

EVENING SESSION

SPECIAL MEETING.

8.10 o'clock,
Council Chamber,
City Hall,
February 27th, 1934.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Mitchell, Minshull, Stech, Donovan, Miller, Adams, McCarthy, Golden, McDonald, MacDonald, O'Toole, Getley, Holland, Probert, Doyle and Smeltzer.

The meeting was called specially to consider the Estimates for the civic year 1934-35.

CIVIC ESTIMATES -- 1934-35

Alderman Stech, Chairman of the Finance Committee submits the Estimates for the civic year 1934-35, as prepared by the Finance Committee. He informed the Council that the Estimates as submitted showed an increase of \$32,163.57 over last year, and suggested that as the various schedules are taken up that decreases might be made without any disadvantage to the various departments which might cut down the increase.

Moved by Alderman Stech, seconded by Alderman Minshull that the Estimates be considered, item by item. Motion passed.

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SCHEDULE "A" - JOINT ESTIMATES MUNICIPALITY
OF HALIFAX

Moved by Alderman Stech, seconded
by Alderman Smeltzer that Schedule "A" as submitted
be approved. Motion passed.

SCHEDULE "B" - PUBLIC SCHOOLS

Moved by Alderman Stech, seconded
by Alderman Miller that Schedule "B" as
submitted be approved. Motion passed.

SCHEDULE "C" - CITY HOME

Moved by Alderman Stech, seconded
by Alderman H. A. MacDonald that Schedule "C"
as submitted be approved. Motion passed.

SCHEDULE "D" - TUBERCULOSIS HOSPITAL

Moved by Alderman Stech, seconded
by Alderman Probert that Schedule "D" as
submitted be approved. Motion passed.

The following resolution is
submitted.

RESOLVED that legislation similar
to that secured at the last session of the
Legislature be sought at the coming session to
make effective the following directions:

That all persons whose salaries
or wages are paid by the City, unless otherwise
exempted by legislative enactment or special
resolution of the Council be required to
contribute 10% of the salary or wages received
from the City, for the purpose of the general
revenue of the City, during the civic year
1934-35, and that the Treasurer be authorized to
deduct the said amount of 10% from the salaries
or wages of all such employees and retain the
said sum for the purposes of the general revenue
of the City.

This resolution does not apply to
any employee receiving an hourly wage of .35¢
or less.

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Moved by Alderman Stech, seconded by Alderman Miller that the resolution as submitted be approved. Motion passed.

SCHEDULE "E" - PUBLIC GARDENS AND COMIONS

Moved by Alderman Stech, seconded by Alderman Smeltzer that Schedule "E" as submitted be approved. Motion passed.

SCHEDULE "F" - POINT PLEASANT PARK

Moved by Alderman Stech, seconded by Alderman Smeltzer that Schedule "F" as submitted be approved and the matter of the Superintendent's salary be further considered by the Finance Committee regarding contract for a period of five years with a \$60.00 per year increase. If it is found that a contract exists the Superintendent's salary to be increased accordingly. Motion passed.

SCHEDULE "G" - CITIZENS' FREE LIBRARY

Moved by Alderman Stech, seconded by Alderman Minshull that Schedule "G" as submitted be approved. Motion passed.

SCHEDULE "H" - CITY HEALTH BOARD

Moved by Alderman Stech, seconded by Alderman Smeltzer that Schedule "H" as submitted be approved. Motion passed.

SCHEDULE "I" - SUPERANNUATIONS

Moved by Alderman Stech, seconded by Alderman H. A. MacDonald that Schedule "I" as submitted be approved. Motion passed.

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SCHEDULE "J" - CITY GRANTS AND SUNDRIES

Moved by Alderman Stech, seconded by Alderman Miller that Schedule "J" as submitted be approved. Motion passed.

HALIFAX HOUSING COMMISSION

Moved by Alderman Stech, seconded by Alderman H. A. MacDonald that the estimate for the Halifax Housing Commission as submitted be approved. Motion passed.

SCHEDULE "K" - SHORT TERM DEBENTURES AND INTEREST

Moved by Alderman Stech, seconded by Alderman H. A. MacDonald that Schedule "K" as submitted be approved. Motion passed.

SCHEDULE "L" - INTEREST ON CONSOLIDATED FUND 1880

Moved by Alderman Stech, seconded by Alderman Golden that Schedule "L" as submitted be approved. Motion passed.

SCHEDULE "M" - INTEREST ON CONSOLIDATED FUND 1905

Moved by Alderman Stech, seconded by Alderman Doyle that the item "Interest adjustment" amounting to \$25,000.00 be increased to \$35,000.00 in this schedule. Motion passed.

Moved by Alderman Stech, seconded by Alderman Miller that Schedule "M" as now amended be approved. Motion passed.

SCHEDULE "N" - SINKING FUND REQUIREMENTS

Moved by Alderman Stech, seconded by Alderman H. A. MacDonald that Schedule "N" as submitted be approved. Motion passed.

February 27th, 1934.

SCHEDULE "O" - SALARIES

Read resolution re salary, City Solicitor as follows.

W HEREAS the minimum and maximum salary together with provision for annual automatic increases is not established in the Salary Schedule for the City Solicitor.

THEREFORE RESOLVED that the salary for the office of the City Solicitor be advanced the sum of \$200.00 for the civic year 1934-35 until such time as a minimum, maximum and annual automatic increases are established for this position.

