

January 17th, 1935.

*A. J. Drysdale,
City Engineer*

APPOINTMENT -- METER READER

Read report of the Committee on Works recommending the appointment of Austin J. Drysdale to the position of water meter reader.

January 17th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend the appointment of Austin J. Drysdale to the position of water meter reader.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gough, seconded by Alderman O'Toole that the report be adopted and that Mr. Austin J. Drysdale be appointed to the position of water meter reader. Motion passed.

QUESTIONS BY ALDERMEN

There being several questions asked by the aldermen, His Worship the Mayor requested that they be put in writing and handed to the City Clerk; replies to same to be made at the next regular Council meeting.

ESTIMATES

Alderman Stech requested the permission of Council to advise the Chairmen of the various committees that they should, at the earliest possible moment, prepare their estimates for the coming year.

SCHOOL BOARD ESTIMATES

Read report of the Finance Committee submitting estimates of the School Board together with a resolution covering same.

January 17th, 1935.

Committee Room, City Hall,
January 15th, 1935.

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

Gentlemen:--

At a meeting of the Finance Committee held this day, the estimate of the Board of School Commissioners for the civic year 1935-36 as attached hereto was considered.

Your committee having given consideration to all items on the estimate, herewith submits a resolution which is recommended to the Council for its adoption. This resolution embodies objections to certain items which the Finance Committee recommend be endorsed by the Council, and its adoption will enable the Council to record its objection should the recommendation of the committee be confirmed.

An increase in salary of \$100.00 (net \$90.00) is shown under the heading of "Dentist's Salary".

As was the case last year, salaries of the School Board employees, the amount of which is \$720.00 or less per annum, remain unaffected by the 10% salary reduction.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

RESOLVED that pursuant to Section 917 of the City Charter, the City Council at a meeting held January 17th, 1935, concurs in and approves the recommendation of the Finance Committee that the estimate of the Board of School Commissioners for the civic year 1935-36, as submitted to the City Council at this meeting, should be objected to and the City Council does hereby object to the said estimate.

The said objection is taken against the following sub-divisions of the estimate as shown in detail below:--

<u>Sub-Division</u>	<u>Amount submitted by Board</u>	<u>Amount objected to by City Council</u>
Teachers	\$367,565.00	\$40,635.79
Technical Classes	3,900.00	400.00
Dentist's Salary	2,100.00	210.00
Doctors & Nurses		
Salaries	5,960.00	596.00
Supervisor	3,755.00	375.50
Secretary	2,500.00	250.00
Stenographers (2)	2,025.00	202.50
Superintendent	2,300.00	280.00
Attendance Officer	1,520.00	210.00
Contingent	2,000.00	1,000.00
		<u>\$44,159.79</u>

January 17th, 1935.

FURTHER RESOLVED that a copy of this resolution be forwarded to the Secretary of the Board of School Commissioners on Friday, January 18th, 1935.

Moved by Alderman Stech, seconded by Alderman Miller that the report of the Finance Committee be adopted. Motion passed.

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

SCHEDULE "B"

SCHOOL BOARD ESTIMATES, 1935-36.

	<u>1934-35</u>	<u>Increase</u>	<u>Decrease</u>	<u>1935-36</u>
Teachers	\$318,087.00	\$ 49,478.00		\$367,565.00
Technical Classes	3,500.00	400.00		3,900.00
School Supplies	5,000.00			5,000.00
Auxiliary Classes (Supplies)	600.00			600.00
Dentist's Salary	1,800.00	300.00		2,100.00
Dental Expenses	300.00			300.00
Doctors' & Nurses' Salaries	5,364.00	596.00		5,960.00
Medical Expenses	850.00			850.00
Janitors	29,058.30	640.00		29,698.30
Maintenance	24,000.00	5,221.35		29,221.35
Rents	13,984.05			13,984.05
Insurance	3,613.56		\$113.56	3,500.00
Fuel	27,000.00			27,000.00
Telephones, Light & Power	3,550.00	450.00		4,000.00
Water	6,700.00			6,700.00
General Expenses	1,300.00			1,300.00
Advertising & Printing	650.00			650.00
Interest on Debentures	2,430.00			2,430.00
Supervisor	3,379.50	375.50		3,755.00
Secretary	2,250.00	250.00		2,500.00
Stenographers (2)	1,822.50	202.50		2,025.00
Messenger Service	480.00			480.00
Superintendent	2,700.00	100.00		2,800.00
Attendance Officer	1,260.00	260.00		1,520.00
Contingent	1,000.00	1,000.00		2,000.00
Office Expenses	400.00			400.00
Pension, Ex-Secretary	1,200.00			1,200.00
Sewers, Sidewalks, etc.	2,000.00			2,000.00
	<u>464,278.91</u>	<u>59,273.35</u>	<u>113.56</u>	<u>523,438.70</u>
Less Estimated Revenue:				
Grants	5,150.00		400.00	5,550.00
School Fees	400.00	150.00		250.00
Bank Interest	1,300.00			1,300.00
Miscellaneous	600.00			600.00
	<u>7,450.00</u>	<u>150.00</u>	<u>400.00</u>	<u>7,700.00</u>
	<u>\$456,828.91</u>	<u>\$59,423.35</u>	<u>\$ 513.56</u>	<u>\$515,738.70</u>

January 1, 1954
SCHOOL BOARD ESTIMATES

TEACHERS

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$40,635.79 as recommended by the Finance Committee. Motion passed.

TECHNICAL CLASSES

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$400.00 as recommended by the Finance Committee. Motion passed.

DENTISTS SALARY

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$210.00 as recommended by the Finance Committee. Motion passed.

DOCTORS AND NURSES SALARIES

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$596.00 as recommended by the Finance Committee. Motion passed.

SUPERVISOR

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$375.50 as recommended by the Finance Committee. Motion passed.

SECRETARY

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$250.00 as recommended by the Finance Committee. Motion passed.

January 17th, 1935.

STENOGRAPHERS (2)

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$202.50 as recommended by the Finance Committee. Motion passed.

SUPERINTENDENT

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$280.00 as recommended by the Finance Committee. Motion passed.

ATTENDANCE OFFICER

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$210.00 as recommended by the Finance Committee. Motion passed.

CONTINGENT

Moved by Alderman Stech, seconded by Alderman Miller that Council object to this item in the sum of \$1,000.00 as recommended by the Finance Committee. Motion passed.

Moved by Alderman Stech, seconded by Alderman Miller that the resolution and estimates for the School Board as amended be now approved and the said sum of \$471,578.91 be included in the civic estimates for 1935-36. Motion passed unanimously.

BORROWING, \$18,000.00 FOR NEW FIRE STATION

Read report of the Finance Committee together with resolution providing for the further borrowing of \$18,000.00 for the purpose of defraying the cost of the erection of a new fire station.

Fire Chief

January 17th, 1935.

Committee Room, City Hall,
January 14th, 1935.

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

Gentlemen:--

At a meeting of the Committee on Finance held this day, your committee had under consideration the attached extract from the minutes of a meeting of the City Council held on the 13th day of December 1934 covering report of Committee on Works re New Fire Station.

Your committee recommend that the report of the Committee on Works be adopted and that the attached resolution providing for a future borrowing of \$18,000.00 necessary for the erection of New Fire Station be passed.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

WHEREAS by Section 60 of Chapter 60 of the Acts of Nova Scotia 1934, the City was authorized to borrow a sum not exceeding \$53,000.00 for the purpose of defraying the cost of the erection of a new fire station and the purchase of land on which to erect the same or any portion thereof;

AND WHEREAS the City Council has called for tenders for the erection of the said Fire Station;

AND WHEREAS it is necessary for the City to borrow a sum not exceeding \$18,000.00 in addition to the said sum of \$53,000.00, in order to defray the cost of the erection of a new Fire Station and the purchase of land on which to erect the same or any portion thereof;

BE IT THEREFORE RESOLVED by the City Council of the City of Halifax that legislation be secured at the next session of the Legislature of the Province of Nova Scotia, authorizing the City to borrow the sum not exceeding \$18,000.00 to supplement the sum of \$53,000.00 already authorized to defray the cost of the erection of a new Fire Station and the purchase of land on which to erect the same or any portion thereof if the said lands shall be necessary for the same.

