

April 11th, 1929

I have prepared a draft of the proposed amendment which meets the approval of the Engineer, and I submit it herewith for the consideration of your Committee.

Yours truly,

F.H.Bell  
CITY SOLICITOR

Whenever the Committee is of opinion that any land or interest therein, whether situated within the City or elsewhere, is required by the City for any purpose connected with the water supply of the City, or for the extension or widening of any existing street or the opening of any new street, or in connection with any City Building, or for any other public work or service of the City, the Committee may recommend to the Council the acquisition thereof, and if the same can be acquired by contract at a price not deemed excessive, that the same be so procured and if such recommendation is approved by Council such land or interest therein may be so acquired by the City at the price so determined.

The Committee in any such recommendation may recommend the acquisition of any land or interest therein additional to what is actually required by the City if in the opinion of the Committee such additional acquisition is for any reason of advantage to the City.

If the Committee is of opinion that the price as compensation asked for the said land or interest is excessive, or if the owner thereof is unknown or if a good title cannot be given thereto, or if for any other reason it is desirable, the Committee may recommend to the Council that the said land or interest shall be acquired by expropriation.

The Committee along with any recommendation for expropriation shall also name an amount as the price or compensation which in the opinion of the Committee should be paid for the land or interest recommended for expropriation.

Before recommending that any land or interest therein shall be acquired by expropriation the Committee shall direct the engineer to prepare a plan and description of such land or interest therein and a report as to, the desirability of the City acquiring the same and the ownership thereof if it can be ascertained and may also require a report from the Solicitor upon such ownership and the title to such land or interest and such reports shall be sent to the Council with any such recommendation.

The Council may adopt such recommendation for expropriation and resolve that the land or interest therein so recommended shall be expropriated by the City and that the price or compensation recommended by the Committee shall be paid therefor or such other price or compensation as it deems proper or may send such recommendation to the Committee for further consideration together with such recommendation as the Council sees fit to make or may resolve not to make such expropriation.

April 11th, 1929

Upon the passage of any resolution of the Council adopting any recommendation of the Committee for the expropriation of any land or interest therein and resolving that the same shall be expropriated by the City at a price or compensation to be named in such resolution, the Clerk shall forthwith pay into the Prothonotary of the Supreme Court at Halifax, the amount named in such resolution as the price or compensation to be paid for such land or interest therein.

The plan and description prepared by the Engineer shall on the passage of such resolution for expropriation be filed in the Office of the Engineer, where the same may be inspected by any person interested, and a copy of such plan and description shall also be lodged in the Office of the Registry of Deeds for the County or Registering District in which such land or interest is situated.

Upon the passage of such resolution, the making of such payment and the lodging for registry of such documents, the title to the land or interest therein declared to be expropriated shall be absolutely vested in the City free from any incumbrance or lien of any description whatever.

If any resistance or opposition is made by any person to the engineer or other official of the City entering upon and taking possession of any lands on behalf of the City, a judge of the supreme court, on proof of the passing of such resolution the lodging of such plan in the office of the engineer and the registrar of deeds and the payment of the money into court, and after notice to show cause given in such manner as he directs, may issue his warrant to the sheriff of the county within which such lands are situated, directing him to put down such resistance or opposition, and to put the City in possession thereof; and the sheriff shall take with him sufficient assistance for such purpose, and shall put down such resistance and opposition, and shall put the City in possession thereof; and shall forthwith make return to the supreme court of such warrant, and of such manner in which he executed the same

.....  
City Works Office,  
Halifax, N.S.,  
Apr. 11th, 1929

EXPROPRIATION  
OF LAND BY THE CITY.

The City Council.

Gentlemen:-

Attached hereto is a report of the City Solicitor in connection with the revision of the City Charter in re expropriation of land by the City, together with a draft of the proposed amendment.

The Committee on Works at a meeting held this day, resolved to recommend to the City Council that said amendment be adopted.

Respectfully submitted  
M. A. Hunter  
CLERK OF WORKS



April 11th, 1929

Moved by Alderman Robinson seconded by  
Alderman Smeltzer that the report be adopted and  
draft Act submitted to the legislature for enact-  
ment. Motion passed

*Solicitor*

✓  
ASPHALT PLANT

Read report of the Committee on Works  
recommending that Legislation be obtained to  
borrow a sum not to exceed \$25,000.00 for the pur-  
pose of an asphalt plant should the Council decide  
at a later date that it would be in the interests  
of the City to make such a purchase:

City Works Office,  
Halifax, N.S.,  
April 11th, 1929

ASPHALT PLANT

The City Council.

Gentlemen:-

At a meeting of the Committee on Works  
held this day, it was resolved to recommend to the  
City Council that authority be obtained to borrow a  
sum not to exceed \$25,000.00 for the purchase of an  
asphalt plant should the Council decide at a later  
date that it would be in the interest of the City  
to make such a purchase.

