declared that the land of the Crown in the occupation of a private owner was to be deemed for purposes of taxation the property of this private person and taxed accordingly. The contention in favor of the Crown, which was upheld by the Quebec Court was that this was in effect a tax upon the Crown because the tenant would deduct the amount of the tax from the rent. This contention was on appeal to the Privy Council held to be erroneous and reversed.

In the present case the contention is that the landlord will inevitably add the amount of the taxes to the rent payable by the Crown. Mr. Justice Rogers held that the one case was the exact converse of the other and consequently they were indistinguishable.

With all respect, I beg to say that in my opinion this is the proper conclusion to be drawn. The Privy Council held in the Montreal case that if Municipal taxation was to be regulated by an elaborate consideration of the incidence of taxation there would be an end to it, and I can only say that the elaborate consideration of economic reasons set out in the Judgment of Mr. Justice Newcombe, furnished to my mind a very strong argument of the wisdom of this contention. I had herewith copies of the Judgment in the Supreme court of Canada for the consideration of the Council as to whether it proposes to deal any further with this matter.

Yours truly,

F.H. Bell,
CITY SOLICITOR.

Moved by Alderman Russell, seconded by Alderman Tobin that the report of the Laws & Privileges Committee be adopted. Motion put and passed fifteen voting for the same and two against it as follows:-

FOR THE MOTION

Alderman Russell
Munnis
Tobin
Sanford
Bissett
Gastonguay
MacDuff
H.W. Cameron
Hubley
Rains
Whelan
O'Toole
Power
Drysdale
W.O. Cameron- 15

AGAINST IT

Alderman Smeltzer
Daw

-2

March 11th, 1926

✓
SUPERANNUATION FIREMAN
— — WILLIAM WELLS — —

Read report of the Committee of Firewards recommending that Fireman William Wells who has become incapacitated for active duty be superannuated:-

Committee Room,
City Hall,
March 9th, 1926

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Committee of Firewards held this day, it was unanimously decided to recommend that Fireman William Wells, who has become incapacitated for active duty be superannuated, and that the City Solicitor be instructed to obtain Legislation authorizing the City to pay to Mr. Wells an amount equal to 30-50th of this present salary as superannuation for the remainder of his life.

Respectfully submitted
W. S. Munnis
CHAIRMAN

*Munnis ✓
HFD ✓*
Moved by Alderman Munnis, seconded by Alderman Daw that the report be adopted.

Moved in amendment by Alderman O'Toole, seconded by Alderman Power that Fireman William Wells, be superannuated and that he be paid \$1000.00 superannuation per annum for the remainder of his life.

Amendment put and lost six voting for the same and eleven against it as follows:

FOR THE AMENDMENT

Alderman Gaston Guay
Rains
Whelan
O'Toole
Power
W. O. Cameron

AGAINST IT

Alderman Russell
Munnis
Tobin
Sanford
Bissett
McDuff
H. W. Cameron
Hubley
Drysdale
Smeltzer
Daw- 11

March 11th, 1926

The original motion is put and passed thirteen voting for the same and four against it as follows:-

FOR THE MOTION:

Alderman Russell
Munnis
Tobin
Sanford
Bissett
MacDuff
H.W. Cameron
Hubley
Rains
Drysdale
Smeltzer
W.O. Cameron
Daw. -13

AGAINST IT:

Alderman Gastonguay
Whelan
O'Toole
Power

-4

✓
WATER METER BILL 37 HARVARD STREET

Read reports of the Committee on Works and City Engineer re Water Meter Bill No. 37 Harvard Street:-

City Works Office,
Halifax, N.S.
March 10th, 1926

His Worship the Mayor,
and City Council.

Sirs:-

At a meeting of the Works Committee held this day, the City Engineer submitted a report on Water Bill for premises # 37 Harvard Street for half year ending October 1925, amounting to \$13.38 It was recommended to Council that the consumption for May 1925 be reduced to 10,000 gallons, making the amount \$7.94 instead of as originally rendered.

Respectfully submitted,
Sgd. A.F. Messervey,
CLERK OF WORKS

City Engineer's Office,
Halifax, N.S. Mar. 5-26

His Worship the Mayor,
and City Council.

Sir:-

I beg to report on the attached

March 11th, 1926

meter bill for the premises # 37 Harvard Street claimed to be excessive that the period complained of is the half year ending October 1925, and the amount of the bill is \$13.38. A records of the consumption during the period complained of is as follows:-

<u>1925</u>	
April 15-	10,600
May 27	37,200 N. 5-6-25
June 23	8,000
July 20	3,000
Aug.	-
Sept. 17	8,500
Oct. 15	10,200 N. 30-10-25

There was a large consumption during May of which notice was sent in June. The owner claims that she did not receive the notice of the large consumption, on enquiry I find that it was sent to the wrong address. Under these circumstances I would recommend that the consumption for May be reduced to 10,000 gals., and the bill made up accordingly.