Moved by Alderman Stech, seconded by Alderman Miller that the report and resolution as read be adopted. Motion put and lost, 10 voting for the same and 6 against it as follows. (a two-third vote of the whole Council being required)

5-12

January 17th, 1935.

FOR THE MOTION

Aldermen Donovan
Doyle
Gates
Hendry
MacDonald
McCarthy
Miller
O'Toole
Smeltzer
Stech
-10-

AGAINST IT

Aldermen Getley
Gough
Lordly
McManus
Mitchell
Power

-6-

TENDERS FOR LOAN

Read report of the Finance Committee submitting tenders for long and short term loans amounting to \$342,000.00 together with resolutions covering portion of same.

Committee Room, City Hall,
January 14th, 1935.

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

Gentlemen:-

At a meeting of the Committee on Finance held this day, your committee had under consideration the attached tenders for Long & Short Term loans amounting to \$342,000.00.

Your committee recommend that the tender of the Dominion Securities Corporation Limited for \$175,000. at 100.08; the tender of the Royal Securities Corporation Limited for the sum of \$17,000. at 99; and the tender of Messrs. A. E. Ames & Company for \$150,000. at 95.29, being the highest bidder in each case, be accepted. Resolutions covering that portion of these borrowings relating to direct and indirect relief are attached hereto for the approval of Council.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

Moved by Alderman Stech, seconded
by Alderman Miller that the report be adopted.

Motion passed.

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January 17th, 1935.

WHEREAS under the provisions of Chapter 7 of the Statutes of Nova Scotia 1932, the City of Halifax and the Government of the Province of Nova Scotia entered into an agreement respecting the furnishing of Direct Relief in the City of Halifax and providing for the apportionment of the cost of the same between the City of Halifax and the Government of the Province of Nova Scotia;

AND WHEREAS on various occasions the committee appointed by the City of Halifax to administer said direct relief in the City of Halifax has expended a sum in excess of \$1,000,000.00 in the furnishing of direct relief in the City of Halifax under the provisions of Chapter 7 of the Acts of Nova Scotia 1932, and the hereinbefore recited agreement;

AND WHEREAS the sum of \$60,500.00 has been assessed in the civic estimates for 1933-34 and 1934-35 as part of the cost of direct relief, and a further sum of \$100,000.00 has been borrowed by the City repayable in five equal annual instalments from the first day of August 1933;

AND WHEREAS a sum in excess of \$309,935.29 is the share of the said sum in excess of \$1,000,000.00 hereinbefore mentioned, to be borne by the City of Halifax under the said agreement;

AND WHEREAS under the provisions of Section 8 of Chapter 7 of the Acts of 1932, the City of Halifax desires to borrow an amount to pay the said share of the City, and desires to secure the approval of the Governor-in-Council so to do;

BE IT THEREFORE RESOLVED by the Mayor and Council of the City of Halifax that the City of Halifax do ask the Governor-in-Council for his approval of the borrowing by the City of the sum of \$149,435.29 for the purposes of carrying out the said agreement, repayable in five equal annual instalments, the first instalment to be repaid on the 1st day of August 1935, said loan to bear a nominal rate of interest not exceeding $3\frac{1}{2}\%$ but the net cost rate of interest not to exceed 4% .

Moved by Alderman Steeh,

seconded by Alderman Miller that the resolution covering direct relief borrowing as submitted be approved. Motion passed.

January 17th, 1935.

WHEREAS under the provisions of Chapter 7 of the Statutes of Nova Scotia 1932, the City of Halifax and The Government of the Province of Nova Scotia entered into an agreement respecting the construction, alteration, addition to, extension of, improvement of or repair to municipal works and undertakings by the City of Halifax, and providing for the apportionment of the cost of the same between the City of Halifax and the Government of the Province of Nova Scotia:

AND WHEREAS on various occasions the City of Halifax through the committee appointed by it for that purpose has expended a sum in excess of \$234,571.62 in carrying on the said construction, alteration, addition to, extension of, improvement of and repair to certain municipal works and undertakings projected and carried out for the purpose of creating work to relieve unemployment, under the provisions of Chapter 7 of the Acts of Nova Scotia 1932, and hereinbefore recited agreements.

AND WHEREAS a sum of \$100,000.00 is the share of the said sum of \$234,571.62 hereinbefore mentioned, to be borne by the City of Halifax under the said agreement;

AND WHEREAS under the provisions of Section 8 of said Chapter 7 of the Acts of Nova Scotia 1932, the City of Halifax desires to borrow an amount to pay the said share of the City under the said agreement and desires to secure the approval of the Governor-in-Council so to do;

BE IT THEREFORE RESOLVED by the Mayor and Council of the City of Halifax, that the City of Halifax, do ask the Governor-in-Council for his approval of the borrowing by the City of the sum of \$100,000.00 for the purposes aforesaid, repayable in thirty years from the 1st day of January 1935, said loan to bear a nominal rate of interest not exceeding 3½%, but the net cost rate of interest not to exceed 4%.

Moved by Alderman Stech,

seconded by Alderman Miller that the resolution covering borrowing to repay cost of municipal work undertaken to relieve unemployment be adopted.
Motion passed.

January 17th, 1935.

City Auditor

TENDERS FOR ENVELOPES

Read report of the Finance Committee submitting tenders for the supplying of 50,000 stamped and printed envelopes.

Halifax, N. S.
January 14th, 1935.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance Committee held this day, the committee considered and approved the request of the City Auditor to purchase 50,000 "stamp printed" envelopes for the use of the Water and other Departments from the Post Office Department, at a price of \$2.13 per thousand, exclusive of the cost of postage and sales tax, provided however that if a cheaper grade envelope could be secured from the Department that same would be purchased.

Local quotations were also considered by the committee. One of these was for less than the price aforesaid, but as it did not make provision for postage printing on the envelopes it could not be considered, since the main purpose of the purchase of envelopes in this large quantity is to eliminate the loss of time involved in affixing stamps.

Yours very truly,

H. J. Stech,
CHAIRMAN.

Moved by Alderman Stech, seconded by Alderman Lordly that the report be adopted and that 50,000 envelopes be purchased from the Postal Department. Motion passed.

*H. J. Stech
Chairman*

TENDERS FOR STATIONERY

Read report of the Tenders Committee covering tenders for supplying blank books, blank forms, printing, etc.

January 17th, 1935.

Committee Room, City Hall,
January 15th, 1935.

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

Gentlemen:--

At a meeting of the Committee on Tenders held this day, tenders for supplying blank books, blank forms and printing were submitted.

Your committee decided not to open the tenders and recommend that they be referred to the Committee on Finance for consideration and action.

Respectfully submitted,

H. J. Stech,
ACTING CHAIRMAN.

Moved by Alderman Stech, seconded by Alderman Lordly that the report be adopted.

Motion passed.

DIRECT RELIEF BORROWING

Read report and resolution submitted by the Direct Relief Committee as follows:-

Halifax Direct Relief Committee,
City Hall,
Halifax, N. S.
January 7th, 1935.

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

Gentlemen:--

At the request of the Halifax Direct Relief Committee, I beg to submit for your consideration and approval the following resolutions:

BE IT RESOLVED, that under the provisions of Chapter 7 of the Acts of 1932, and an agreement between the Province and the City of Halifax in respect to disbursement of Direct Relief, the City do borrow from any bank or fund available the sum of ONE HUNDRED AND TWENTY FIVE THOUSAND DOLLARS (\$125,000.) to be expended between first day of February 1935 and the thirtieth day of April 1935 on the order of the Direct Relief Committee, for the purpose of giving direct relief and temporary shelter, as approved by Council from time to time, to bona fide residents of the City of Halifax, or temporary direct relief to any other persons as the committee may deem advisable.