Respectfully submitted  
M.A. Hunter  
CLERK OF WORKS

Moved by Alderman Robinson seconded  
by Alderman Smeltzer that the report be adopted.  
Motion passed.

*Solicitor*

✓  
YOUNG AVENUE WIDENING

Read report of the Committee on Works  
and City Engineer re widening of Young Avenue at the  
corner of Inglis Street:

April 11th, 1929

City Engineer's Office,  
Halifax, N.S.,  
April 9th, 1929

YOUNG AVENUE WIDENING

His Worship the Mayor.

Sir:-

I have been asked to again bring before your Committee the question of the straightening of the west line of Young Avenue by the acquiring of a strip of land from the property at the south-west corner of Inglis Street

This matter was before your Committee in May and June of last year and a resolution was passed by the Committee recommending that the Council expropriate the piece of land required. This came before the City Council at a meeting held on the 19th of June when the resolution was defeated by a vote of 9 to 8. Any arguments that were used at that time in favour of this improvement are equally applicable at the present time and an inspection of the locality or a reference to photographs of it will show what a great improvement would be made

I am submitting plans and description of the land required and a copy of the resolution prepared by the City Solicitor last year.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER

City Works Office,  
Halifax, N.S.,  
April 11th, 1929

YOUNG AVENUE WIDENING

His Worship the Mayor and Aldermen  
Gentlemen:-

Attached hereto is a report of the City Engineer on Young Avenue Widening.

At a meeting of the Committee on Works held this day it was decided to forward to the City Council the following Resolution which was adopted at said meeting.

WHEREAS this Committee is of the opinion that it is desirable for the City of Halifax to acquire for the purpose of widening Young Avenue, a portion of land on the western side of that street described as follows:

All that lot, piece or parcel of land situate, lying and being at the south-west corner of Inglis Street and Young Avenue in the City and County of Halifax, the said lots being more particularly described as follows:



April 11th, 1929

Beginning at a point formed by the intersection of the existing west line of Young Avenue with the existing south line of Inglis Street; thence in a southerly direction by the said existing west line of Young Avenue for a distance of one hundred and forty-three ( 143' ) feet more or less or until it meets the northern boundary of property now or formerly owned by Mrs. Elvira Hetherington; thence westerly by the said northern line of the said Hetherington Property for a distance of ten feet ( 10' ) more or less, or until it meets the official west line of Young Avenue; thence northerly by the said official west line of Young Avenue for a distance of one hundred and forty-three feet ( 143' ) feet more or less or until it meets the existing south line of Inglis Street; thence easterly by the said existing south line of Inglis Street ten feet ( 10' ) more or less to the place of beginning.

The same being the property of Minnie F. Crosby.

AND WHEREAS the City Engineer acting on instructions of this Committee has endeavoured to make a contract for the purchase of the said property for the City from the said owner, but has failed to succeed in so doing.

BE IT THEREFORE RESOLVED that this Committee is of opinion that the said land should be acquired for the City by expropriation and that this Committee recommend to the Council that it should be expropriated.

There is also attached hereto a resolution prepared by the City Solicitor for the approval of the City Council.

Respectfully submitted,  
M.A.Hunter  
CLERK OF WORKS

✓  
The following resolution is submitted:

WHEREAS the Committee on Works has reported to this Council recommending the acquisition of the City by expropriation of said certain lands situated on the west side of Young Avenue and fully described in the said report, for the purpose of widening Young Avenue, the City being, according to the said report, unable to make a contract with the owner of said lands for the purchase thereof.

AND WHEREAS this Council is of opinion that it is desirable to obtain the said lands for the said purpose.

THEREFORE RESOLVED that the report and recommendation of the said Committee be adopted and that the City do proceed to acquire the said land by expropriation and that the said Committee and the City Engineer be instructed to proceed forthwith to carry out this resolution.

April 11th, 1929

Moved by Alderman Redden seconded by Alderman McCarthy that the reports and resolution be now adopted.

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

FOR THE MOTION

AGAINST IT

Alderman Dickie  
Redden  
Donovan  
McDuff  
McCarthy  
Rains  
Corbin  
O'Toole  
Drysdale  
Smeltzer  
Robinson-11

Alderman Cragg  
Ryan  
Mullane  
Robertson

*Engineer*

-4-

✓  
WATER METER BILLS

Read report of the Committee on Works and City Engineer re Water Meter Bills 22 Queen Street, 137 Morris St., 101 Queen St., 229 Creighton St., 2 Charles St., 113 Gottingen St., 16 Starr St., 20 Starr St., 232 Argyle St., 201-11 Brunswick St., 67 Victoria Rd., 45 Maitland Street:

City Engineer's Office,  
Halifax, N.S.,  
March 25th, 1929

22 QUEEN STREET WATER CONSUMPTION

His Worship the Mayor.