Respectfully submitted,
H.W. Johnson,
CITY ENGINEER

*My name
indicated
Director
of works*

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

LEGISLATION

✓ CONSOLIDATION OF CITY CHARTER IN
RE CITY'S WATER SUPPLY

Read report of the Laws and Privileges
Committee covering a Draft Act to consolidate the
various sections of the City Charter in reference to
the City's water supply:-

Committee Room,
City Hall,
Mar 9th, 1926

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

Gentlemen:- At a meeting of the Committee of Laws
and Privileges held this day the attached draft act
consolidating the various sections of the City Charter
relating to the water supply of the City of Halifax,
together with several amendments proposing changes in
various sections was under consideration.

March 11th, 1926

Your Committee recommend that the same be adopted and the City Solicitor instructed to forward the same to the Legislature for enactment.

Respectfully submitted,

B. W. Russell,
CHAIRMAN.

AN ACT IN RELATION TO WATER SUPPLY OF
THE CITY OF HALIFAX

BE IT ENACTED BY THE GOVERNOR, COUNCIL,
& ASSEMBLY AS FOLLOWS:-

1. In this Act unless the context otherwise requires the expression.

(a) "City" means the City of Halifax.

(b) "City Charter" means the City Charter of Halifax 1914 and any amendments thereto according to the sections of such charter as now in force under and by virtue of Chapter 80 of the Acts of 1919.

(c) "Clerk" means the Clerk of Works of that City.

(d) "Council" means the City Council of that City.

(e) "Any Committee" or "Official" mentioned in this Act by name means the "Committee" or "Official" of that name of the City Council or City.

(f) "Fire protection rates" means the rates levied and assessed under that name upon a property as provided for in this Act.

(g) "Consumption rates" means the rates payable for water passing through any water meter connected to any water service pipe.

(h) "Meter rental" means the amount payable by any consumer as a rental for a meter connected to the water service pipe leading to such consumer's premises.

(i) "Minimum rate" means the lowest rate payable by any consumer for

(1) Fire protection rate, or

(2) Water consumption rate.

(j) "Water Rates" means the fire protection rates, consumption rates, meter rentals and minimum rates combined:-

(k) Sections referred to by number without other reference are sections of the City Charter or any amendments thereto now in force under Chapter 80 of the Acts of 1919

March 11th, 1926

WATER RATES
FIRE PROTECTION RATE

2. The Council shall have power to levy and assess upon the lands and premises, and the owners thereof as hereinafter provided for, a sum for fire protection
c.c. sec. 484 part.

3. The Committee on Works, on or before the first day of April in each year, shall prepare and submit to the Council for approval an estimate of the amount required for the ensuing civic year for the upkeep, maintenance, operating expenses, interest charges, depreciation and all other charges and expenses for the furnishing of a water supply for the City c.c. sec. 485 part chapter 86
sec.25 1920

4. The amount to be levied and assessed for fire protection shall be the sum of sixty-eight thousand dollars to which sum shall be added each year.

(a) Forty per cent of the estimated costs and charges for interest, sinking fund and depreciation on all extensions of and additions to the water supply system of the City made on and after April 30th, 1926, other than for main pipes less than four inches in diameter, and

(b) Ten percent of the estimated costs of and charges for maintenance and operation of the water supply system.

5. The estimates of costs and charges referred to in the preceding section shall be made by the Committee on Works based upon a report submitted by the Engineer and shall be subject to the approval of the Council.

6. (1) After the estimates of costs and charges referred to have been approved by the Council and the amount to be levied and assessed for fire protection has been ascertained in the manner hereinbefore prescribed such amount shall be rated and assessed by an equal dollar rate upon the value of all lands and premises in the City within the water pipe lines, including those within twelve hundred feet of a fire hydrant for a fire protection rate.

c.c. sec. 486 (1) amended

(2) No property within such water pipe lines or within twelve hundred feet of a fire hydrant shall be exempt:-

(a) From fire protection rate, or

(b) from consumption or other rates from time to time in force, except if a dwelling house is erected thereon which has been unoccupied for six months and from which the water has been turned off for that time.

c.c. sec. 486 (2) amended.

(3) No separate and distinct dwelling house while used as such shall be rated on a lower valuation than nine hundred dollars for fire protection.
c.c. sec., 486 (3) amended

(4) No separate and distinct dwelling house while occupied as such shall be rated at less than one dollar for fire protection purposes
c.c. sec. 486 (4) amended

(5) In buildings separately occupied in flats, every separate and self contained flat shall be deemed a distinct dwelling house and rated as such
c.c. sec. 486 (5)

(6) Any property, although lying on the outside of the water pipe lines, shall be deemed to be within the same if it is connected therewith.
c.c. sec. 486 (6)

(7) (1) Every building containing a dwelling house and shop shall be rated as a dwelling house, if the valuation of the whole building, including land, does not exceed two thousand five hundred dollars.