January 17th, 1935.

BE IT FURTHER RESOLVED that the City, under the authority of Chapter 7 of the Acts of 1932, authorize an appropriation not exceeding FORTY FIVE HUNDRED DOLLARS (\$4,500.) for the purpose of defraying the costs of administering Direct Relief for the period from February 1st, 1935 to April 30th, 1935.

BE IT FURTHER RESOLVED that the City, under the authority of Chapter 7 of the Acts of 1932, authorize an appropriation not exceeding FIVE HUNDRED DOLLARS (\$500.) (being a supplementary appropriation to that of resolution dated Nov. 1st., of this committee) for the purpose of completing the payment of costs of administering Direct Relief for the period from November 1st, 1934 to January 31st, 1935.

This resolution is conditional on the Government of the Province of Nova Scotia contributing during the period aforesaid such an amount as may be agreed upon between the Province and the City as representing the shares of the Provincial and Dominion Governments; the City to contribute the balance of the cost.

The money so borrowed by the City, as set forth in the first, second and third paragraphs of this resolution, may be included in whole or in part in the civic estimates in the year ensuing that in which the money was borrowed, or may be repaid by means of a special loan to be issued on such terms as the Council, on the recommendation of the Finance Committee, later decides.

Moved by Alderman Gates, seconded by Alderman Donovan that the report and resolution be adopted. Motion passed.

Alb. Miller
City Auditor

GRANT, CANADIAN RED CROSS SOCIETY

Read report of the Direct Relief Committee submitting resolution providing for the borrowing of \$2,000.00 to be used for providing clothing and footwear for the needy and unemployed.

Halifax Direct Relief Committee,
City Hall,
Halifax, Nova Scotia,
January 15th, 1935.

His Worship the Mayor,
and City Council,
Halifax, Nova Scotia.

Gentlemen:-

I am directed by the Relief Committee to request that the following resolution be

January 17th, 1935.

submitted to the City Council for consideration at its meeting of the 17th inst:-

"BE IT RESOLVED by the Mayor and City Council, that the City of Halifax, at the request of the Halifax Direct Relief Committee, contribute to the Red Cross Society the sum of TWO THOUSAND DOLLARS (\$2,000.) to be used for providing clothing and footwear for the needy and unemployed, for February, March and April, provided that a like contribution of an equal amount be made by each of the Government of the Province of Nova Scotia and the Government of the Dominion of Canada".

Yours truly,

Halifax Direct Relief Committee,

Geo. J. Lynch,
SECRETARY.

Moved by Alderman Donovan, seconded by Alderman Gates that the report and resolution be adopted. Motion passed.

SERVICES, R. L. Rooney.

City Auditor

Read letter and resolution from City Solicitor regarding permission to retain the services of Mr. R. L. Rooney for an additional period of three months.

January 16th, 1935.

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

Gentlemen:-

At the last meeting of the City Council I was permitted to retain the services of Mr. R. L. Rooney for an additional period of three months. No direction was given by the City Council as to what appropriation or from what source the money required to pay Mr. Rooney was to come. I presume that the source is the same as that from which he was paid during the first portion of his employment, but it will be necessary to have this specified by the Council in order that he can be paid.

January 17th, 1935.

The source previously authorized was Section 24 of Chapter 70 of the Acts of 1931, which authorizes the employment of persons having special skill and knowledge.

I would appreciate having a resolution, as attached, passed.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

WHEREAS it is considered necessary in order to assist the City Solicitor in carrying out the work of his office that he be given the assistance of a person having legal knowledge;

AND WHEREAS at the meeting of the City Council held on the 13th day of December 1934, the City Solicitor was authorized to retain the services of Mr. R. L. Rooney for a period of three months from the expiration of the term of his present employment, but no resolution was passed indicating from what source the remuneration of Mr. Rooney was to be obtained;

AND WHEREAS the City has authority to so engage such person under Section 24 of Chapter 70 of the Acts of 1931;

BE IT THEREFORE RESOLVED that the City Solicitor be and is hereby authorized to engage the services of Mr. R. L. Rooney, a person with legal knowledge, in his office for a period of three months, at a salary not exceeding \$50.00 a month, in order to assist the City Solicitor in the carrying on of the work of his office.

Moved by Alderman Mitchell,
seconded by Alderman McManus that the report and resolution as submitted by the City Solicitor be approved. Motion passed.

Moved by Alderman Mitchell,
seconded by Alderman McManus that the money with which to pay the salary of Mr. Rooney, pursuant to the resolution of the City Council at its meeting held December 13th, be secured under the provisions of Section 24 of Chapter 70 of the Acts of 1931.
Motion passed.

January 17th, 1935.

Moved by Alderman Gough, seconded by Alderman Hendry that the remuneration of Mr. R.L. Rooney for the period of three months be increased for the said period from \$50.00 to \$100.00 per month and that the said salary of Mr. Rooney be secured under the authorization of Section 24 of Chapter 70 of the Acts of 1931. Motion passed.

City Solicitor GRANT TO THE WIDOW OF THE LATE CONST. MULLALEY

Alderman McManus advised Council that provision was being made by legislation to refund to the widow of the late Const. Mullaley the full amount contributed by him to the Police Superannuation Fund and recommended that the motion granting her \$1,000.00 at the City Council meeting September 13th, 1934 be rescinded.

Moved by Alderman McManus, seconded by Alderman Mitchell that the resolution granting the widow of the late Const. Mullaley \$1,000.00 at the meeting of the City Council held September 13th, 1934 be and is hereby rescinded. Motion passed.

Ald. McCarthy
Ald. Pettipas
J.A. Buchanan

CONTROL, TUBERCULOSIS HOSPITAL

Alderman Lordly submits the following resolution covering the control of the Tuberculosis Hospital.

WHEREAS it is considered expedient and proper that the control of the Tuberculosis Hospital, the City of Halifax, be removed from the Charities Committee to the Health Board;

BE IT THEREFORE RESOLVED that the necessary legislation be obtained at the next session of the Legislature giving the Health Board of the City of Halifax the necessary power to take over the control and operation of the said Tuberculosis Hospital.

January 17th, 1935.

Moved by Alderman Lordly, seconded by Alderman Smeltzer that the resolution as submitted be approved.

Moved in amendment by Alderman Gates, seconded by Alderman Donovan that this matter be referred to a joint meeting of the Health Board and Charities Committee for their consideration and report.

Alderman Lordly withdraws resolution.

Moved by Alderman Lordly, seconded by Alderman Getley that the Chairman of the Charities Committee arrange for a joint meeting of the Charities Committee and City Health Board to discuss the matter of bringing the control of the Tuberculosis Hospital under the direct supervision of the City Health Board, and report at the next regular meeting of this Council. Motion passed.

GRACE MATERNITY HOSPITAL

Moved by Alderman Gates, seconded by Alderman McManus that we send the Grace Maternity Hospital, before January 31st, 1935, notice that we will terminate the agreement between the Hospital and the City on May 1st, 1935. Motion put and lost, 5 voting for the same and 9 against it as follows:-

FOR THE MOTION

Aldermen Donovan
Gates
Gough
McManus
O'Toole

AGAINST IT

Aldermen Doyle
Getley
Lordly
MacDonald
McCarthy
Miller
Power
Smeltzer
Stech

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January 17th, 1955.

City Solicitor

DUTIES, TENDERS COMMITTEE

Alderman Lordly submits the following resolution regarding the duties of the Tenders Committee.