Sir:

I beg to report on the application of the owner of the premises No. 22 Queen Street for a reduction in the meter readings at these premises, that the consumption has been as follows:

1928	Oct. 16	4200	
	Nov. 15	4000	
	Dec. 15	9600	
1929	Jan. 14	-	
	Feb. 14	30,800 (N)	7-3-29
	Mar 22	10,200	

The water controlled by the meter at these premises is supplied to the barn through a galvanized pipe running from the house, when notice of the large consumption was sent the premises were inspected and it was found that there was a break in the galvanized pipe which was immediately repaired. The pipe leading to the barn is protected against frost.



April 11th, 1929

As steps were immediately taken to remedy conditions, I would recommend that the consumption for January and February be taken at 10,000 gallons for each month and the bill made up accordingly

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER

City Engineer's Office,  
Halifax, N.S.,  
March 25th 1929

No. 137 MORRIS STREET WATER CONSUMPTION

His Worship the Mayor,

Sir:-

I beg to report on the application of the owner of the premises No. 137 Morris Street for a reduction in the water readings that the consumption at these premises has been as follows:

1928	Oct. 15	-	4300
	Nov. 13		4200
	Dec. 17		4300
1929	Jan. 17	-	
	Feb. 12	50300	W.C.Wasting (N) 5-3-29
	Mar. 21		7500

The owner states the plumbing was inspected by a plumber who found that it was in good condition. There was no waste on March 21st, the date of inspection. The owner states that the tenant in the lower flat allowed the water to run to prevent freezing and that the waste could not be stopped until he was moved out of the building.

I cannot recommend any reduction in the bill.

Respectfully submitted  
H.W. Johnston,  
CITY ENGINEER

City Engineer's Office,  
Halifax, N.S.,  
March 25th, 1929

# 101 Queen Street Water Consumption

His Worship the Mayor.

Sir:-

I beg to report on the application of the Agent of the owner of the premises 101 Queen Street, for a reduction in his water bill, that the monthly record at these premises has been as follows:

1928	Mar. 15-	6,900
	Apr. 16	4,100
	May 14	Vacant
	June 15	"
	July 16	"
	Aug. -	"
	Sept. 15	"
	Oct. 15	"

April 11th, 1929

	Nov.	-	Vacant
	Dec.	1	2,200 meter discontinued
1929	Jan.	3	Meter Reset
	Feb.	14	46,500 (N) 7-3-29
	Mar.	20	3,000

It will be seen that these premises were vacant from May to December when the meter was removed, it was reset on the 3rd of January and the consumption for the succeeding months was 46,500 gallons. The owner stated that the water was allowed to run to prevent freezing by the tenant, if so, it will be seen that there was an excessive amount allowed for this purpose as is evidenced by the fact that the consumption for the second month was only 3,000 gallons. A reduction was made in the water rates for these premises on September 24th, 1925.

I cannot recommend any reduction in the bill.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER

City Engineer's Office,  
Halifax, N.S.  
March 25th, 1929

229 Creighton Street  
Water Consumption

His Worship the Mayor,

Sir:-

I beg to report on the application of the owner of the premises No. 229 Creighton Street for a reduction in the water bill, that the consumption at these premises for the past few months has been as follows:

1928	Oct. 15-	4200	
	Nov. 16	2200	
	Dec. 15	2400	
1929	Jan. 16	25800	W.C. Wasting (N) 2-21-29
	Feb.	-	
	Mar. 20	31500	

There was a large consumption for January caused apparently by water being deliberately allowed to waste. The owner claims that the tenants allowed the water to run to prevent freezing. Evidently there was an excessive amount allowed to run for this purpose judging by the fact that the consumption for the month ending January 16th, was 25,800 and the average consumption for the succeeding months was less than 16,000 gallons. The water bills for these premises were reduced on March 17th, 1927.

I cannot recommend any reduction in the Bill.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER



April 11th, 1929

No. 2 CHARLES STREET WATER CONSUMPTION

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 2 Charles Street for a reduction in the water bill, that the records show the following consumption at these premises

1928	Oct. 22	1100	
	Nov. 23	1200	
	Dec. 24	2200	
1929	Jan. 24	14000	T & W.C.Wasting (N) 5-2-29
	Feb. 22	6800	
	Mar. 21	9100	

The plumbing is in good condition and the large consumption has been caused by the water being allowed to run to waste.

I cannot recommend any reduction in the bill

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER

City Engineer's Office  
Halifax, N.S.,  
March 30th, 1929

113 GOTTINGEN STREET-WATER BILL

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 113 Gottingen Street, for a reduction in the meter readings, that the monthly consumption at these premises has been as follows:

1928	- Oct. 10-	3,000	
	Nov. 13	1,800	
	Dec. 12	2,600	
1929	Jan. 12	4,500	
	Feb. 11	10,300	Tap Wasting (N) 1-3-29
	Mar. 25	6,500	

The consumption for February was larger than usual due, the tenant claims to water being allowed to run to prevent freezing.

I cannot recommend any reduction in the bill.