Moved by Alderman Stech, seconded by Alderman Doyle that the resolution as submitted be approved. Motion put and passed, 9 voting for the same and 7 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Donovan
Golden
O'Toole
Getley
Probert
Doyle

-9-

AGAINST IT

Aldermen Miller
Adams
McCarthy
McDonald
MacDonald
Holland
Smeltzer

-7-

STENOGRAPHER, CITY SOLICITOR'S OFFICE

Moved by Alderman Stech, seconded by Alderman Doyle that the salary of the Stenographer in the City Solicitor's Office be not subject to the 10% contribution. Motion passed.

ASSISTANT CITY CLERK

Moved by Alderman Stech, seconded by Alderman Doyle that the item, Assistant City Clerk be increased \$100.00 automatic increase,

February 27th, 1934.

and be not subject to the 10% contribution.
Motion put and passed, 12 voting for the same
and 4 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Donogan
McCarthy
Golden
MacDonald
O'Toole
Getley
Holland
Probert
Doyle
-12-

AGAINST IT

Aldermen Miller
Adams
McDonald
Smeltzer

4

COURT STENOGRAPHER

Moved by Alderman Stech, seconded
by Alderman Miller that the item, Court
Stenographer remain at \$1,200.00 and not be
subject to the 10% contribution. Motion passed.

ASSESSORS CLERK

Moved by Alderman Stech, seconded
by Alderman Doyle that the item, Assessors
Clerk be set at \$860.00 not subject to the 10%
contribution. Motion put and passed, 12 voting
for the same and 4 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Donovan
McCarthy
Golden
MacDonald
O'Toole
Getley
Holland
Probert
Doyle
-12-

AGAINST IT

Aldermen Miller
Adams
McDonald
Smeltzer

4

February 27th, 1934.

CITY COLLECTOR

Moved by Alderman Stech, seconded by Alderman Donovan that the item, City Collector be set at \$3,000.00 not subject to the 10% contribution. Motion put and passed, 11 voting for the same and 5 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Donovan
McCarthy
MacDonald
O'Toole
Getley
Holland
P robert
Doyle
-11-

AGAINST IT

Aldermen M iller
Adams
Golden
McDonald
Smeltzer

-5-

Moved by Alderman Stech, seconded by Alderman Doyle that Schedule "O" as submitted be now approved. Motion put and passed, 11 voting for the same and 5 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Donovan
Golden
MacDonald
O'Toole
Getley
Holland
Probert
Doyle
-11-

AGAINST IT

Aldermen Miller
Adams
McCarthy
McDonald
Smeltzer

-5-

SCHEDULE "P" - POLICE

Moved by Alderman Stech, seconded by Alderman Golden that Schedule "P" as submitted be approved. Motion passed.

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SCHEDULE "Q" - PRISON

Moved by Alderman Stech, seconded by Alderman Smeltzer that Schedule "Q" as submitted be approved. Motion passed.

SCHEDULE "R" - CITY WORKS DEPARTMENT

Moved by Alderman Stech, seconded by Alderman Smeltzer that the Committee on Works estimates be increased \$500.00 in the item "Public baths"; same to provide bathing facilities at Bedford Basin. Motion passed.

Moved by Alderman Stech, seconded by Alderman Doyle that Schedule "R" as now amended be approved. Motion passed.

SCHEDULE "S" - FIRE DEPARTMENT

Head resolution re salary of carpenter employed by the Fire Department.

RESOLVED that the Salary Schedule be amended to provide that the carpenter employed by the Fire Department, shall be entitled to receive minimum and maximum rates of salary, together with automatic increases equal to the amounts established for a hoseman.

FURTHER RESOLVED that the amount of such automatic increase for 1934-35 be fixed at \$92.00.

Moved by Alderman Golden, seconded by Alderman Doyle that the resolution as submitted be approved. Motion passed unanimously.

Moved by Alderman Stech, seconded by Alderman Donovan that Schedule "S" as submitted be approved. Motion passed.

February 27th, 1934.

SCHEDULE "T" - MISCELLANEOUS

Moved by Alderman Stech, seconded by Alderman Smeltzer that Schedule "T" as submitted be approved. Motion put and passed, 14 voting for the same and 2 against it as follows.

FOR THE MOTION

Aldermen Mitchell
Minshull
Stech
Miller
Adams
Golden
McDonald
MacDonald
O'Toole
Getley
Holland
Probert
Smeltzer
Doyle

-14-

AGAINST IT

Aldermen Donovan
McCarthy

-2-

Alderman McCarthy wishes to be recorded against the reduction of \$1,000.00 in the item "contingent account".

SCHEDULE "U" - ESTIMATED INCOME

Moved by Alderman Stech, seconded by Alderman Minshull that the item "Contribution from City Officials" be increased from \$65,000.00 to \$70,000.00. Motion passed.

The following resolution is submitted.

Any surplus remaining in excess of the amount estimated to be received as payments to the "Contribution Fund" in any year shall be carried forward for the purpose of applying such surplus to the estimates of any ensuing year.

Moved by Alderman Stech, seconded by Alderman Minshull that the resolution as submitted be approved. Motion passed.

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Moved by Alderman Stech, seconded by Alderman H. A. MacDonald that Schedule "U" as now amended be approved. Motion passed.

Moved by Alderman Stech, seconded by Alderman Miller that the estimates as a whole be now approved as amended. Motion passed.

The following resolution is submitted.