WHEREAS it is deemed by the City Council of Halifax that for purposes of efficiency and economy that all supplies and materials required by the City of Halifax or by any standing committee thereof in any civic year, should be purchased at the best available price, consistent with the quantity required.

AND WHEREAS to accomplish this end it is necessary that the tenders in respect of all such supplies and materials be consolidated and called for by one committee.

AND WHEREAS the Committee on Tenders is a standing committee of the City Council, but in practice has only dealt with the tenders for Printing and Stationery.

BE IT THEREFORE RESOLVED by this Council that legislation be obtained at the next session of the Legislature requiring all tenders for supplies and materials required by the City or any standing committee thereof, to be called for by the Tenders Committee and that the other committees be required to provide the Tenders Committee with specifications of their requirements.

Moved by Alderman Lordly, seconded

by Alderman Smeltzer that the resolution as submitted be approved.

Moved in amendment by Alderman Donovan, seconded by Alderman Miller that

the resolution be referred to the Laws and Privileges Committee to prepare necessary legislation.

12.25 o'clock,

Moved by Alderman Stech, seconded by Alderman McManus that this meeting do now adjourn.

Motion put and passed, 7 voting for the same and 6 against it as follows:-

FOR THE MOTION

AGAINST IT

Aldermen Donovan
Gates
McCarthy
McManus
Miller
O'Toole
Stech

Aldermen Doyle
Getley
Gough
Lordly
MacDonald
Smeltzer

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Meeting adjourned.

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E. J. O'GRADY,
MAYOR AND CHAIRMAN.

H. C. Powell,
CITY CLERK.

EVENING SESSION

8.10 o'clock,
Council Chamber,
City Hall,
February 14th, 1935.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship Deputy Mayor Doyle; and Aldermen Gates, Mitchell, Stech, Donovan, Lordly, Adams, McManus, McCarthy, Hendry, McDonald, O'Toole, Getley, Power, Gough and Smeltzer.

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

The following named papers were submitted:-

MINUTES

Moved by Alderman Donovan, seconded by Alderman Stech that the minutes of the previous meeting be approved. Motion passed.

NOTICE OF RECONSIDERATION BY ALDERMAN GATES
RE MOTOR REFUSE COLLECTION UNIT.

*City &
block of works.*

Moved by Alderman Gates, seconded by Alderman Smeltzer that this matter be now reconsidered. Motion put and passed, 8 voting for the same and 6 against it as follows.

FOR THE MOTION

Aldermen Gates
Gough
Lordly
McCarthy
McDonald
O'Toole
Power
Smeltzer

-8-

AGAINST IT

Aldermen Adams
Donovan
Getley
McManus
Mitchell
Stech

-6-

February 14th, 1935.

Moved by Alderman Gates, seconded by Alderman Smeltzer that the Council purchase a Diamond-T truck from E. B. Boyd as per report of the Committee on Works.

Moved in amendment by Alderman Mitchell, seconded by Alderman Getley that a federal truck with a "028, Wood body" be purchased from the Acadia Motors at a cost not exceeding \$2,460.00, delivered at the City of Halifax complete.

Read letter Isnor Motor Service.

Halifax, N. S.
February 13th, 1935.

City of Halifax,
Halifax, N. S.

Gentlemen:- Attention, Alderman Wm. A. Gates

As the City is going to purchase a truck for garbage purposes, and as I have taken on the agency for Diamond T Trucks for Nova Scotia, can guarantee, if the City purchases a Diamond T. Truck for this purpose, to give good service and to carry a good stock of parts for same.

Yours very truly,

ISNOR'S MOTOR SERVICE.

Ralph E. Isnor,
MANAGER.

Amendment put and lost, 7 voting for the same and 8 against it as follows.

FOR THE AMENDMENT

Aldermen Adams
Donovan
Getley
Hendry
McManis
Mitchell
Stech

-7-

AGAINST IT

Aldermen Gates
Gough
Lordly
McCarthy
McDonald
O'Toole
Power
Smeltzer

-8-

February 14th, 1935.

Moved in Amendment by Alderman Stech, seconded by Alderman McManus that this matter be referred back to the Committee on Works for further consideration and report. Amendment put and passed, 9 voting for the same and 6 against it as follows.

FOR THE AMENDMENT

Aldermen Adams
Donovan
Getley
Hendry
Lordly
McManus
Mitchell
Power
Stech

-9-

AGAINST IT

Aldermen Gates
Gough
McCarthy
McDonald
O'Toole
Smeltzer

-6-

Moved by Alderman Mitchell, seconded by Alderman McManus that the items standing over from last meeting of Council, namely 42 to 52 inclusive be placed first on the agenda. Motion passed. Alderman Gough wishing to be recorded against.

DUTIES, TENDERS COMMITTEE

Read resolution covering duties of the Tenders Committee as submitted by Alderman Lordly at the last meeting of Council.

WHEREAS it is deemed by the City Council of Halifax that for purposes of efficiency and economy that all supplies and materials, required by the City of Halifax or by any Standing Committee thereof in any civic year, should be purchased at the best available price, consistent with the quantity required.

AND WHEREAS to accomplish this end it is necessary that the tenders in respect of all such supplies and materials be consolidated and called for by one Committee.

AND WHEREAS the Committee on Tenders is a Standing Committee of the City Council, but in practice has only dealt with the tenders for Printing and Stationery.

*ald Mitchell
cust clerk*

February 14th, 1935.

BE IT THEREFORE RESOLVED by this Council that Legislation be obtained at the next session of the Legislature requiring all tenders for supplies and materials required by the City or any Standing Committee thereof, to be called for by the Tenders Committee and that the other committees be required to provide the Tenders Committee with specifications of their requirements.

Moved by Alderman Lordly, seconded by Alderman Smeltzer that the resolution as submitted be adopted.

Moved in amendment by Alderman McCarthy, seconded by Alderman Gough that this matter be referred to the Laws and Privileges Committee for their consideration and report to Council. Amendment passed.

APPOINTMENT COAL WEIGHER

Read report of the Laws and Privileges Committee re the appointment of Harold B. Large as coal weigher.

Committee Room, City Hall,
January 11th, 1935,

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

Gentlemen:-

At a meeting of the Committee on Laws and Privileges held this day, your committee had under consideration the attached application from the Halifax Fuel Company requesting permission to have Mr. Harold B. Large sworn in as a City Coal Weigher.

Your committee recommends that the application be granted and His Worship the Mayor be authorized to swear in Mr. Harold B. Large as a City Coal Weigher.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

Moved by Alderman Mitchell, seconded by Alderman McManus that the report be adopted and that His Worship the Mayor be authorized to swear Mr. Harold B. Large in as a coal weigher. Motion passed.

February 14th, 1935.

VOTE OF THANKS. HENRY ROPER AND OTHERS

Read report of the Charities

Committee covering vote of thanks to Henry Roper and others.

Wolfeboro, N. H.
January 14th, 1935.

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 Donovan, Gates and Doyle.

RESOLVED that this committee recommend to Council that a vote of thanks be tendered Mr. Henry Roper who has personally visited the City Home on Christmas Day for several years and has provided gifts for each and every inmate as well as the Female Nursing Staff and who is graciously accorded the title of "Santa Claus" by the folk of the City Home, both young and old.

BE IT FURTHER RESOLVED that this committee recommend to Council that a vote of thanks be tendered Messrs. Kenneth Doyle (Piano Accordion), Albert Clattenburg (Tenor Banjo), Frank Hubley (Banjo Mandolin), and John Hibbits (Guitar), who spent their Christmas morning entertaining the folk at the City Home and the patients at the Tuberculosis Hospital with their delightful music, which added materially to the success of the Christmas Festivities.

Respectfully submitted,

J. W. McCarthy,
CHAIRMAN.

Moved by Alderman McCarthy, seconded

by Alderman Power that the report be adopted.

Motion passed.