Respectfully submitted,  
H.W. Johnston  
CITY ENGINEER

April 11th, 1929

City Engineer's Office,  
Halifax, N.S.,  
April 9th, 1929

16 STARR STREET  
WATER CONSUMPTION

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 16 Starr Street for a reduction in the meter readings, that the consumption has been as follows:

1929 Jan. 30	, 4,000
Feb. -	-
Mar. 1	82,000 W.C. Wasting (N) 18-3-29

A bill for these premises was reduced on June 19th, 1928. It is claimed that the water was allowed to run to prevent freezing but for the month ending February 20th, last year, the consumption was only 10,800 gallons, so that there was an excessive waste at the premises. I cannot recommend any reduction in the bill.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER.

City Engineer's Office,  
Halifax, N.S.,  
April 9th, 1929

#20 STARR STREET  
WATER CONSUMPTION

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 20 STARR Street for a reduction in the water consumption, that the monthly consumption at these premises has been as follows:

1928 Sept. -	-
Oct. 15	3,800
Nov. -	0
Dec. 29	2,700
1929 Jan. 30	4,000
Feb. -	-
Mar. 1	24,800 Pipe wasting (N) 18-3-29

A reduction was made for these premises on December 15th, 1927. Judging by the consumption for last winter it cannot be claimed that this large consumption was due to waste to prevent freezing, as the consumption for February of last year was only 1200 gallons. I cannot recommend any reduction in the bill.

Respectfully submitted  
H.W. Johnston,  
CITY ENGINEER.



April 11th, 1929

City Engineer's Office  
Halifax, N.S.  
April 9th, 1922

18 STARR STREET  
WATER CONSUMPTION

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 18 STARR Street for a reduction in the meter readings, that the monthly consumption has been as follows:

1928	Oct. 15-	6,600	
	Nov. -	-	
	Dec. 28	7,000	
1929	Jan. 30	9,000	
	Feb. -	-	
	Mar. 1	41,900	Let run (N) 18-3-29

The owner states that the water was allowed to run to prevent freezing. A reduction was made in the bill for these premises on April 26th, 1928.

I cannot  
I/recommend a reduction in the bill.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER.

City Engineer's Office,  
Halifax, N.S.,  
April 9th, 1929

232 Argyle Street-Water Consumption

His Worship the Mayor.

Sir:-

I beg to report on the complaint of the owner of the premises No. 232 Argyle Street for a reduction in the meter readings that the monthly consumption as these premises has been as follows:

1928	Oct. 31	6,800	
	Nov. -	-	
	Dec. 1	9,000	
1929	Jan. 2	21,100	
	Feb. 4	93,700	(N) 28-2-29
	Mar. 2	12,000	
	Apr. 3	16,900	

There has been a large consumption for the past three months at these premises due to a closet wasting. This closet was still wasting on April 1st, the date of inspection.

I can see no justification for making any reduction in the bill.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER.

April 11th 1929

City Engineer's Office,  
Halifax, N.S.,  
April 9th, 1929

201-211 Brunswick Street  
Water Consumption

His Worship the Mayor.

Sir:

I beg to report on the application of the owner of the premises No. 201-211 Brunswick Street for a reduction in the meter readings that the monthly consumption has been as follows:

1928	Oct. 17	8,600	
	Nov. 15	4,000	
	Dec. 10	8,000	
1929	Jan. 11	23,500	(N) 21-1-29
	Feb. 15	4,000	
	Mar. 18	4,700	

There was a large consumption for January which the owner claims was caused by allowing water to run to prevent freezing. Judging by the consumption for the next two months this was entirely unnecessary, and I cannot recommend any reduction in the bill. A reduction was made in the bill for these premises in June 19th, 1928.

Respectfully submitted  
H.W. Johnston  
CITY ENGINEER

City Engineer's Office,  
Halifax, N.S.,  
Apr. 8th, 1929

67 VICTORIA ROAD WATER BILL

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 67 Victoria Road for a reduction in the water bill, that the consumption at these premises for the past few months has been as follows:

1928	July 7	12,700	(N) 11-7-28
	Aug. 7	21,900	
	Sept. 7	33,500	
	Oct. 5	21,300	
	Nov. 6	3,400	
	Dec. 6	5,800	
1929	Jan.	-	
	Feb. 6	119,000	W.C.W. (N) 25-2-29
	Mar. 8	72,800	

It will be seen that there was a large consumption in January, February, and March of this year, due to a closet wasting and to the water being allowed to run. It is claimed that this was done to prevent freezing, but a reference to the consumption for last year would show that if this is the case, that an excessive amount was used for the purpose,



April 11th, 1929

Last year's record is

1927 Dec. No reading  
1928 Jan. 7 9,700  
Feb. 6 13,900  
Mar. 7 12,100

It will be seen that during the summer there was a large consumption at these premises which extended for four months. It may also be noted that reductions were made on Nov. 17th, 1927 and March 13th 1928, I can see no justification for making any reduction in the bill.