RESOLVED that the General and Ordinary Assessment amounting to \$661,688.65, less probable income \$203,939.05 making a total of \$457,749.60 and the extra assessment amounting to \$1,600,424.10 as set out in the yearly estimates herewith submitted for 1934-35 making a total of \$2,058,173.70 plus 2½ percent for short collections \$46,308.91 making \$2,104,482.61 less estimated Poll Tax \$25,000.00 and \$5,000.00 from unexpended balances making a total of \$2,074,482.61 be confirmed and do now pass and that the inhabitants and property within the City be assessed and rated for the said sum of \$2,074,482.61.

Further resolved that the City Clerk is hereby directed to transmit the said Estimates together with a copy of this resolution to the City Assessor on or before the first day of March next and to instruct him to fix the rate of taxation for the year ending April 30th, 1935 on the basis of the said amount of \$2,074,482.61.

Moved by Alderman Stech, seconded by Alderman Miller and passed unanimously.

CITY OF HALIFAX.
ESTIMATES FOR CIVIC YEAR - 1934-35

Estimates of Income and Expenditure
for the Civic Year ending April 30th,
1935 as passed by the City Council,
February 27th, 1934.

	<u>1934-35</u>	<u>Increase</u>	<u>Decrease</u>	<u>1933-34</u>
EXTRA ASSESSMENT				
A. Joint Estimates Municipality of Halifax	\$58,305.66	\$2,897.34		\$55,408.32
B. Public Schools	660,505.57		25,037.88	685,543.45
C. City Home	45,002.50		3,239.25	48,241.75
D. Tuberculosis Hospital	29,355.00	3,482.15		25,872.85
E. Public Gardens and Common	17,217.30	227.30		16,990.00
F. Point Pleasant Park	4,254.00	.25.00		4,229.00
G. Citizens Free Library	4,810.00	692.00		4,118.00
H. City Health Board	30,330.00	482.50		29,847.50
I. Superannuations	36,184.95		3,476.61	39,661.56
J. City Grants & Sundries	225,658.25	31,414.31		194,243.94
K. Short Term Debentures and Interest	14,849.22		11,075.84	25,925.06
L. Interest on Consolidated Fund 1880	49,394.00			49,394.00
M. Interest on Consolidated Fund 1905	332,997.76		21,493.22	354,490.98
N. Sinking Fund requirements	91,559.89	6,603.15		84,956.74
	<u>1,600,424.10</u>	<u>45,823.75</u>	<u>64,322.80</u>	<u>1,618,923.15</u>
GENERAL ASSESSMENT				
O. Salaries	86,730.00	3,710.00		83,020.00
F. Police	125,658.00	5,930.00		119,728.00
Q. Prison	15,095.15		190.00	15,285.15
R. City Works Dept.	251,066.07	9,366.07		241,700.00
S. Fire Department Fire Alarm Telegraph System	5,876.43	389.49		5,486.94
T. Miscellaneous	9,000.00		600.00	9,600.00
	<u>661,638.65</u>	<u>27,320.56</u>	<u>790.00</u>	<u>635,158.09</u>
U. Less Estimated Income	<u>203,939.05</u>	<u>8,924.30</u>		<u>212,863.35</u>
Total General Assessment	457,749.60	46,244.86	790.00	422,294.74
Total Extra Assessment	<u>1,600,424.10</u>	<u>45,823.75</u>	<u>64,322.80</u>	<u>1,618,923.15</u>
	2,058,173.70	82,068.61	65,112.80	2,041,217.89
Add Provision Short Collection 2 1/4%	46,303.91	381.51		45,927.40
	<u>2,104,477.61</u>	<u>82,450.12</u>	<u>65,112.80</u>	<u>2,087,145.29</u>
Less Unexpended Balance	5,000.00			5,000.00
Less Estimated Poll Tax	25,000.00			25,000.00
Civic Year 1934-35	2,074,477.61	82,450.12	65,112.80	2,057,145.29
Previous Year	<u>2,057,145.29</u>	<u>65,112.80</u>		
INCREASE	<u>\$ 17,332.32</u>	<u>\$17,337.32</u>		

February 27th, 1934.

WATER DEPARTMENT ESTIMATES

Read report of the Committee on Works
submitting Water Department estimates for the
civic year 1934-35.

February 27th, 1934.

The City Council.

Gentlemen:-

The Committee on Works recommend that
the Estimates for the Water Department for the
year 1934-35 attached hereto, be adopted.

A. Audley Thompson,
MAYOR AND CHAIRMAN.

HALIFAX WATER WORKS

ESTIMATES 1934-35

REVENUE:

	<u>1933</u>	<u>1934</u>
Meter Rates	\$126,967.36	\$127,000.00
Meter Rentals	6,367.93	6,300.00
Special Agreements	29,785.49	29,000.00
Fire Protection	81,653.70	80,000.00
Bonds	3,374.69	3,200.00
Interest	2,800.00	3,000.00
Miscellaneous	500.00	500.00
	<u>\$251,449.17</u>	<u>\$249,000.00</u>
<u>Less:</u>		
Discount	5,500.00	5,000.00
Reductions	520.79	600.00
Short Collections	<u>2,500.00</u>	<u>2,500.00</u>
	<u>\$ 520.79</u>	<u>\$ 100.00</u>
Total Revenue	<u>242,928.38</u>	<u>240,900.00</u>

EXPENDITURES:

SALARIES

Deputy City Engineer	3,600.00	3,600.00
Asst. Engineer	3,200.00	3,400.00
Clerk of Works	2,500.00	2,500.00
Asst. Clerk of Works (half)	990.00	1,000.00
Superintendent	2,500.00	2,500.00
Stenographer Clerk	1,300.00	1,300.00
Ledger Keepers 2 @ \$1700.	3,400.00	3,400.00
Entry Clerk	1,700.00	1,700.00
Plumbing Inspector (half)	1,010.00	1,040.00
Cabrier (half)	600.00	600.00
Sub-Collector	1,600.00	1,600.00
Audit Clerk (part 3 @ \$300.)	900.00	900.00
Meter Readers (3 @ \$1500.)	4,500.00	4,500.00
Meter Reader (1 @ \$1300.)	1,300.00	1,300.00
Meter Reader (1 @ \$1260.)	<u>1,260.00</u>	<u>1,260.00</u>
	30,360.00	30,600.00

	<u>1933</u>	February 27th, 1934. <u>1934</u>
Wages	\$47,310.27	\$47,000.00
Materials and Supplies	8,109.12	8,000.00
General Expense	<u>6,576.26</u>	<u>7,000.00</u>
	61,995.65	62,000.00
Interest consolidated fund 1880	19,516.00	19,516.00
Interest consolidated fund 1905	80,826.49	80,826.49
Int. and Premium U.S. Loan	.23	.23
Sinking Fund	22,992.77	22,992.77
Depreciation and Renewals	<u>25,000.00</u>	<u>25,000.00</u>
	<u>148,335.49</u>	<u>148,335.49</u>
Total	\$240,691.14	\$240,935.49

Moved by Alderman Stech, seconded by
Alderman Mitchell that the report of the
Committee on Works submitting estimates for the
Water Department for the civic year 1934-35
be adopted, and that said estimates be approved
subject to the resolution regarding reduction
in salaries and wages passed at this meeting.
Motion passed.

11.15 P. M.,

Moved by Alderman Stech, seconded by
Alderman Minshull that this meeting do now
adjourn. Motion passed.
Meeting adjourned.

LIST OF HEADLINES

Civic Estimates, 1934-35	454
Water Department Estimates	465

A. Audley Thompson,
MAYOR AND CHAIRMAN.

H. C. Powell,
CITY CLERK.

E F T E R N O O N S E S S I O N

SPECIAL MEETING.

4.30 o'clock,
Council Chamber,
City Hall,
March 6th, 1934.

A special meeting of the City Council was called for this afternoon. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Minshull, Stech, Donovan, Miller, Conn, O'Toole, Getley, Holland and Smeltzer.

4.39 o'clock,

Moved by Alderman Miller, seconded by Alderman Conn that the Council adjourn for one half hour. Motion passed.

One half hour having elapsed and not having a quorum present, His Worship the Mayor advised the members present that the Council stands adjourned.

The City Clerk is authorized to call a meeting for Tuesday, March 13th at 8 P.M.

A. Audley Thompson,
MAYOR AND CHAIRMAN.

H. C. Powell,
CITY CLERK.

EVENING SESSION

SPECIAL MEETING.

8.10 o'clock,
Council Chamber,
City Hall,
March 13th, 1934.

A special meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Minshull, Stech, Donovan, Miller, Conn, Golden, McDonald, MacDonald, O'Toole, Getley, Holland, Probert, Doyle and Smeltzer.

The meeting was called specially to consider and deal with legislation.

LEGISLATION

Alderman Doyle, Vice-Chairman of the Laws and Privileges Committee submits the following legislation which he requests the City Solicitor to explain to Council.

1. Sub-section (1) of Section 109, as amended by Section 2 of Chapter 67 of the Acts of 1933, is further amended by adding thereto the following clause:

"13. Taxation Committee".

2. Sub-section 1 of Section 141 is amended by striking out the words "The Mayor, the treasurer, and the chairman of the Finance Committee shall", in the first and second lines thereof and substituting therefor the following words: "the trustees of the General Sinking Fund shall hereafter".

3. Sub-section 2 of Section 141 is amended by striking out the words "two or more of the trustees, one of whom shall be the treasurer" in the third and fourth lines thereof and substituting therefor the words "one or more of the trustees together with the treasurer".

March 13th, 1934.

4. Sub-section 1 of Section 142 is amended by striking out the words "any two of them, one being the treasurer" in the second and third lines thereof, and substituting therefor the words "or any one or more of them together with the treasurer".

5. Section 171 is amended by inserting between the words "the" and "return" in the ninth line thereof the words "day following the".

6. Section 171 is further amended by adding thereto immediately following the words "costs" in the last line thereof, the following words:

"Provided however, that in any case where the defendant shall show to the satisfaction of the stipendiary magistrate prior to the conclusion of the sittings of the court on the return day of such writ, a prima facie defence, set-off, or counterclaim, the stipendiary magistrate, notwithstanding the provisions of this section, shall permit the said defendant to file and serve upon the plaintiff or his agent or solicitor such grounds of defence, or such set-off or counterclaim within such time certain as the stipendiary magistrate shall order, and that in default of such filing and service within such time certain, the plaintiff may at the expiration thereof enter final judgment by default, as hereinbefore provided".

7. Sub-section (3) of Section 179 is amended by inserting between the words "waived" in the second line and "lose" in the third line thereof the words "or unless the stipendiary magistrate otherwise orders, as provided in Section 171 hereof".