SUPERINTENDENT'S REPORT RE INMATES IN THE CITY HOME AND T.B. HOSPITAL FOR THE MONTH OF DECEMBER, 1934.

Read report of the Charities

Committee for the month of December 1934 showing the number of inmates in the City Home to be 442 and the number of patients in the T.B. Hospital to be 58.

FILED

H. Roper.
5 copies

February 14th, 1935.

*H. Roper.
5 copies*

VOTE OF THANKS, HENRY ROPER AND OTHERS

Read report of the Charities

Committee covering vote of thanks to Henry Roper and others.

Halifax, N. S.
January 14th, 1935.

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 Donovan, Gates and Doyle.

RESOLVED that this committee recommend to Council that a vote of thanks be tendered Mr. Henry Roper who has personally visited the City Home on Christmas Day for several years and has provided gifts for each and every inmate as well as the Female Nursing Staff and who is graciously accorded the title of "Santa Claus" by the folk of the City Home, both young and old.

BE IT FURTHER RESOLVED that this committee recommend to Council that a vote of thanks be tendered Messrs. Kenneth Doyle (Piano Accordion), Albert Clattenburg (Tenor Banjo), Frank Hubley (Banjo Mandolin), and John Hibbins (Guitar), who spent their Christmas morning entertaining the folk at the City Home and the patients at the Tuberculosis Hospital with their delightful music, which added materially to the success of the Christmas Festivities.

Respectfully submitted,

J. W. McCarthy,
CHAIRMAN.

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

Motion passed.

SUPERINTENDENT'S REPORT RE INMATES IN THE CITY HOME
AND T.B. HOSPITAL FOR THE MONTH OF DECEMBER, 1934.

Read report of the Charities

Committee for the month of December 1934 showing the number of inmates in the City Home to be 442 and the number of patients in the T.B. Hospital to be 58.

FILED

February 14th, 1935.

DIRECT RELIEF EXPENDITURES

Read report of the City Auditor
covering direct relief expenditures as at January
17th, 1935.

REPORT ON DIRECT RELIEF EXPENDITURES.
(Estimated)

Dec. 14th, 1934 -- Jan. 17th, 1935.

<u>APPROPRIATION</u>	<u>TOTAL</u>	<u>CITY'S SHARE</u>
Vote, June 16th/32	\$5,000.00	\$5,000.00
" July 14th/32	25,000.00	5,000.00
" Sept. 2nd/32	60,000.00	20,000.00
" Dec. 15th/32	135,000.00	45,000.00
" Apr. 13th/33	111,000.00	37,000.00
" July 13th/33	102,000.00	34,000.00
" Oct. 12th/33	150,000.00	50,000.00
" Jan. 11th/34	150,000.00	50,000.00
" Apr. 12th/34	132,000.00	44,000.00
" Aug. 16th/34	120,000.00	40,000.00
" Oct. 11th/34	150,000.00	50,000.00
	<u>1,140,000.00</u>	<u>380,000.00</u>

Expenditures to Dec. 31st, 1934	1,009,923.68	336,641.23
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Add estimates to Jan. 17th, 1935.	<u>27,000.00</u>	<u>9,000.00</u>
	1,036,923.68	345,641.23

Balance unexpended of authorized appropriations of which approximately \$40,000.00 is available for expenditure to Jan. 31st, 1935, the difference having lapsed.	103,076.32	34,358.77
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Respectfully submitted,

January 17th, 1935.

A. M. Butler,
CITY AUDITOR.

FILED

TAX COLLECTIONS FOR THE MONTH OF DEC. 1934.

Read report of the City Auditor re tax
collections for the month of December 1934.

February 14th, 1935.

City Auditor's Office,
December 31st, 1934.

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

Gentlemen:-

Report on Tax Collections for the month of December is submitted. Collections amounted to \$73,801.51; corresponding period last year \$95,043.19. Collections on account of taxes for the years 1908-1924 were \$12.42. The ledger value of this group on December 31st, 1934 after deducting Reserves for short collection amounted to \$550,824.61. Collections of Poll Taxes in 1934-35 of current and arrears to December 31st, amounted to \$18,650.25; corresponding period last year \$23,929.19.

Arrears Taxes

Civic Year	Reserve	Outstanding Balances November	New accounts and adjustments	December Collections	Outstanding Balances December.
1925-26	\$65,178.59*	\$64,920.54		\$13.27	\$64,907.27
1926-27	39,868.23*	41,399.92			41,399.92
1927-28	40,518.47*	40,153.01		18.93	40,171.94
1928-29	45,387.58*	44,478.86		31.86	44,510.72
1929-30	48,269.19*	47,234.34		59.80	47,294.14
1930-31	57,832.46*	54,817.45	-\$18.18	97.78	54,907.05
1931-32	69,791.38*	73,868.35		8,022.48	65,845.87
1932-33	48,441.91*	213,067.26	63.40	6,956.89	206,173.77
1933-34	51,884.03	379,995.46	58.53	13,129.61	366,924.38
		959,935.19	103.75	28,330.62	931,708.32

Current Taxes

1934-35	48,463.55	719,515.79	23.95	24,520.82	695,018.92
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Water Dept.

Rates, etc.

	52,486.71	-171.66	20,950.07	31,364.98
	1,731,937.69	-43.96	73,801.51	1,658,092.22

Poll Taxes 1932-33	1,815.69	7.65	86.00	1,737.34
Poll Taxes 1933-34	5,694.14	15.15	159.00	5,550.29
Poll Taxes 1934-35	13,600.32	96.14	854.50	12,841.96

* Includes special tax payments and unexpended balances, and, for the Civic Year 1925-26, a special transfer as authorized by the Acts of 1928, Cap. 62. Any excess in these accounts above the outstanding tax balances is transferable to the General Reserve or the General Sinking Fund, as the case requires, on April 30th of each year.

Respectfully submitted,

A. M. Butler,
CITY AUDITOR.

FILED

February 14th, 1935.

STONEMAN VERSUS CITY OF HALIFAX

Read letter City Solicitor together
with letter from Mr. L. A. Lovett covering action,
Stoneman vs, City of Halifax.

Halifax, N. S.
January 17th, 1935.

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

Gentlemen:- Re. Stoneman Action

I enclose herewith a copy of a letter received from Mr. L. A. Lovett, solicitor for the plaintiff in these actions. Mr. Lovett takes exception to certain items of the defence which I have filed on behalf of the City, namely, Sections 17, 18 and 24, in which I claim that certain portions of the cause of action of the Plaintiffs are barred by the provisions of Section 947 of the City Charter, which provides that no action shall be brought against the City after six months after the arising of the cause of action.

It will be recalled in this case that the City, through the Board of Works and a special committee, negotiated with the Stonemans for the purchase of the property. These negotiations took place after the wall was built and covered a considerable length of time. Subsequently the report of the committees came to the City Council, recommending that the City purchase the properties of the Stonemans for \$6,000.00. This was turned down by the City Council. Immediately on this action being taken they brought action against the City for damages.

I am referring this letter to you to receive definite instructions as to whether or not under the circumstances it is the desire of the City to withdraw these paragraphs of the defence which I have filed in this matter, or in the alternative prepare legislation as intimated by Mr. Lovett, virtually to accomplish the same end.

I might say that I had this matter before the Committee on Finance before I prepared my defence, in order to ascertain their views on this matter, and was instructed to use every possible available defence in this action. I am only bringing the matter to Council because of the receipt by me of this letter from Mr. Lovett.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

February 14th, 1935.

Halifax, N. S.
16th January, 1935.

Dear Sir:- Re. Stoneman Suits

I have just had an opportunity of perusing defence delivered to me by you yesterday in connection with the Nellie Stoneman action against the City of Halifax, and you informed me that a similar defence would be delivered to me by you in connection with the suit brought by Frank J. Stoneman against the City.