(2) If it exceeds such sum, such dwelling house and shop shall be rated separately upon separate valuations to be fixed by the assessor at the request of the Clerk.
c.c. sec. 487.

(8) The City Clerk shall transmit to the Clerk a copy of the water estimates as approved by the Council.

(9) (1) The Clerk shall forthwith from the rate books for city rates, make up a book of water assessments and when the same is completed, he shall affix his signature to such book with the date.

(2) The valuations of properties for such assessment, and the owners thereof, may be ascertained from the rate books of the assessor for the time being in force, and if they do not contain any valuation required by the provisions of this Act in respect to water rates, such valuation may be fixed by the assessor upon the request of the Clerk.

(3) The assessor shall, on request, furnish the Clerk with all the information in his power in addition to the information afforded by the rate book, to enable the Clerk to make up such water assessment book
c.c. s 448, 489.

(10) Upon the basis of the valuation entered in such rate book and the amount to be raised for fire protection the Committee on Works shall strike the fire protection rate for the year.
c.c. Sec. 490 amended

(11) The Clerk shall extend and set out in respect to each property in the book of water assessment, the name of the owner, as shown in the assessor's rate book, and the fire protection rate payable in respect thereto
c.c. S. 491

March 11th, 1926

12. (1) Any property may be rated for fire protection subsequently to the completion of the water assessment book, for any portion of a civic year then unexpired according to the proportion which such unexpired year bears to the whole year.

c.c. sec. 498 (1) amended

(2) The Clerk upon receiving information that any property should be rated for fire protection, shall, if it is a new building, or if he has no valuation applicable to the property as a basis for fire protection rate, require the assessor to value such property under the provisions of this Act in respect to fire protection, and the assessor shall report to the Clerk any such valuation and upon such valuation the Clerk shall extend the fire protection rate.

c.c. sec. 498 (2) amended.

(3) The Clerk shall make in red ink in the water assessment book all necessary entries in respect to any such property, with the date of such entry. The payment of any fire protection rate so entered may be enforced by the remedies applicable to other fire protection rates, if notice thereof is served upon the owner in any mode provided for the service of assessment notices for city taxes.

c.c. sec 498 (3) amended.

CONSUMPTION RATES

13. Every owner of property supplied with water shall in respect to the same and in addition to the fire protection rate pay such quantity rates, minimum rate, meter rental or other rate, as is from time to time approved and in force.

c.c. sec. 499 (1) amended.

14. The Clerk shall keep in the water assessment book the rates payable by each person in respect to water supplied to property owned by him.

c.c. sec. 500 amended.

15. All water shall be supplied by meter and the engineer shall cause a water meter of suitable size to be placed on every service pipe supplying water to any premises, other than pipes used for furnishing private fire protection. (new)

16. (1) Every person who without having been authorized in that behalf by the Engineer, removes any meter from the place in which it has been installed, or injures or tampers with any meter in any way, shall be liable to a penalty of not less than ten dollars or more than one hundred dollars, and in default of payment to imprisonment for a period not less than ten days or of more than three months, and in addition thereto the cost of the meter if lost or destroyed or of repairing the same may be directed by the magistrate to be paid to the City by the person removing or injuring the meter.

(2) The occupant of any premises shall be

responsible for the care of any meter installed in the same and the value of any such meter lost, removed or destroyed or the cost of repairing any injury thereto may be recovered from him by the City, and whether any penalty has been imposed or not, the water may be turned off from any premises in which a meter has been negligently lost or wilfully damaged until the cost of replacing or repairing such meter has been paid to the City.

(3) For the purposes of this section the expression "occupant" shall include:-

- (a) the owner of any building residing in the City.
- (b) The agent of any owner not so residing:
- (c) The person actually occupying the premises or portion thereof in which such meter is placed.

1922 Ch.54 Sec.4 1924 c.60 sec.46

171 (1) Subject to the conditions hereinafter provided, the Committee on Works may make a reduction of the amounts charged to any person for water which has passed through a meter.

(2) No such reduction shall be allowed unless the Committee on Works is of the opinion:-

- (a) that the amount of water charged for was in excess of that which was fairly required by the owner or occupant of the premises in respect to which the same is charged, and
- (b) that such excess has passed through the meter by reason of unavoidable accident or otherwise, without the negligence, default or failure to use proper care and precaution on the part of the owner or occupant of such premises.

(3) Any claim for any such reduction shall be made in writing to the Committee on Works, within sixty days after the record of water consumed has been delivered to the owner or occupant of the premises, or the agent of either, and such writing shall set out fully the nature of the accident or other cause on which the claim is founded.

(4) The engineer shall investigate the matter of such claim and report in writing whether the same is well founded, and whether or not the same shall be allowed, and the extent of such allowance.