8. Sub-section (1) of Section 183 is amended by inserting between the words "the" and "day" in the third line thereof the words "day following the" and by adding thereto, immediately following the word "defendant" in the fourth line thereof the words "subject to the provisions of Section 171 hereof".

9. Sub-section (3) of Section 183 is amended by adding thereto immediately following the word "accordingly", "subject to the provisions of Section 171 hereof".

10. Section 196 is amended by inserting between the words "any" and "commissioner" in the second line thereof the words "barrister or".

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11. Section 221 is amended by striking out the words "eleven" and "forenoon" in the ninth line of Form A Therein; and by inserting between the words "on" and "the" in the eleventh and twelfth lines of Form C thereof the words "The day following".

12. Sub-section 6 of Section 315 is amended by inserting therein between the words "fund" and "the" in the first line thereof the following words: "the expenses of conducting an annual aquatic competition for a trophy known as the "Cornwallis Cup" the cost of providing suitable wreaths for memorial monuments erected in the City to the memory of soldiers or sailors."

13. Sub-section 1 of Section 310 is amended by striking out the words "two thousand" in the fourteenth line thereof and substituting therefor the words "three thousand five hundred".

14. Section 315 is amended by adding thereto the following sub-section:

"(8) Notwithstanding anything herein contained, in any case in which the Council shall be of the opinion that a commensurate benefit shall accrue to the City therefor, the Council may make contracts for any period not exceeding three years for the sale or purchase by the City of any commodity or service, and any revenue received in respect to any such contract shall be paid into the general revenue of the City for the civic year in which such revenue is received and any payments made in respect to the same shall be charged against the revenue for the year in which the same is expended".

15. The Charter is amended by adding thereto immediately following Section 315 the following section:

"315.A. Notwithstanding any allowance heretofore established to cover losses, abatements or non-collection of rates or taxes according to law, and in addition thereto, the City may establish a fund for the purpose of covering losses, abatements or non-collection of betterment charges, according to law and such fund shall be derived from the appropriations established to provide for such betterments, but shall not exceed five percent of the portion of such betterment charges assessed against abutters, and the provision of any such amounts for such purpose heretofore, are hereby ratified and confirmed".

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16. Section 334 is hereby repealed and the following substituted therefor:

"334 (1) The reserve fund established by Section 17 of Chapter 51 of the Acts of 1902 for the purpose of providing a fund with which to make loans to the City in anticipation of the collection of taxes due to the City in respect of any civic year, is hereby continued and shall be known and designated as the "Reserve Fund".

(2) The trustees thereof, at the request of the City, evidenced by a resolution of the Council, may loan the money of the said fund to the City, without interest, in anticipation of the collection of the taxes due to the City in respect of any civic year".

17. Sub-section 3 of Section 336 as the same is enacted by Section 15 of Chapter 53 of the Acts of 1932 is amended by striking out the words "seventy-five" in the second line thereof and substituting therefor the words "one hundred and fifty".

18. Section 343 is hereby repealed.

19. Section 356 is amended by inserting between clauses (b) and (c) thereof the following clause:

"(bb) Tax payable when occupation is for a purpose other than business or residential."

20. Sub-section 3 of Section 357 is amended by striking out the words "one-half of one" in the fifth line thereof and substituting therefor the words "one and one half".

21. Section 364 is repealed and the following substituted therefor:

"364.(1) Any person beginning, after the rate for the ensuing civic year has been struck, to occupy any premises in respect to which he would be liable to a business tax, or to a household tax, or to a tax in respect to an occupation for a purpose other than business or residential, may be assessed and rated for the tax in respect to such occupation, such tax to be proportionate to the period of the civic year then unexpired, and such tax may be collected as part of the rates and taxes for the civic year then current. If the person so beginning to occupy has been previously assessed in respect to other premises, such previous assessment and the tax in respect thereto may be cancelled and the tax for the subsequent occupation substituted therefor in whole or in part.

March 13th, 1934.

- (2) Every person who commences business of any kind in the City who has not been assessed for business tax in respect to such business at the previous general assessment, shall upon commencing such business, give notice in writing to the assessor, notifying him of the fact.
- (3) Any person so commencing business who does not give such notice shall be liable to a penalty not exceeding forty dollars, and in default of payment, imprisonment for not less than thirty days nor exceeding ninety days.
- (4) The penalty may be remitted by the magistrate if it appears at the trial that such person did not wilfully omit to give such notice.
- (5) Whether such notice is given or not, the assessor shall assess and notify such person commencing business after the general assessment has been made as hereinbefore provided.
- (6) A statement of the person liable and the amount of the tax shall be furnished by the assessor to the collector, who shall collect the same.
- (7) Any person so assessed may appeal to the Court of Tax Appeals.

22. Section 365 is amended by inserting therein between the words "tax" and "in" in the second line thereof the words "or other occupation tax".

23. Section 371 is amended by inserting therein between the words "tax" and "shall" in the first line thereof the words "or tax in respect to an occupation for a purpose other than business or residential".

24. Section 372 is repealed and the following substituted therefor".

"372. If any real property entitled to exemption, including the property of His Majesty, as represented by either the Government of Canada, or of the Province of Nova Scotia, is occupied by any person who is not declared to be exempt from taxation, for residential or business purposes or for purposes other than residential or business, the portion so occupied shall cease during the period of such occupancy to be entitled to any exemption and the occupant thereof shall be liable to household tax or business tax or other occupancy tax as the case may be".