I note that you have pleaded in your defence the following paragraphs, namely:

"17. The Defendant says that if the Plaintiff ever had any cause of action against the Defendant in respect to the placing, construction or erection of the said stone wall which however is denied, that any such cause of action is barred by Sub-section (2) of Section 947 of the Halifax City Charter (1931) the cause of action in respect to the placing, construction or erection of the said wall having arisen more than six months before the bringing of this action.

"18. The Defendant further says that if the Plaintiff ever had any claim against the Defendant in respect to the maintaining of the said wall, either upon the Plaintiff's land or upon the Defendant's land or for hindering or interfering with the Plaintiff's right or access to the Plaintiff's land or lands covered with water, all of which however is denied, that that portion of such claim which arose more than six months before the bringing of this action is barred by Sub-section (2) of Section 947 of the Halifax City Charter (1931).

"24. The Defendant further says as a matter of fact and/or law, that the Plaintiff has been guilty of laches in that she, by her conduct at the time or times of the placing or erection of the said wall, namely in 1931, acquiesced in or consented to the placing or erection of the said wall in the location in which she now complains of and asks for an injunction to compel the Defendant to remove the same, and has failed to bring any action to compel the removal thereof until the 7th day of December, 1933".

The section of the City Charter to which paragraphs 17 and 18 of your defence refer is Number 947 and reads as follows:

February 14th, 1935.

- "(1). No action shall be brought against the City or any Committee or Board of the City, or any person or persons acting under either until twenty days' notice in writing specifying the cause of action is given, and at the trial the plaintiff shall be confined to the cause of action stated in such notice.
- "(2) No action shall be brought against the City or any such Committee or Board, or any such person or persons, after six months next after the act or omission for which the action is brought".

The giving of a literal construction to the words in Sub-section (2) would result in the City being able to acquire title to property, etc., through acts of trespass, known or unknown to the owners, for which an action had not been brought against the City within six months from the date of the trespass or trespasses. Such a construction was, I submit, never intended by the legislation and if such a construction is adopted as you have by your defence adopted, the only remedy is an appeal to the Legislature to remedy such a situation.

It is somewhat like adding insult to injury so far as the Stonemans are concerned, when the City pleads Section 947 as a defence to their action, because the City through its authorized agents, negotiated for a settlement with the Stonomans over a considerable period of time, and ultimately a settlement for an amount of I think about \$6,000. was arrived at between the City's agents and the Stonomans and myself, acting as solicitor for them, subject to the approval of the Board of Works and The City Council, it being understood that the negotiations and proposed settlement, if not passed by the Board of Works of the City Council, was to be considered as having been arrived at without prejudice to the Stonemans claiming a much larger amount if it was necessary to bring action against the City, as the Stonemans always considered the amount for which they agreed to settle was much below what they were really entitled to receive for the properties, but on account of their advanced age and the desire to avoid annoyance, expense and strain of lawsuits they were willing to accept the low amount mentioned. The Board of Works recommended the settlement and I understand the Committee of the Council to whom the matter was referred also recommended the settlement, but the Council by a majority vote refused to approve of same.

Promptly on the refusal of the Council to give its approval to the settlement I gave notice of action under Section 947 and commenced action shortly afterwards, and was greatly surprised to learn that the City, in spite of the circumstances hereinbefore set out, intended to plead in defence the provisions of Section 947 of the Charter.

February 14th, 1935.

The manifest injustice in attempting to deprive property owners and taxpayers in the City of Halifax of their property and property rights because they, or any of them, ~~they~~ have failed to give notice and commence action within the time mentioned in Section 947 (even though they, or any of them, may not have known anything about the acts of the City within the said period of time or may have been honestly and legitimately negotiating with the City, or its agents, with reference to settlement for same), is, I suggest, so apparent that the Council itself should meet the present situation by -

- (a) Authorizing you to withdraw this part of your defence; or
- (b) Approve of legislation to amend (and make the amendment retroactive so far as the present actions are concerned) Section 947 by the enactment of a provision that said section shall not apply to claims against the City with respect to real property or real property rights of any property owner or ratepayer with the City; or
- (c) Approve of legislation (having retroactive effect so far as the present actions are concerned) to amend Section 947 by the enactment of a provision that "where for any reason the Court or Judge considers it inequitable that the provisions of Section 947 should be invoked, the Court or Judge may order any defence setting up said Section 947 to be struck out".

The purpose of this letter is to request you to obtain instructions from the City to withdraw the paragraphs of your defence hereinbefore referred to and, failing this, to request the Council to approve of legislation such as hereinbefore suggested.

Your prompt attention to this matter will be greatly appreciated.

Yours truly,

L A. Lovett,

Mr. Carl P. Bethune,
City Solicitor,
Halifax, N. S.

Moved by Alderman McManus, seconded by Alderman McCarthy that the Finance Committee's recommendation to the City Solicitor be confirmed and he be instructed to notify Mr. Lovett accordingly. Motion passed.

February 14th, 1935.

APPLICATION, N. S. LIGHT AND POWER CO. LTD.

Read letter City Solicitor regarding
application N. S. Light and Power Co. Ltd. for hearing.

Halifax, N. S.
January 17th, 1935.

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

Gentlemen:— Re. Application N.S. Light & Power Co.
to Board of Commissioners of Public
Utilities to be heard on Jan. 23rd, 1935.

The application is for an Order
authorizing the issue of 6% cumulative Preferred Shares
at a par value of \$129,700.00 and also first
Mortgage Bonds of the principal amount of
\$389,000.00. The proceeds of these shares and bonds
as far as I can ascertain are to be used for

- (1) to pay for extensions and improvements and
acquisition of additional property to the
amount of \$50,873.41, and
- (2) to pay for expenditures to be made the
further sum of \$415,924.68 on capital
improvements and extensions.

Apparently a portion of the proceeds
for the sale of these securities is for the purpose
of acquiring the assets of the Dartmouth and
Sackville Electric Companies. This, of course, is
subject to the Nova Scotia Light & Power Company
being given permission to acquire these assets, and
as no order has as yet been given, I do not quite
see how this can be done. However, as I have
already indicated to the Council in my letter of
today's date, regarding the Company's application to
purchase the undertakings of the Dartmouth and
Sackville Companies, this order will likely be
granted within a short time, provided that the Nova
Scotia Light & Power Company complies with the
terms of the decision of the Public Utilities Board,
dated January 16th, 1935.

My purpose in writing this letter
is to ascertain whether or not the Council desires
me to attend the Public Utilities Board and follow
this matter in the interests of the City, bearing
in mind the previous instructions, which were
given to me regarding the Avon River Light &
Power Company.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

FILED

February 14th, 1935.

APPLICATION, DARTMOUTH AND SACKVILLE ELECTRIC COS.

Read letter City Solicitor covering application of the Dartmouth and Sackville Electric Companies for permission to sell their assets to the N. S. Light and Power Co. Ltd.

Halifax, N. S.
January 17th, 1935.

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

Gentlemen:-

Re. Application of Dartmouth and Sackville Electric Companies for permission to sell their assets to the N. S. Light and Power Co. Ltd.

Some time ago I attended at the Public Utilities Board on behalf of the City of Halifax to endeavor to see that the interests of the consumers of the Nova Scotia Light & Power Company were not effected by this sale. The Board reserved its decision and has now, under date of January 16th, 1935, filed the same. I attach hereto a copy of the decision, which for the purpose of record, I think should be spread upon the minutes of this meeting of the City Council. In brief, the decision permits the sale of the undertaking of these two companies to Nova Scotia Light & Power Company on terms.

The Board again reiterates its stand that the Nova Scotia Light & Power Company is divided into three compartments, namely, electric, gas and tramway, each of which, for the purposes of the Board, is a separate public utility. The Nova Scotia Light & Power Company is required first of all to acknowledge by an undertaking filed with the Board that it accepts and will abide by the order made in accordance with this decision. Presumably this also carries with it the acceptance and the undertaking to abide by the Board's decision with respect to the compartment rule.