March 11th, 1926

(5) upon such report the Committee on Works may-

(a) refuse to allow the claim, or

(b) recommend the allowance of it in whole or in part, and on such terms and conditions as the Committee sees fit to impose.

(6) If the Committee on Works unanimously resolves not to allow the claim in whole or in part, such resolution shall be final, but if such resolution is not unanimous such resolution of the majority of the Committee on Works shall, on the application of the claimant, be referred to the Council.

(7) Any resolution of the Committee on Works recommending the allowance of any claim for reduction in whole or in part, shall be sent by the Committee on Works to the Council.

(8) Nothing in this section shall authorize the remission in respect to any premises of the amount rated thereon for fire protection.

(9) Except as in this section provided, no reduction or allowance in respect to any water rates, shall be made or given.

c.c. sec. 508, s.s (1) -(9)
amended

COLLECTION OF RATES

18. The bills for all water rates shall be rendered by the Clerk and paid to the Collector.

19. Fire protection rates shall become due and payable yearly in advance on the first day of May in every year.
c.c. sec. 510 amended.

20. Until otherwise ordered, consumption and all other water rates shall become due and payable half yearly on the first days of May and November in every year,
c.c. 501, Chap. 60 sec. 47
1924- amended

21. The Council may by ordinance determine what interest shall be payable on overdue accounts for any or all classes of water rates and may fix the rate of such interest not exceeding seven per-cent. 1921 Chap. 77
sec. 6 part.

22. (1) The Clerk may at any time after water rates become due cause a general notice to be inserted in any two of the newspapers published in the City requiring all persons to pay water rates due by them within a period of ten days from the date of such notice, and such general notice shall be deemed as effective as a personal notice served upon each person in respect to water rates due by him

(2) The Clerk may also render an account to each person of the amount demanded from him for water rates, but no person shall be entitled to the same before payment c.c. sec. 511, 1922 Chap. 54 sec. 5 1924 ch. 60 sec. 48.

23. After the expiration of such ten days, if the rates remain unpaid, the Clerk may-

(a) cause the water to be turned off from the premises in respect to which the water rates are payable until the same are paid, and

(b) take such legal proceedings for the purpose of recovering the same as in his judgment seem advisable.

c.c. Sec. 513, 1924 Ch. 60
Sec. 48.

24. (1) The collector at the request of the Clerk may issue a general or individual warrant of distraint for water rates against persons who have not paid the same, and may collect and enforce the same in the same way and with the like remedies as are provided for the collection of ordinary rates or taxes.

(2) The certificate of the Clerk in writing that the amount claimed for water rates is due from any person and is unpaid, shall without proof of his handwriting be admissible in evidence in any action or proceeding against such person, and shall be prima facie evidence of such water rates being due and unpaid, and thereupon without further proof, the City shall be entitled to judgment unless a defence to the claim is substantiated.

c.c. 513, 1924 Ch. 60 Sec. 48.

25. (1) All water rates shall constitute a lien on the real property in respect to which the same are rated, imposed or payable, and upon the personal property of the owner of such real property, and shall be paid by such owner.

(2) such lien shall attach-

(a) in respect to fire protection rates upon and from the date on which they are entered in the water assessment book, and such book is completed and signed by the Clerk with the date, and,

(b) in respect to all other rates and charges for water from the actual date of entry in the water assessment book

(3) Every lien for water rates shall have the same effect and priorities, and shall be enforceable in the like manner and with the same remedies and against the like persons as a lien on real or personal property for ordinary city rates or taxes created by the City Charter.

March 11th, 1926

(4) The provisions of the City Charter relative to liens on real and personal property for rates and taxes, and sales under lien for rates and taxes, and to errors and irregularities therein, shall, except as in this section varied, also apply to water rates and charges, c.c. 514¹⁹²⁴ ch. 60 sec. 48.

SPECIAL AGREEMENTS

26. The City may enter into such agreement as the Council approves with the Crown for the supply of water to any property of the Crown. c.c. 492 part.

27. (1) Upon the request of any owner of any property situated on any street or highway in which no extension of the water supply has been made the Engineer shall on the direction of the Committee on Works make a report on the matter of such extension with the probable cost thereof and that Committee may recommend the making of such extension on the execution of a bond as hereinafter provided and the Council may order such extension to be made.

(2) No such extension shall be made until the owner or owners requiring a supply from the proposed extension execute a bond to the City agreeing to pay in respect to their respective properties, in addition to the amounts respectively assessable thereon for fire protection rate, a yearly amount equal to six per-cent per annum on the actual cost of the extension, such amount in the case of several properties to be yearly apportioned among the persons executing the bond.

(3) If in respect to any one of such properties the yearly consumption of water as shown by the meter exceeds the said proportion of six per cent such amount shall be payable by the owner of such property in addition to such proportion

(4) No owner of property on any such extension who has not executed such bond shall be entitled to a supply therefrom until he has executed the said bond, and upon any change of ownership of any such property the water may be turned off until the new owner has executed the bond.