Respectfully submitted,  
H.W. Johnston  
CITY ENGINEER.

City Engineer's Office,  
Halifax, N.S.,  
Apr. 8th, 1929

# 45 Maitland Street  
Water Bill

His Worship the Mayor.

Sir:-

I beg to report on the application of the owner of the premises No. 45 Maitland Street for a reduction in his water bill, that the monthly consumption at these premises for the past few months has been as follows:

1928	Oct. 31	900
	Nov. 29	600
	Dec. 29	Could not get at meter
1929	Jan. -	-
	Feb. 2	91400 pipe wasting (N) 22-2-29
	Mar. 26	9600

There was a large consumption during December, January and February due to the water being allowed to run to prevent freezing. As the water passed through the meter and was wasted in the premises, I am unable to recommend any reduction in the bill.

Respectfully submitted,  
H.W. Johnston,  
CITY ENGINEER

City Works Office,  
Halifax, N.S.,  
April 11th, 1929

WATER METER ACCOUNTS

The City Council.

Gentlemen:-

Attached hereto are reports of the City Engineer on applications for reduction in water meter accounts.

April 11th, 1929

The following reductions are recommended by the Committee on Works:

- No. 22 Queen St- Consumption for January and February 1929 to be taken at 10,000 gals. for each month
- 137 Morris St. Consumption shown Feb. 12th, 1929 to be reduced by 20,000 gallons
- 101 Queen St. Consumption shown Feb. 14th, 1929 to be reduced to 20,000 gallons
- 229 Creighton St. Consumption shown January 16th and March 20th, 1929 to be reduced by 10,000 gallons for each month
- 2 Charles St. Consumption shown January 24th, 1929 to be reduced by 4,000 gallons
- 113 Gottingen St. Consumption shown February 11th, 1929 to be reduced by 5,000 gallons
- 16 Starr St. Consumption March 1st, 1929 to be reduced to 40,000 gallons
- 20 Starr St. Consumption March 1st 1929, reduced by 4,000 gallons
- 18 Starr St. Consumption March 1st 1929 reduced by 11,900 gallons.
- 232 Argyle St. Consumption February 4th, 1929 reduced by 23,700 gallons
- 201-11 Brunswick St. Consumption January 11th, 1929 reduced by 8,500 gallons
- 67 Victoria Rd. Consumption shown February 6th, 1929 reduced by 19,000 gallons, and March 8th, 1929 reduced by 12,000 gallons
- 45 Maitland St. Consumption shown February 2nd 1929 reduced by 21,400 gallons

Respectfully submitted  
M.A. Hunter  
CLERK OF WORKS

Moved by Alderman Dickie seconded by Alderman O'Toole that the report of the Committee on Works be adopted. Motion passed

10.45 P.M. Alderman Shannon here arrives and takes his seat in Council.

✓ TAX COLLECTIONS MARCH 1929

Read report of the City Auditor covering statement of Tax Collections for month of March 1929:

*Clerk of Works*



April 11th, 1929

City Auditor's Office  
Apr. 11th, 1929

His Worship the Mayor,  
and Members of City Council,

Gentlemen:-

Report on Tax Collections for the month of March 1929 is submitted. Collections from the various sources reported each month amount to \$67,659.83, which is a decline in round figures of \$69,000.00 from the same sources reported in March last year.

In explanation of this decrease I would direct your attention to the fact that last year we collected \$49,000.00 on account of tax years against which the property liens were then expiring, and that there is naturally very little to be expected from this source at the present time.

There is a decline of \$14,000.00 in Current collections. The collections of the Water Department indicated a decline of nearly \$10,000.00, but this department is continuing its success in gradually reducing the amount of its outstanding accounts.

ARREARS TAXES	Outstanding Balance Previous Month	New Accounts added other debits	March Collections	Amounts written off and other credits	Outstanding Balances March 31 1929
Civic Year prior to May 1, 1925	\$704,098.15		\$1,562.19	\$3,095.04	\$699,440.92
Civic Year 1925-26	90,784.01		1,168.18		89,615.83
Civic Year 1926-27	110,616.44		10,635.44	16.48	99,974.52
Civic Year 1927-28	224,918.31		12,221.16	10.17	212,686.98
	<u>\$1,130,416.91</u>		<u>\$25,586.97</u>	<u>\$3,111.69</u>	<u>\$1,101,718.25</u>
<b>CURRENT TAXES</b>					
Civic Year 1928-29	519,970.08		32,731.02	832.12	486,406.94
<b>WATER DEPARTMENT</b>					
Rates & Taxes	71,029.27	2,057.45	9,341.84	3,995.53	59,749.35
<b>GRAND TOTALS</b>	<u>1,721,416.26</u>	<u>\$2,057.45</u>	<u>\$67,659.83</u>	<u>\$ 7,939.34</u>	<u>\$1,647,874.54</u>

Respectfully submitted  
A.M. Butler  
CITY AUDITOR

FILED

April 11th, 1929

DEPARTMENTAL APPROPRIATIONS

Read report of the City Auditor covering statement of Departmental Appropriations as at March 31st 1929:

City Auditor's Office,  
April 11th, 1929

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

I am enclosing herewith Statement of Appropriations as at March 31st 1929, copies of which have already been supplied Heads of Departments.