The Board finds that geographically there can be no objection to a merger of the Nova Scotia Light & Power Company and the Dartmouth and Sackville Electric Companies.

The decision goes on to say that the six points must be strictly considered by the company. These six points are as follows:

February 14th, 1935.

- (1) That the public interests will not be prejudiced by a merger.
- (2) That regulation will not be more difficult thereby.
- (3) That rates will be equally reasonable.
- (4) That no locality will be deprived in whole or in part of any reductions or rates that it would now or hereafter under present conditions be entitled to, or would have to pay higher rates by reason of the merger.
- (5) That the contract with the Nova Scotia Light & Power Commission respecting St. Margaret's Bay and the benefits secured thereunder to the City of Halifax will not be affected.
- (6) That the same standard of service will be provided.

The Nova Scotia Light & Power Company is required to file an undertaking binding on itself, its successors or assigns, that it will not do anything which will infringe on any of these six principles.

This undertaking under the seal of the company, signed by the proper officers, authorized by the proper resolutions, to be approved by the Board, must be filed in the office of the Board and a copy of the same filed in the office of the Registrar of Joint Stock Companies before the order permitting the merger is granted.

The Board also directs that in reporting to the Board the Nova Scotia Light & Power Company, after the merger with the Dartmouth and Sackville Companies, must report separately as to the Dartmouth Electric area, the Sackville electric area and the Halifax electric area.

The Board has declared that the Dartmouth Electric area comprises the territory now served by the Dartmouth Electric Company; that the Sackville electric area consists of the territory now occupied and served by the Sackville Company; and that the Halifax electric area consists of all territory now occupied and served by the Electric Department of the Nova Scotia Light and Power Company and that all of these areas, insofar as regulation, valuation, rates, tolls and charges under the Public Utilities Act shall be as if this decision and the order herein had not been made, but these areas are to remain the same as they are now, and that the rates at present existing in these areas shall continue to be the rates in the various areas until the further order of the Board.

February 14th, 1935.

It is further provided that the order will only be issued after the undertaking is approved and the order is to contain all the conditions hereinbefore enumerated.

It therefore seems to me that the consumers of the City of Halifax are protected as well as can be by the Decision of the Board, insofar as the merger between the Dartmouth and Sackville Electric Companies and the Nova Scotia Light & Power Company is concerned.

As I have said, for the purpose of record, this decision, together with the order made in pursuance thereto, should be spread upon the minutes of the Council for future reference. If there is any further information in this matter I would be very pleased to give the same if it is within my power.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

FILED

DEPARTMENTAL APPROPRIATIONS AND EXPENDITURES

Read report of the City Auditor covering departmental appropriations and expenditures as at December 31st, 1934.

FILED

UNEMPLOYMENT AGREEMENT

Read letter from E. B. Paul, Deputy Minister of Labor submitting agreement for approval of the City Council and authorization for the signing of same.

January 3rd, 1935.

Mr. H. C. Powell,
City Clerk,
Halifax, N. S.

Dear Sir:-

Enclosed you will find two copies of a contract, together with copy of a resolution, to cover the operation of Unemployment Relief from August 1st, 1934 to March 31st, 1935, under the new Federal-Provincial agreement.

February 14th, 1935.

We do not anticipate any deficiency in the Federal grant if proper economy in the distribution of relief is adhered to in each municipality, but our legal advisor assures us that it is necessary to have this contract made operative, in order to legalize past and future borrowings for the operation of Unemployed Relief.

Kindly have these documents completed and returned to this office at your very earliest.

Yours very truly,

E. B. Paul,
DEPUTY MINISTER OF LABOUR.

Nova Scotia
Department of Labour.
Office of
The Deputy Minister.

THIS AGREEMENT entered into this
day of A. D. 1935.
BETWEEN:

The Government of the Province of Nova Scotia, hereinafter called "the Province", represented herein by the Honourable Michael Dwyer, Minister of Labour, duly authorized in this behalf by an Order of His Honour The Lieutenant Governor of Nova Scotia in Council,

OF THE FIRST PART.

and

The City of Halifax, N. S. in the Province of Nova Scotia, hereinafter called the "Town",

OF THE SECOND PART.

WHEREAS the Government of the Dominion of Canada and the Government of the Province of Nova Scotia entered into an agreement pursuant to The Relief Act 1934, passed by the Parliament of Canada, which inter alia provides as follows:

2. The Dominion will pay to the Province on the last day of each month during the period of August 1934 to March 1935, both months inclusive, the sum of \$40,000.00 as a grant-in-aid to assist the Province in discharging the Province's responsibilities connected with relief necessitous persons within its borders during the said period. The Province undertakes that all moneys received by it by virtue of this clause shall be used solely for the purpose herein prescribed without any discrimination as to the race, religious views or political affiliations of the recipients and the

February 14th, 1935.

Province further undertakes to furnish to the Dominion on request such statistical or other information as may be required.

AND WHEREAS although it is recognized that direct relief is a responsibility of the said Town, it is deemed necessary and expedient, owing to the emergency conditions existing therein, for the said Town to take advantage of and the benefit of the said The Relief Act 1934, and the Nova Scotia Unemployment Act 1931, being Chapter 7 of the Acts of 1932, and of any Order or Regulation made thereunder, and of the said Agreement entered into between the Government of the Dominion of Canada and the Government of the Province of Nova Scotia;

NOW THEREFORE it is agreed by and between the Province and the City as follows:

1. In this agreement "direct relief" shall mean the supplying to those in need thereof of such articles, commodities and services as may from time to time be determined by the Province and the City, and where available such articles and commodities are to be those produced in Nova Scotia.

2. The Province agrees to contribute one-third of the cost of direct relief furnished by the City as approved by the Minister of Labour, and out of said Dominion grant will contribute a further one-third provided the amount of said grant is sufficient, but if at any time it is found to be insufficient only a due proportionate part of such one-third will be contributed, having regard to agreements respecting direct relief made by the Province with other cities, Town or Municipalities. All moneys received by the City by virtue of this agreement shall be used solely for the purpose herein prescribed, without any discrimination as to race, religious views or political affiliations of the recipients.

3. The City shall prepare and submit to the Province quarterly in advance, commencing the first day of January 1935, an estimate of the amounts required by it for direct relief for the next three months period.

4. The City shall appoint a committee to control the distribution of direct relief, to be composed of not less than three persons who shall be real estate owning ratepayers of the City; the Government Relief Inspector shall be ex officio a member of the committee. Such committee shall establish a thorough system of investigation of all applicants for direct relief, and shall certify approbation of each applicant before issuing orders to him for direct relief.

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All orders for direct relief shall be issued on a form approved by the Minister of Labour, and shall be for staple commodities as specified by him, which shall be purchased at standard prices only. The names and addresses of all recipients of direct relief, with amounts issued to each, shall be available for inspection. All accounts submitted must be approved by the Committee before payment, and all records and accounts in connection with direct relief shall be open to inspection and audit at any time by such person as the Governor in Council appoints for the purpose.

5. The City shall pay accounts for direct relief semi-monthly, and shall deduct therefrom any outstanding taxes due and owing to the Town by any merchant selling to it supplies for that purpose; such accounts to be so approved.

6. An index system of registration shall be adopted, registration shall be renewed every four months, and the circumstances of every recipient of direct relief shall be inquired into at least once a month.

7. The giving of orders for direct relief shall be left in the complete control of the Relief Committee, but such Committee shall divide the orders fairly among all merchants in the City.

8. The City may require applicants for direct relief to do work for the City, provided such work would not be part of the regular services of the City, and the direct relief furnished for such work shall be the equivalent of the regular standard of wages prevailing in the City for such work, provided such regular standard of wages does not exceed the regular schedule of relief.