(5) The provisions as to the collection of other water rates shall apply to the rates payable under this section.

(6) Any bond given under this section shall be for the term of ten years only, after which all properties on the said extension shall be subject to water rates as are other properties.

(7) In case of any such extension the owners of properties fronting on the street on which such extension is made who do not execute such bond shall pay a rate in addition to the ordinary fire protection rate.

(a) on any property on which no building is situated ten cents on each one hundred dollars of assessed value, and

(b) on each property on which a building is situated twenty cents on each one hundred dollars of assessed value.

28. In the case of any property in respect to which the Council fixes a special rate for the supply of water, the Engineer may require the owner to enter into an agreement to pay such special rate before turning on the water for such property, and if such property is sold, a supply of water thereto may be refused and the water turned off until the new owner has entered into such agreement.

PREVENTION OF WASTE OR IMPROPER USE OF WATER

29. (1) The Engineer may cause the water to be turned off from any property where the owner or agent of the owner, or occupant, or consumer of water is, in his opinion, violating any of the rules or regulations in respect to the use of water, or is allowing the water to run to waste.

(2) Such person shall pay a fine of one dollar for the first offence, to be paid to the Clerk before the water is turned on, and a fine of two dollars for a second offence, before it is again turned on.

(3) For a third offence it shall not be turned on until such person takes such steps to prevent future violations of such rules or regulations, or waste of water, as are necessary in the opinion of the engineer.
c.c. 515.

30. Neither the City, nor any official of the City, shall be liable for any loss or damage which results from the water having been turned off, whether under the provisions of the next preceding section or for non-payment of rates or for any other reason
c.c. sec. 516 amended.

31. No reduction in the rates shall be made or allowed on account of the water having been turned off.
c.c. sec. 517.

32. (1) Any official of the City provided he produces on request an official badge, shall have the right to enter into any house, building or premises in the City, and every part of such house, building or premises, in which he supposes there are any water pipes or fittings between the hours of eight o'clock a.m., and six o'clock p.m. and to remain there for such reasonable length of time as is necessary for the purpose-

(a) of ascertaining the number or state of the water fittings or pipes, or

(b) for installing, fixing, examining or reading any water meter or

(c) to ascertain if the water is unlawfully taken or used.

(2) Every person who-

(a) after two hours notice of the intention of such official to enter any house, building or premises, prevents his entry into any such house, building or premises, or any part thereof, in which he supposes there are water pipes or fittings, or.

(b) at any time interferes with such official in the discharge of his duty,
shall be liable to a penalty not less than five dollars, nor exceeding twenty dollars, and the engineer may, in addition, cause the water to be turned off from the premises of such offender.

c.c. sec. 518.

33. Every person, unless he is authorized^{so} to do by the Engineer or an Officer of the fire Department, who draws water from, opens, closes, cuts, breaks, or in any way injures or interferes with any fire hydrant, water main or water pipe, shall be liable to a penalty of not less than ten dollars nor exceeding one hundred dollars

c.c. sec. 519.

34. (1) Every new water pipe or fixture, and every extension, alteration or addition to any old pipe or fixture, shall be placed and kept as far as practicable from any external wall, and so placed as not to be exposed to or liable to be affected by the action of frost, or other injury, and so placed that no waste or water is liable to occur without being easily detected.

(2) They shall be thoroughly protected from the action of frost to the satisfaction of the engineer otherwise the water from the city pipes shall be turned off from the premises .c.c. sec. 520.

35. Whenever any water pipe, fitting or fixture in, on, or about any house, building or premises is-

(a) in a bad condition, or

(b) in a position exposed to or liable to be affected by the action of frost, or other injury, or where a waste of water is liable to occur, or

(c) is insufficiently protected from the action of frost, the engineer may turn the water off such premises until such pipe, fitting or fixture is placed in a condition or position satisfactory to him c.c. sec. 521.

36. A supply of water may be refused in respect to any building under construction or repair, until the plumbing in such building has been made to conform to law and if the water has been turned on such building for building purposes, it may be turned off until the plumbing has been satisfactorily completed. 1922,0 54 s.10

D. DISPUTES

37. If any dispute arises respecting the classification of any building, establishment or premises, the dispute shall be decided by the Committee on Works, but if the decision is not unanimous the same shall be referred to the Council on the application of the person so disputing.
c.c. sec. 522.

38. Where water is supplied to the premises of any person, firm or corporation, other than for domestic purposes, whether under any private contract or agreement with the City, or otherwise, the Committee on Works, may after one month's notice of its intention to the owner, agent, or occupant of the premises, by leaving a notice in writing upon such premises of such intention, after the expiration of the term mentioned in the notice, cause the water to be turned off from such premises
c.c. sec. 523. Amended.

REPORT

39. (1) The Committee on Works shall annually submit to the Council a statement made up to the thirtieth day of April, showing-

(a) the names of persons and corporations with whom special agreements have been made, and the amount paid by each.