Respectfully submitted  
A.M. Butler  
CITY AUDITOR

FILED

COAL WEIGHERS MONTHLY REPORT

Read report of the Supervisor of Coal Weighers for the month of March 1929 showing that each of the permanent Weighers received the sum of \$113.41 in fees for their services during the month.

FILED

CIVIC ELECTIONS APRIL 24th, 1929  
APPOINTMENT OF PRESIDING  
OFFICERS

His Worship the Mayor nominates and appoints the following Aldermen to Act as Presiding Officers and to conduct the Civic Elections on April 24th, 1929:

Ward 1 -	A to K	Alderman Mitchell
	L to Z	Dickie
Ward 2 -	A to K	Smith
	L to Z	Donovan
Ward 3 -	A to K	McDuff
	L to Z	Cragg
Ward 4	A to K	Rains
	L to Z	Corbin
Ward 5	A to K	O'Toole
	L to Z	Mullane
Ward 6	A to K	Smeltzer
	L to Z	Robertson

APPROVED.



April 11th, 1929

✓  
NOTICE OF MOTION

PAVING PETITIONS

Alderman Robinson submits the following resolution covering the subject matter of which he gave notice at a meeting of the City Council held on the 21st March last in reference to pavement petitions:

RESOLVED that in future no permanent pavement will be laid on any street unless upon presentation to the Council of a petition signed by the persons owing not less than fifty one per cent of the frontage of the real property fronting on any street or part of a street praying that such street or part may be paved.

FURTHER RESOLVED that the City Solicitor be instructed to draft an act and submit the same to the legislature at the present session in line with above resolution.

Moved by Alderman Robinson

seconded by Alderman Corbin and passed.

✓  
LEGISLATION  
RE FARRELL PROPERTY  
KEMPT ROAD

BILL No. 91 AN ACT TO VEST CERTAIN LANDS IN THE  
CITY OF Halifax IN VINCENT F FARRELL

Moved by Alderman McCarthy

seconded by Alderman Rains that His Worship the Mayor nominate a special Committee to take up the consideration of legislation submitted to the legislature in reference to the Farrell Property Kempt Road. Motion passed.

His Worship the Mayor nominates Alderman Shannon, Donovan, McCarthy, Ryan, O'Toole, and Robertson, City Engineer, City Auditor and City Solicitor as a Special Committee.

*Solicitor*

✓  
DEFERRED BUSINESS

Moved by Alderman Dickie seconded by Alderman Robinson that Items No. 45 and 46 on the Agenda i.e., Report Committee on Works and City Engineer re paving Oxford Street, and Ordinance re interest on over due water rates, be further deferred until the next meeting of Council. Motion passed.

*Council*

✓  
NOTICE OF MOTION-ALDERMAN CORBIN  
Alderman Corbin submits the

following Notice of Motion:

RESOLVED that no property owner, when pavement is laid on the street in front of his property, shall be required to pay more for his share of the paving than the assessed value of the property.

*Council*

11.10 O'Clock

Moved by Alderman McCarthy seconded by Alderman Shannon that this meeting do now adjourn until Monday evening at 8 o'clock. Motion passed.

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Meeting adjourned

*H. S. Rhind*

H. S. RHIND  
CITY CLERK

*L. A. Gastonguay*  
L. A. Gastonguay  
MAYOR

ADJOURNED MEETING  
EVENING SESSION

8.10 o'clock,  
Council Chamber,  
City Hall,  
April 15th, 1929

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor and Aldermen Dickie, Donovan, McDuff, Ryan, Corbin, Mullane, O'Toole, Robinson, Smeltzer and Robertson.

The Council met pursuant to adjournment; to consider a report from the Special Committee on Bill No. 91 now before the Legislature entitled "An Act to vest certain Lands in the City of Halifax in Vincent F. Farrell; to proceed with business standing over and the transaction of other business. ✓

LEGISLATION

RE FARRELL PROPERTY KEMPT ROAD

Read report of the Special Committee appointed to consider and report on Bill 91 i.e., "An Act to vest certain Lands in the City of Halifax in Vincent F. Farrell".

Halifax, N.S.,  
April 12th, 1929

To the Members of City Council.