9. The City shall pay immediately all amounts due and owing by it to merchants up to and including March 31st, 1935 for direct relief, and shall furnish the Province with a list of such amounts with names and addresses of the creditors.

10. This agreement supercedes any and all previous agreements between the Province and the City in any way relating to direct relief.

11. This agreement shall be effective as from the first day of August, A. D. 1934, and shall expire on the thirty-first day of March, A. D. 1935, but may be terminated at any time by either party giving the other thirty days notice in writing.

February 14th, 1935.

IN WITNESS WHEREOF The Honourable Michael Dwyer, Minister of Labour, has hereunto set his hand and seal of office, and the Mayor and City Clerk of the said City have on behalf of the City hereunto set their hands and affixed the corporate seal of the Town the day and year first above written.

Signed and Sealed by
The Honourable Michael
Dwyer, Minister of Labour,
in the presence of

Signed and sealed by the
Mayor and City Clerk in
the presence of
.....

Moved by Alderman Stech, seconded
by Alderman Gates that the agreement be approved
and that the Mayor and City Clerk be authorized
to sign same on behalf of the City. Motion passed.

LETTER, SIR. JOSEPH A. CHISHOLM

Read letter Sir Joseph A.

Chisholm acknowledging receipt of resolution passed
at the last meeting of Council.

Halifax, N. S.
February 7th, 1935.

H. C. Powell, Esq.,
City Clerk,
Halifax.

Dear Mr. Powell:

Will you kindly convey to the
City Council my thanks and this expression of my
appreciation for their courtesy in congratulating
me on my admission to the Degree of Knight
Bachelor. I frequently recall the five years in
which I was in the Council and my colleagues and
the officials -- alas! -- so many of them now gone
and my pleasant intercourse with them.

Again thanking you and wishing
you all every success in the discharge of your
important duties, I remain,

Sincerely yours,
Joseph A. Chisholm.

FILED

February 14th, 1935.

ORDER IN COUNCIL FOR BORROWING FOR RELIEF PURPOSES

Read Letter Arthur S. Barnstead,
Clerk of the Executive Council together with
certified copies of order-in-council covering the
borrowing of \$149,435.29 for direct relief and the
sum of \$100,000.00 for relief unemployment.

Halifax, N. S.
12th February 1935.

Dear Sir:-

I enclose herewith two certified copies
of each of two Orders in Council made the 11th
instant, approving of the borrowing by the City of
Halifax of the sums of \$100,000. and \$149,435.29
for relief purposes.

Yours truly,

Arthur S. Barnstead,
Clerk of the Executive Council.

The City Auditor,
Halifax, Nova Scotia.

CERTIFIED COPY OF ORDER IN COUNCIL.

The Governor in Council under the
provisions of Chapter 7 of the Acts of 1932, "The
Nova Scotia Unemployment Act, 1931", is pleased to
approve of the accompanying resolution passed by
the Council of the City of Halifax at a meeting
held on the 17th day of January, A. D. 1935,
authorizing the borrowing by the said City of the
sum of One Hundred Forty-nine Thousand Four
Hundred Thirty-five Dollars and Twenty-nine Cents
(\$149,435.29) for direct relief.

I hereby certify that the foregoing is
a true copy of an Order of His Honour the
Lieutenant Governor of Nova Scotia in Council made
the 11th day of February, A. D. 1935.

Arthur S. Barnstead,
Clerk of the Executive Council.

CERTIFIED COPY OF ORDER IN COUNCIL.

The Governor in Council under the
provisions of Chapter 7 of the Acts of 1932, "The
Nova Scotia Unemployment Act, 1931", is pleased to
approve of the accompanying resolution passed by
the Council of the City of Halifax at a meeting
held on the 17th day of January, A. D. 1935,
authorizing the borrowing by the said City of the
sum of One Hundred Thousand Dollars (\$100,000.) for
to repay the cost of municipal works undertaken
to relieve unemployment.

February 14th, 1935.

I hereby certify that the foregoing is a true copy of an Order of His Honor the Lieutenant Governor of Nova Scotia in Council made the 11th day of February, A. D. 1935.

Arthur S. Barnstead,
Clerk of the Executive Council.

FILED

BORROWING RESOLUTIONS

Read resolution providing for the borrowing of \$150,000.00.

WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1931, Chapter 72, the City of Halifax was authorized to borrow a sum not exceeding \$100,000.00 to defray the expense of construction of new sidewalks and no money has heretofore been borrowed under said statutory authority, save and except the sum of \$95,000.00 and it is now desired to borrow a further sum of \$5000.00 for the purpose aforesaid.

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1932, Chapter 56, the City of Halifax was authorized to borrow a sum not exceeding \$200,000.00 to defray the expense of construction of new sidewalks and no money has heretofore been borrowed under said statutory authority save and except the sum of \$105,000.00 and it is now desired to borrow a further sum of \$35,000.00 for the purpose aforesaid.

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1914, Chapter 77, the City of Halifax was authorized to borrow in any civic year a sum not exceeding \$5,000.00 to defray the cost of the acquisition of land required from time to time for the widening of streets, and no money has heretofore been borrowed under said statutory authority for the civic year 1933-34 and 1934-35, and the City requires a sum not exceeding \$5,000.00 in respect to the civic year 1933-1934 and a sum not exceeding \$5,000.00 in respect to the civic year 1934-35 for the purposes aforesaid, and it is now desired to borrow the sum of \$10,000.00 for the purposes aforesaid.

AND WHEREAS under the authority of Chapter 7 of the Acts of the Legislature of Nova Scotia, passed in the year 1932, certain municipal works or undertakings were carried out by the City of Halifax as a relief work, with Federal and Provincial assistance, and the proportion of the cost of such works or undertakings to be borne

February 14th, 1935.

by the City of Halifax amounts to a sum not exceeding \$100,000.00 and the Governor-in-Council by Order-in-Council, dated the 11th day of February 1935, has approved of the borrowing of the said sum of \$100,000.00 by the City of Halifax as provided by Section 8 of said Chapter 7 of the Acts of 1932, and it is now desirable to borrow said sum of \$100,000.00 for the purpose of defraying the cost of such municipal works or undertakings.

AND WHEREAS it is desirable that approval be given to the issuance of "Interim Receipt Certificates" in respect to the said hereinbefore recited loans and that the said Interim Receipt Certificates be issued to either "Bearer" or "Order" as may be requested, which said Interim Receipt Certificates shall be signed by the Mayor, the City Treasurer and the City Clerk;

BE IT THEREFORE RESOLVED that for the purposes aforesaid the City of Halifax do borrow on the credit of the City of Halifax at large, the sum of \$150,000.00 and do issue and sell debentures or stock or both debentures and stock of the City of Halifax therefore to the principal amount of \$150,000.00 and that the said debentures and/or stock be issued in conformity with the provisions of The Halifax City Consolidated Fund 1905, and form part of the City of Halifax Consolidated Fund 1905, and that the said debentures and/or stock be dated as of the first day of January 1935, shall bear the numbers 13401 to 13550 inclusive and be payable thirty years from the first day of January 1935, and bear interest from the first day of January 1935, at the rate of three and one-half per cent per annum, payable half yearly on the first days of January and July in each year, represented by interest coupons attached thereto, and that the principal and interest of said debentures and/or stock be payable in lawful money of the Dominion of Canada at the office of the City Treasurer in the City of Halifax, or at the principal office of the Royal Bank of Canada in any of the Cities of Halifax, Saint John, Montreal, Toronto, Winnipeg or Vancouver in the Dominion of Canada in said lawful money of the Dominion of Canada at the option of the holder.

THAT the said debentures and/or stock be signed by the Mayor and Treasurer, be sealed with the corporate seal of the City and be countersigned by the City Clerk. That the coupons attached to the said debentures be signed by the written, stamped, lithographed or engraved signatures of the Mayor and Treasurer.