(b) The actual cost of maintenance for the year specifying the amount paid for salaries, labor and materials.

(2) A statement shall also be prepared by the Clerk showing the cost of maintenance for the calendar year ending thirty-first December.

(3) Every such statement shall be printed in the annual report of the civic Government of Halifax. c.c. sec. 524. 1920 Ch. 86 Sec. 9.

REGULATIONS

40. (1) The Committee on Works from time to time by by-law to be approved by the Council may-

(a) make regulations in respect to the collections or enforcing payment of water rates;

(b) make such regulations as are calculated in its judgment to prevent waste of water, or fraud in respect to its consumption, and

(c) alter such regulations and prescribe penalties for the violation thereof.

(2) It may from time to time issue instructions in conformity with law for the guidance of water consumers.

(3) Every ordinance, by-law, regulation or rule in respect to any such matters in force at the time of the coming into force of this Act, except in so far as they are amended by this Act are hereby confirmed. c.c.sec.525 amended.

The acts and parts of Acts set out in the Schedule hereto are hereby repealed.

S C H E D U L E

CITY CHARTER OF 1914 - Section 484 to 525.

1920 -Chap. 86 s.s. 9,25
1921 - Chap. 77 S.6
1922 -Chap. 54, s.s. 4,5,9,10
1924 -Chap. 60, s.s. 46,47,48

AN ACT IN RELATION TO WATER SUPPLY OF
THE CITY OF HALIFAX

Memorandum of changes in various sections
of the City Charter.

4-5-6

Section 486 provides that after deducting the estimated revenue from extra, special and meter rates that five-eighths of the estimated amount required shall be rated upon the value as assessed of all lands and premises within the water pipe lines for fire protection rate and three-eighths of valuation on every property for a domestic rate.

Now that the service is all metered there is no domestic rate and the fire protection rate mentioned in this amendment is the one fixed by the Public Utilities Board, as being a fair proportion of the expenditure for the up-keep of the water works that should be payable as a fire protection rate.

10. the amendment is by leaving out the words in the Charter" and the rate for domestic purposes" On account of this rate having been done away with, there is no necessity for the clause.

12. The amendment to the section of the City Charter is by leaving out the words "domestic rates".

13. The amendment to the section of the City Charter is made on account of all water being supplied through meters.

14. Same as above.

15. The reason for this new clause is that under resolution of the Council all water is now supplied through meters.

The only exception being in the case of fire protection pipes, these are a large size and the outlets within the building are sealed so that they cannot be tampered with, without the knowledge of the Department. For the present it is thought that it would be unnecessary to go to the expense of metering these services.

18-19-20-21 .These provisions are in special Legislation but are brought together in these sections.

36. The amendment is by adding the words "or for any other reason".

Moved by Alderman Russell, seconded by Alderman Tobin that the report be adopted, and that the City Solicitor be instructed to forward the consolidated Legislation with amendments to the Legislature for enactment. Motion passed.

✓ PURCHASE OF FIRE DEPARTMENT EQUIPMENT

By unanimous consent of the Council Alderman Munnis is here permitted to submit a Resolution.

Alderman Munnis Chairman of the Committee of Firewards submits and reads the following report
Also a report of Chief Churchill of the Halifax Fire Department in reference to the comparative cost of horse drawn and motor equipment:

In moving Resolution asking Council to authorize the Committee of Firewards to change present steam Fire Engine located in Quinpool Road station, and instal a modern motor pumper apparatus in its place- The money for this change was authorized and the amount namely \$15,000 was borrowed- this sum has been standing to the City's credit in the Royal Bank for some years past-

The Ratepayers have already been taxed for this amount and if Council gives the necessary authority- it will not add any amount to the Taxes. On the other hand the Councils authority will give Ratepayers the benefit- by reducing the cost of maintenance

March 11th, 1926

and wages in the Department. Chief Churchill has made a clear statement which I hand into Council setting amount in detail the saving that will be brought about by the proposed change. The Chief item in maintenance being up-keep of 7 horses. This approximately amounts to \$1804.00 per annum- The Chief in report does not mention that the change calls for a reduction of the staff in the station of 2 men. This means an additional saving of \$2470 in wages per annum, but in statement before Fire Marshal he says if this change is brought into effect. two men less will be required

The firewards in making up estimates for 1926-27 based their figures on the assumption that Council would give the necessary authority to make this change

Besides these reasons there is a movement and desire for greater fire protection in the North section of the City. The Committee considered the question of an auxiliary fire station in the extreme North section, but decided the City's finances did not warrant them in recommending any capital outlay at this time.

Another suggestion for more protection can be satisfied and complied with for the next few years if the change as authorized be brought into effect.

After making the proposed change the Department still have 15 horses in their employ, an ample number to move all our Horse drawn apparatus when required.