Gentlemen:

Your Committee appointed at a meeting of the City Council held on the 11th instant to consider and report on Bill No. 91 now before the Legislature, which proposes to vest a property now owned by the City in Mr. Vincent F. Farrell, beg to report that they have carefully considered the matter and are unable to recommend that the Council endorse the said Bill, and beg to submit the following resolution for adoption by the Council:



WHEREAS the City Charter of the City of Halifax which was granted by the Legislature of Nova Scotia, gives the City authority to lay pavements in streets within the boundaries of the City upon a certain procedure being carried out;

AND WHEREAS the statutory provisions of the Charter were complied with in respect to the paving of Kempt Road, a street within the boundaries of the said City;

AND WHEREAS the City Charter provides how the cost of the said paving shall be met, namely, one-half to be borne by the City and the other half by the owners of property abutting on the street on which such paving is laid, in proportion to their respective frontages;

AND WHEREAS the paving was laid on this street and one-half the cost of the said paving has been borne by the citizens at large, which cost has been met by the proceeds of a loan raised on the credit of the City which loan is a liability of the City for which every taxpayer is assessed;

AND WHEREAS the other half of the said cost has been met by a loan secured on the assessment made against the abutting property owners in accordance with the Statute:

AND WHEREAS the total amount to be paid by the said abutting owners is \$59,694.72 of which amount some \$20,692.85 has already been paid into the City Treasury by some of the abutting owners, and if the balance of such assessment is not met by the owners who have not already paid, it will have to be paid by the general tax-payers who are already bearing the cost of the half of the paving charge borne by the City at large, and many of whom have also paid heavy assessments for paving work in respect to properties owned by them on other streets of the City;

AND WHEREAS certain properties have been sold for non-payment of the amounts assessed against them for paving;

THEREFOR RESOLVED that the City Council strongly protests against the passage of legislation which will discriminate in favour of an individual and which will in all likelihood lead to the demand for and passage of further legislation which will result in the loss to the City of nearly \$60,000 with interest for eight years in connection with the assessment of Kempt Road alone, and may possibly lead to a financial loss to the City of many times this amount in connection with other Streets.

AND BE IT FURTHER RESOLVED that as Kempt Road is in great part a public highway rather than a City Street, and the Government of the Province has recognized the unfairness of throwing on the municipality the entire cost of improving the parts of the public highway which pass through the municipalities, and has assumed a part of the cost of the same, this Council is of the opinion that if the Legislature deems that any hardship has been inflicted on Mr. Farrell that it should be remedied not at the cost of the City at large but by an

April 15th, 1929

application in some form of the principle above referred to.

Respectfully submitted  
L.A. Gastonguay  
MAYOR AND CHAIRMAN OF  
SPECIAL COMMITTEE.

Moved by Alderman Donovan  
seconded by Alderman Smeltzer that the report of  
the Special Committee be adopted. Motion passed  
unanimously.

*S. L. Howland  
Ch. Com  
P & Bills  
Solicitor*

✓  
WORKS DEPARTMENT-ACCOUNT

Read letter City Auditor  
covering account of Flemming Bros., against the  
Water Department for hydrant jackets etc:

City Auditor's Office,  
Halifax, N.S.,  
April 15th, 1929

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

I am attaching invoice from  
Fleming Bros., accompanied by a voucher for \$268.11  
This invoice is for Hydrant Jackets, Bases and  
Nozzle Caps, and should have been presented along  
with the Water Accounts on Thursday last.

As Fleming Bros., are anxious  
to receive payment I shall be glad if you will  
approve of same.

Respectfully submitted

A.M. Butler  
CITY AUDITOR

Moved by Alderman Dickie  
seconded by Alderman Smeltzer that the recommend-  
ation of the City Auditor be adopted and the account  
paid. Motion passed. ✓

*Auditor*

LEGISLATION  
TENURE OF OFFICE BILL

Read report of the Laws &  
Privileges Committee covering draft amendments



April 15th, 1929

to Bill No. 105 now before the Legislature in re  
tenure of office of Officials:

Committee Room, City Hall,  
April 15th, 1929

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

Gentlemen:-

At a meeting of the Committee on  
Laws & Privileges held this day the attached  
draft amended to Bill 105 submitted to the Local  
Legislature was submitted.

Your Committee recommend that the  
attached draft be adopted and that the Committee  
be given authority to appear with Colonel E.C.  
Phinney before the Committee on Private and Local  
Bills in the Legislative Assembly in favor of  
same.

Sgd. J. Leslie MacDuff,  
CHAIRMAN

---

Section 12 of Chapter 60 of the  
Acts of 1924 is amended as follows:

1. After the words "Chief of Fire  
Department" in sub-section (1) thereof add--(10)  
Solicitor;

2. Sub-Section (2) thereof is struck  
out and the following sub-sections are added:

(2) Each such officer shall hold office  
until at least two-thirds of the members of the  
whole Council in regular or special meeting vote in  
favor of the appointment of a successor to such  
office;

(3) The Council shall not vote upon  
any motion as in the next previous sub-section  
provided unless such motion is first reduced to  
writing and signed by Members of the Council who  
propose to move and second the same, and is there-  
after deposited in the office of the City Clerk  
and a true copy thereof served upon the official  
sought to be dismissed either by personal service  
or by leaving at his last known place of abode at  
least one week previous to the holding of such  
regular or special meeting of the Council at which  
the same is considered.