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25. Section 373, as the same is amended by Section 14 of Chapter 67 of the Acts of 1933, is further amended by striking out the words "a residential, recreational, commercial or industrial purpose" and substituting therefor the words "the purpose of any trade, profession or other calling, or for any residential, recreational or other purpose not included in any of the foregoing words".

26. Section 374 is amended by inserting therein, between the words "purposes" and "as" in the fifth line thereof the words "or for any other purposes", and by inserting between the words "tax" and "according" in the sixth and seventh lines thereof "or other occupation tax".

27. Sections 18, 19, 21, 22, 23, 24 and 25 hereof shall be deemed to have come into force and effect on the 1st day of December 1933.

28. Notwithstanding any provisions of the Charter which provide that the valuations for the purpose of assessments for the next ensuing year shall be completed by the thirty-first day of December, the assessor may, within thirty days after the passing of this Act, make any assessment, upon which a tax for the civic year 1934-35, may be levied, in respect to any occupation of real property which is occupied for a purpose other than for the purpose of any trade, calling or profession or other calling carried on for the purpose of gain, and other than for residential purposes, and shall serve a notice of such assessment as provided by the Charter, and such assessment so made shall have the same effect as if the same had been made at the time of the general assessment. The provisions of the Charter respecting appeals from assessments shall apply to any assessments so made.

29. The Charter is amended by adding thereto immediately following Section 440A the following section:

"440A. In any case where the owner of any personal property leases the same to any person for business, residential or other purpose and such person is assessed in respect of any business, residential or other occupation in which the said personal property is used by such person, such personal property shall be deemed to be the property of such person and the City shall have a lien upon such personal property for any tax so assessed against such person in respect to such occupancy, in the same manner as if the said personal property were the property of such person, which lien may be enforced against such personal property as is herein provided".

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30. Section 473 is amended by adding thereto immediately after the word "place" in the fifth line thereof, the following words:

"Provided however that this section shall not apply to any official who has had any legal or equitable interest in any property so sold, if such interest has existed for at least three years prior to the date of such sale".

31. The Charter is amended by adding immediately following Section 476 thereof the following section:

"476A. It shall be the duty of the Taxation Committee,

(a) To enquire into the manner in which assessments are made in the City, and report to the Council the results of its enquiries and any recommendations it may have to make concerning the same;

(b) To enquire into and make recommendations to the Council in respect to any equalization of assessments in the City;

(c) To enquire into and report to the Council all property or persons exempt from taxation and to make any recommendations concerning the same which the Committee may decide should be made;

(d) To prepare and submit to the Council any report it may deem necessary, proper, or expedient to be made concerning the payment of any sums to the City by any Government in respect to any property in the City of Halifax owned by such Government;

(e) To enquire into and endeavour to find additional methods of increasing the revenue of the City;

(f) To report the details of progress made, together with any recommendations, to the Council at the regular meetings of the Council in the months of July, October, January and April in each civic year, and at any other time or times, at any special or regular meetings of the Council, if requested by the Council to do so, and at any ~~time~~ other time or times the Committee may deem it advisable.

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(g) To consider, enquire into and report to the Council concerning any matter which the said Committee may be instructed by the Council to consider or enquire into".

32, The Charter is amended by adding thereto immediately following Section 489 the following section:

"489A. (1) No person, firm, or corporation residing or having its principal place of business outside of the Province or the principal part of whose business is carried on outside of the Province, who has not paid for the current civic year a business tax of not less than \$50.00, shall in the City carry on the business of purchasing or soliciting the purchase of old gold or other precious or semi-precious metals or articles made therefrom, without having first taken out a license therefor.

(2) The fee for such license shall be \$75.00.

(3) In any information or complaint for the violation of this section it shall not be necessary for the prosecutor or complainant to prove any allegation for non-residence contained in such information or complaint, but the burden of proof shall be on the defendant to disprove such allegation of non-residence.

(4) Every person, firm or corporation who contravenes or fails to comply with any of the provisions of this section shall for each offence be liable to a penalty of \$150.00 and in default of payment to imprisonment for a term not exceeding thirty days.

(5) This section shall not apply to any person, firm or corporation who or which is the owner or occupier of real property within the City of the value of \$6,000.00, and is assessed in respect of such property for City rates and taxes for the current civic year; provided, however, that nothing herein contained shall be deemed to exempt such person carrying on the business as herein defined from liability to be assessed for business tax in respect of such business".

33. Sub-section 2 of Section 628 is amended by striking out the words "a description of the land or interest expropriated and of the amount so paid into Court in not less than two newspapers published in the City for two weeks

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by two insertions in each week" in the seventh, eight, ninth and tenth lines thereof, and substituting therefor the words "a general description of the land or interest expropriated and of the amount so paid into Court and a notice that a detailed description of such land or interest may be inspected at the office of the Engineer for a period of one month from the date of the first insertion thereof, in not less than two newspapers published in the City for two weeks by two insertions in each week".

34. The Charter is amended by adding thereto immediately after Section 644 thereof the following section:

"644A. Some money which has been received or which shall be received from the sale of lots in Camp Hill Cemetery, or which has been or shall be received for the purpose of providing a fund for the upkeep of the fence surrounding such cemetery, and any other money which may be received by the City for the care and maintenance of the Cemetery generally shall be invested by the trustees of the General Sinking Fund and applied by the trustees according to the purposes thereof and such trustees shall have the custody of such money or investments".