W. S. Munnis
CHAIRMAN

Halifax, Feb. 1926

Alderman W. S. Munnis
Chairman Board of Firewards
CITY:

Dear Sir:-

In reference to the expenditures of horse-drawn equipment in comparison with motor driven I am submitting herewith a comparative estimate showing the annual saving by the installation of a motor pumping engine without going into detail regarding the advantage in efficiency.

Fifteen thousand dollars has already been provided for by Legislation to install a motor pumping engine at the Quinpool Station. By the installation of this motor apparatus 7 horses, 2 steam fire engines, 1 chemical engine, 1 hose wagon and 1 fuel wagon could be sold. The upkeep of this horsedrawn equipment for the last civic year is as follows:

Harness & repairs	\$48.00
Veterinary Service	32.00
Fodder	1114.00
Horseshoeing	160.00
Miscellaneous including repairs to stable floors & stalls; brooms, brushes, buckets, soap and sponges, curry combs, forks and other stable equipment.	350.00
Repairs to equipment	100.00
	<u>\$1804.00</u>

March 11th, 1926

The upkeep of three motor pumpers for the last civic year averaged \$275.00 each. This estimate included replacement to tires, repairs, gasoline and oil. On new apparatus of this type no tire replacements are required for the first three years and repairs should not be necessary for the first two years other than ordinary adjustments so that the first two years should only require an approximate expenditure of \$75.00 per year for gasoline and oil.

The sale of three horses and steam fire engine at Quinpool Road Station, chemical engine, hose wagon and four horses at West St. Steam fire engine and fuel wagon at Brunswick St., station should net about \$3,000.00 this is merely a supposition, perhaps considerably more could be realized on the sale of this equipment.

The tubes of one of those steam fire engines are already leaking and if the other engine now at Quinpool Road Station is kept in commission another year it will be necessary to have it tubed and a new boiler installed. The average life of a boiler in a steam fire engine is sixteen years and the boiler in one of those engines is now twenty years in service and the other eighteen years in service. To avoid accident while working under a head of steam it will be necessary to install a new boiler in the engine now at Quinpool Road Station next summer. The estimated cost of which would be about \$1600.00

The capital outlay of \$15,000 at 4% would have to be taken into consideration but this will also be somewhat reduced by the sale of present horsedrawn equipment.

RECAPITULATION

Annual expenditure of 7 horses & Equipment	\$1804.00
Expenditure of meter pumper per yr. for 1st two years	75.00
Annual saving.	\$ 1729.00
Annual upkeep of meter pumper, after 1st two years	275.00
Annual saving	1529.00

Respectfully submitted
J.W. Churchill,
CHIEF H.F.D.

The following Resolution is submitted:-

WHEREAS the City of Halifax was authorized under Sec. 34 Chap 77 of the Acts of 1921 to borrow the sum of \$17,000.00 for the purchase of a motor pumping engine.
AND WHEREAS it was resolved by the Council at its meeting on June 13th 1921 to borrow the sum of \$15000.00 for that purpose, which sum is now on hand .

March 11th, 1926

THEREFORE RESOLVED that this Council authorize the Committee of Firewards to advertise for tenders for one motor pumping combination fire apparatus of 600 Imperial gallons capacity the apparatus to be installed in the Quinpool Road Fire Station.

Moved by Alderman Munnis

seconded by Alderman Cameron and passed unanimously.

DOG NUISANCE

Read letter Halifax Floral

Association in re nuisance and destruction caused by dogs running at large during the summer months:-

Halifax, N.S.
March 8th, 1926

J.B. Kenny, Esq.,
Mayor

Your Worship:-

As the gardening season is now approaching the Halifax Floral Association again appeals to you to take measures to combat the nuisance and destruction caused by dogs running at large during the summer months. The apathy shown by the City Council to a request of a similar nature, made last year, was keenly disappointing to the members of our Association, and certainly reflected lack of appreciation, and support of the efforts we are making to beautify the City.

May I respectfully point out that we are not seeking any special favor but on the other hand indicating to your Council that it is their duty to enforce the City laws applicable to this particular case. No special by-law or legislation is required- it is already in the City Charter- and the enforcement of the regulations will provide necessary funds for financing the expense for a pound and dog-catcher.

Will you please bring this matter before the Council and get it to take action.

Yours faithfully,
R. J. Macadam
PRESIDENT.

Referred to the Police Committee

for action.

March 11th, 1926

✓ CITIZENS FREE LIBRARY-IMPROVEMENTS

Read report of the Citizens Free Library Committee in reference to the condition of the library and the equipment therein:-

Halifax, N.S. March 10-26

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

Gentlemen:-

Your Committee beg to call the attention of the City Council and citizens to the disgracefully inadequate shelving and housing conditions prevailing in the City Library. Whole heaps of books are piled loosely together on a table and rude shelves reaching twenty feet upwards on the walls and by reason of which knowledge that they are in the library is completely unobtainable. For this reason, and the lack of floor space, and the want of the perquisites of a proper library, the institution is a comparative failure as a means of public enlightenment.