---

Moved by Alderman McDuff

seconded by Alderman Robinson that the report be  
adopted. Motion passed.

*Solicitor*

April 15th, 1929

Moved by Alderman McDuff seconded by Alderman Smeltzer that the action of the Committee on Laws and Privileges in engaging the services of Col. E.C. Phinney, Barrister in connection with drafting the legislation amending the Tenure of Office Bill be approved by this Council. Motion passed, Alderman O'Toole dissenting.

✓  
LEGISLATION  
RE  
OFFICIALS' SUPERANNUATION FUND

Read report of the Laws & Privileges Committee recommending that Legislation be sought to repeal Section 3 of the Acts of 1926:

Committee Room,  
City Hall,  
April 15th, 1929

His Worship the Mayor  
and Members of City Council.

Gentlemen:-

At a meeting of the Committee of Laws and Privileges held this day the attached Draft Legislation to amend Section 3 Chapter 64 of the Acts of 1926 was submitted.

Your Committee recommend that the attached draft be adopted and that the City Solicitor be instructed to seek necessary Legislation to cover same.

Respectfully submitted

J.L. McDuff  
CHAIRMAN

RESOLUTION

BE IT RESOLVED that Legislation be sought to repeal Section three Chapter Sixty-four of the Acts of 1926:

Moved by Alderman McDuff seconded by Alderman Dickie that the report be adopted. Motion passed unanimously.

*Solicitor*



April 15th, 1929

9.0'clock-Moved by Alderman Robinson seconded  
by Alderman McDuff that this meeting do now  
adjourn. Motion passed

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Meeting adjourned

*L. A. Gastonguay*  
L. A. Gastonguay  
MAYOR

*H. S. Rhind*

H. S. RHIND  
CITY CLERK

EVENING SESSION.

8.10 O'Clock,  
Council Chamber,  
City Hall,  
April 29th, 1929.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor and Aldermen Mitchell, Dickie, Smith, Donovan, McCarthy, McDuff, Ryan, Corbin, Rains, Drysdale, Mullane, O'Toole, Robinson, Smeltzer and Robertson.

The meeting was called specially to receive returns of the Civic Elections and the result of the plebiscite on the establishment of an Air Port in this City; to proceed with business standing over, and the transaction of other business.

✓  
CIVIC ELECTIONS  
CITY CLERKS REPORT

Read report of the City Clerk covering returns of the Civic Elections for Mayor and Aldermen held on the 24th day of April 1929:

Office of the City Clerk,  
Halifax, April 25th, 1929

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

CIVIC ELECTIONS -CITY CLERK'S REPORT

Pursuant to the provisions of the Halifax City Charter and Acts and amendments thereof in respect to the election for Mayor and Aldermen, I have the honor to submit the following returns of the elections for Mayor and Aldermen held on the 24th day of April 1929.

I have made separate returns in respect to the election for Mayor and for the election of Aldermen for each Ward, attached to which separate returns are the original Nomination papers of all the candidates.



April 29th, 1929

ELECTION FOR MAYOR

Louis Amable Gastonguay                      Returned unopposed.

ELECTION FOR ALDERMEN

Ward No. 1              Shannon S.L. Stech H.J.              Majority

A to K	175	173	for
L to Z	158	188	H.J. Stech
Total	<u>333</u>	<u>361</u>	<u>28</u>

Ward No. 2              McDnald, W.S. Redmond V.W.              Majority

A to K	215	232	
L to Z	222	232	For V.W. Redmond
Total	<u>437</u>	<u>464</u>	<u>27</u>

Ward No. 3              McCarthy, J.W.              McInnis R              Majority

A to K	155	169	
L to Z	151	199	For R. McInnis
Total	<u>306</u>	<u>368</u>	<u>62</u>

Ward No. 4              McDonald, J.F.              Ryan J.F.              Majority

	176	167	
	162	140	For J.T. McDonald
	<u>338</u>	<u>307</u>	<u>31</u>

Ward No. 5              Albert Alfred Drysdale              -Returned unopposed

Ward No. 6              Adams, Frank              Robinson, Thos.              Majority

A to K	250	119	
L to Z	220	133	For Frank Adams
Total	<u>470</u>	<u>252</u>	<u>218</u>

Respectfully submitted

H.S. Rhind  
CITY CLERK

Office of City Clerk,  
April 25th, 1929

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

Agreeably to the Provisions of the Halifax City Charter and Acts and amendments thereof in respect to the elections of Mayor and Aldermen for the City of Halifax, I herewith submit the original nomination papers of Louis Amable Gastonguay for the office of Mayor for the City of Halifax, he being the only candidate for said office at the election held April 24th, 1929.

Respectfully submitted  
H.S. Rhind  
CITY CLERK