35. Section 35 of Chapter 69 of the Acts of 1923 as the same is enacted by Section 7 of Chapter 83 of the Acts of 1925 is hereby amended by striking out in the eighth line of sub-section 1 thereof, the words "out of which" and substituting therefor the words "which amounts shall be invested by the trustees of the General Sinking Fund, who shall be the trustees thereof, out of which "Local Improvement Redemption Fund".

36. Sub-section 1 of Section 678 is amended by striking out the words "bonds of the Dominion of Canada" in the seventh line thereof and substituting therefor the following words: "Investments similar to those in which the funds of the General Sinking Fund may be invested".

37. Sub-section 1 of Section 678 is further amended by adding thereto after the last word thereof the following: "and such sum whether on deposit or invested shall be under the control of and in the custody of the trustees of the General Sinking Fund".

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38. Sub-section 2 of Section 1 of Chapter 62 of the Acts of 1928 is amended by adding thereto, immediately following the last word thereof the following: "And such balance or surplus may be invested by the Trustees of the General Sinking Fund in investments similar to those of the General Sinking Fund and shall be under the control and direction of such trustees, subject to the provisions of this Act".

38A. The Charter is amended by adding thereto immediately following Section 756 thereof the following section:

"756A. (1) Where any building or structure of any part thereof has been destroyed or partially destroyed by any fire, accident, decay or other cause, the Inspector may order the owner or agent of the owner of such building or structure to remove such building or structure or any portion remaining thereof to such an extent as the Inspector shall determine, and if the owner or agent so notified fails to comply with such notice for forty-eight hours after the receipt thereof, the Inspector may remove or destroy the same at the expense of the owner, which expense may be recovered from the owner by action in the name of the City.

(2) Where any building or structure or any part thereof has been destroyed or partially destroyed by any fire, accident, decay or other cause, the property on which the building or structure stood shall be deemed to be a vacant lot within the meaning and for the purposes only of Section 578 of this Act.

39. Sub-section (1) of Section 757 is amended by striking out the words "and is in fact not occupied and" in the fourth line thereof and substituting therefor the word "or".

Sub-section (2) of said Section 757 is amended by striking out the words "that such condition has existed for not less than six months, during which time such building has not been bona fide occupied either for habitation or business purposes and " in the third, fourth, fifth and sixth lines thereof and substituting therefor the word "or".

40. Section 898 is repealed and the following substituted therefor:

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"898. (1) Any such commissioner appointed by the Governor-in-Council shall be eligible for re-appointment to the Board for a second term of three years, but not for a third term until the expiration of eleven months from the time of his going out of office.

(2) Any such Commissioner appointed by the Council shall be eligible for re-appointment to the Board for further terms of three years each".

41. (1) The lien on the personal property of any person assessed for a business tax or a household tax for the civic year 1933-1934 conferred by Section 438 is hereby extended from the expiry of that year up to and including the first day of November, 1934.

(2) The Governor-in-Council may at the request of the City, made prior to the 21st day of September 1934, extend the said lien for business tax or household tax beyond the 1st day of November, 1934, until such time as the City requests.

(3) This section shall be deemed to have come into force and effect on the 29th day of April 1934.

42. (1) Notwithstanding the provisions of Section 437, the lien of the City upon real property for rates and taxes assessed for the civic year 1931-1932 is hereby extended from the expiry of the said lien up to and including the first day of November, 1934.

(2) The Governor-in-Council may at the request of the City, made prior to the 21st day of September 1934, extend the said lien upon real property for the civic year 1931-1932 beyond the 1st day of November 1934, until such time as the City requests.

(3) This section shall be deemed to have come into force and effect on the twenty-ninth day of April, 1934.

43. (1) The resolution of the Council passed on the 27th day of February 1934, requiring certain employees of the City to contribute to the City 10% of the salary or wages received from the City for the purposes of the general revenue of the City during the civic year 1934-1935, is hereby ratified and confirmed and declared to be binding on all employees effected thereby, and the Treasurer is hereby authorized to deduct the said amount of 10% from the salaries or wages of all such employees and retain the said sum for the purposes of the general revenue of the City,

March 13th, 1934.

(2) Any surplus received in excess of the amount estimated to be received from the deductions as hereinbefore provided in any year, including the civic year 1933-1934, shall be carried forward and placed in an account for the purpose of applying such surplus to the estimates of any ensuing civic year.

44. Notwithstanding the action of the Council in objecting to the item of salaries in the estimates of the Board of School Commissioners for the civic year 1934-1935, in the manner provided in the Charter, the reductions made in respect to such salaries shall not affect the amount to which the recipients of such salaries would be entitled to receive from any superannuation fund, but the amount of such superannuation shall be computed as if the sum so withheld from such recipients had in fact been received by such recipients and by them contributed to the City for the purposes of the City for the civic year 1934-1935, and the amount of such superannuation shall be the same as if the Council had not objected to the said item of salaries.

45. Upon the completion of the improving and paving of the Dutch Village Road, the City shall pay to the Treasurer of the Government of the Province of Nova Scotia one quarter of the cost of such improving and paving, provided however, that such one-quarter share of the City shall not exceed the sum of Seven Thousand Five Hundred Dollars (\$7,500.00) and such share shall not be paid by the City until the City Engineer shall give a certificate to the effect that the said improvements and paving have been completed to his satisfaction.