Your Committee respectfully recommend that steps be taken to secure the benefit of the Wright bequest, and that public interest be stirred up to make the library what it should be.

Sgd. F.W. Bissett,
CHAIRMAN

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

CITY CHARTER-REVISION

Read report Committee on Laws & Privileges in reference to the acceptance of the offer of the City Solicitor to revise the City Charter:-

Committee Room,
City Hall, March 9th, 1926

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

Gentlemen:-

At a meeting of the Committee of Laws & Privileges held this day it was decided to recommend to Council the acceptance of the offer of the City Solicitor to revise the City Charter work of said revision to commence upon the appointment of an Assistant City Solicitor.

Respectfully submitted,
B.W. Russell,
CHAIRMAN

March 11th, 1926

Moved by Alderman Russell, seconded by Alderman Robin that the report be adopted.

Accepted
His Worship the Mayor refers back to the Committee its report and requests that the City Solicitor's offer be put in writing and coupled with it.

✓
BUNGALOW SCHOOLS

The City Clerk submits the report of the Finance Committee re Bungalow School deferred for consideration at the last meeting of Council.

Comment
This matter is again deferred at the request of Alderman Cameron, Chairman of the School Board.

✓
N.S. TEMPERANCE ACT-SALE OF BEER AND WINE

Alderman Bissett submits the following Resolution:

"RESOLVED that this Council go on record as favoring the modification of the Nova Scotia Temperance Act to permit the sale of beer and wine in the City of Halifax and in such other localities in this Province as express such an option.

Moved by Alderman Bissett, seconded by Alderman O'Toole.

Alderman Hubley arose to a point of order and objected to this Resolution being discussed Aldermen Rains and H.W. Cameron also objected.

Comment
His Worship the Mayor rules that the consideration of this Resolution is out of order and will be treated as a notice of motion.

March 11th, 1926

✓
DEFERRED BUSINESS

RE-ESTABLISHMENT N.S. PROVINCIAL
EXHIBITION

Alderman Gastonguay moved the adoption of the Resolution of which he gave notice at a meeting of this Council held on the 25th day of February 1926 in reference to the re-establishment of the Nova Scotia Provincial Exhibition, seconded by Alderman Rains.

Moved in amendment by Alderman Russell seconded by Alderman Tobin that the consideration of this matter be deferred until the scheme of the several Halifax Clubs who have this matter under consideration, is ascertained by this Council.

Amendment put and passed nine voting for the same and six against it as follows:-

FOR THE AMENDMENT:

Alderman Russell
Munnis
Tobin
Sanford
MacDuff
H.W. Cameron
Hubley
Drysdale
W.O. Cameron 9

AGAINST IT:

Alderman Gastonguay
Rains
Whelan
O'Toole
Smeltzer
Daw

-6

11.40 His Worship the Mayor declared the meeting adjourned until Monday evening next at 8 o'clock.

LIST OF HEADLINES

Notice of Reconsideration re
Removal of Snow by a Tram Company. 538

Notice of Reconsideration re
taking a plebiscite on re-establishment
of N.S.Prov.Exhibition..... 539

Works Department Accounts 540

City Home and T.B.Hospital Accounts..... 541

General Accounts & Account of Childrens Aid Soc. .. 542

Police Dept. Accounts..... 542

Refund to Policeman Hiram Smith..... 543

Fire Department Accounts..... 544

City Health Board Accounts..... 545

City Prison Accounts..... 545

Gardens Parks and Common Accounts..... 546

Camp Hill Cemetery Accounts..... 546

Point Pleasant Park Accounts..... 547

Planting of Trees..... 548

Citizens Free Library Accounts..... 549

City Home and T.B.Hospital Tenders for Milk and
Cream..... 549

City Home and T.B.Hospital monthly report Feb. 1926 551

Appointment of Coal Weighers 552

Tax Collections for Feb. report City Auditor..... 553

Street Paving Robie Street between Sp.Garden
Road and Jubilee Road..... 556

Estimates 1926-27 and other Recommendations..... 558

City of Halifax vs Est. of Fairbanks..... 562

Superannuation Fireman Wm. Wells. 565

Water Meter Bill 37 Harvard Street..... 566

Legislation-Con. of City Charter in re City's
Water Supply..... 567

An Act in Relation to Water Supply of the City of
Halifax..... 579

Dog Nuisance..... 583

Citizens Free Library-Improvements..... 584

City Charter-Revision..... 584

Bungalow Schools..... 585

Deferred Business re-Establishment N.S. Prov.Ex. .. 586

N.S. Temp. Act-Sale of Beer and wine..... 585

Meeting adjourned.

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H.S. Rhind
H.S. RHIND
CITY CLERK

J.B. Kenny
J.B. KENNY
MAYOR