46. The City may expend during the civic year 1934-35 a sum not exceeding Two Thousand Five Hundred Dollars (\$2,500.00) on the permanent improvement of the Sir Sanford Fleming Park, and the said sum may be borrowed from any bank or fund available, and with the interest thereon included in the estimates for the year 1935-1936, and such sum shall be spent only upon and in accordance with the recommendation of the Engineer.

47. The City may borrow a sum not exceeding Six Thousand Dollars (\$6,000.00) and expend the same for the payment of additions to the roof of the present stone shed at the City Prison and rebuilding the cupola on the main building and for the installation of new boilers or furnaces and coal-blowers and for additions to plumbing and heating and for the replacement of present ice-box by the installation of a similar ice-box or an electric refrigerator; the replacement of existing wooden cell doors with modern steel

March 13th, 1934.

doors and for the installation of any wiring and the supplying of any necessary material therefor required to carry out the recommendation of the City Electrician, and the sum so borrowed with interest shall be repaid in three yearly instalments, the first payable on the 1st day of August in the year succeeding the year in which the money is borrowed, and one instalment on each succeeding 1st day of August, the amount of each instalment with interest to be included in the estimates for the year in which the same is payable.

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Moved by Alderman Conn, seconded by Alderman Smeltzer that items no. 13 and 46 relating to the Public Gardens be deferred until the meeting of Council to be held on Thursday evening.
Motion passed.

Moved by Alderman Probert, seconded by Alderman Doyle that Item 4 relating to Section 364 of the City Charter be deleted.
Motion passed.

Moved by Alderman Golden, seconded by Alderman Smeltzer that Item 29 relating to Section 440A of the City Charter be deferred until the meeting of Council to be held on Thursday evening. Motion passed.

Moved by Alderman O'Toole, seconded by Alderman Probert that Item 31 relating to Section 476 of the City Charter be deferred until the meeting of Council to be held Thursday evening. Motion passed.

Moved by Alderman Doyle, seconded by Alderman Probert that Item 32 relating to Section 489 of the City Charter be deferred until the meeting of Council to be held Thursday evening. Motion passed.

March 13th, 1934.

Moved by Alderman Doyle, seconded by Alderman Miller that Item 38^A relating to Section 756 of the City Charter be deferred until the meeting of Council to be held Thursday evening. Motion passed.

Moved by Alderman Doyle, seconded by Alderman Miller that Item 40 relating to Section 898 of the City Charter be deferred until the meeting of Council to be held on Thursday evening. Motion passed.

ITEM 47 RELATING TO BORROWING FOR CITY PRISON

Read letter of William B. McKay as follows.

March 13th, 1934.

Alderman A. H. Minshull,
City Hall,
Halifax, N. S.

Dear Sir:-

In obedience to your request the cast iron heating boilers at the "City Prison" have been examined to determine their present condition, and it was found that the two boilers are "Thompson & Sutherland" - 7 section 24 series, cast iron sectional boilers; these boilers are set back to back, and connected in battery form to a common header on both flow and return in the usual approved manner.

It appears that these boilers have been installed for a period of about seventeen years, and on checking the size of the building and estimating the amount of heat required, it is quite apparent that these boilers in recent years in consequence of lowered efficiency have been subjected to heavy firing conditions to maintain the load. Therefore, they have been under considerable strain for a good portion of the seventeen years.

The class of fuel used, while perfectly good for use in this class of boiler, and under the usual operating conditions, had a somewhat destructive effect on the sections during the period when heating is not required, and our experience in Halifax under similar conditions shows that these boilers are in a precarious state, and it would be found if the boilers were dismantled, that the sections after the scale is removed would be very, very thin, in fact it would be safe to say that the sections could not be put together again. -481-

March 13th, 1934.

Based on the experience of the past, it is recommended that the boilers be replaced, because there is every likelihood that either one or both may at any time develop a fracture in one of the sections, and it only requires one section to put boilers in this condition entirely out of commission, and to effect a repair would be very costly. At the same time some consideration should be given to the very low efficiency and lack of adequate results throughout the building, in other words this plant has reached the point where the annual consumption of fuel is beyond the reasonable requirements and is a consideration, and the lack of adequate results in the building is also a justification for making the above recommendation.

Trusting the above will prove a satisfactory reply to your request.

Yours truly,

W. B. MacKay.

Moved by Alderman Smeltzer,

seconded by Alderman Conn that Item 47 providing for the borrowing of \$6,000.00 for repairing City Prison be changed to read \$5,000.00.

Motion passed.

Aldermen Stech and Getley

wishing to be recorded against.

Moved by Alderman MacDonald,

seconded by Alderman Minshull that Item 1 be dealt with at this meeting. Motion passed.

Moved by Alderman Probert, seconded

by Alderman Minshull that Item 1 be relating to Section 109 of the City Charter be adopted.

Motion put and passed, 9 voting for the same and 3 against it as follows.

March 13th, 1934.

FOR THE MOTION

Aldermen Minshull
Stech
Donovan
Conn
Golden
McDonald
MacDonald
Holland
Probert

-9-

AGAINST IT

Aldermen O'Toole
Getloy
Smeltzer

-3-

10.55 o'clock,

Moved by Alderman Smeltzer, seconded
by Alderman Stech that this meeting do now
adjourn. Motion passed.

LIST OF HEADLINES

Legislation

468.

A. Audley Thompson,
MAYOR AND CHAIRMAN.

H. C. Powell,
CITY CLERK.

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