

AFTERNOON SESSION

SPECIAL MEETING.

4.10 o'clock,  
Council Chamber,  
City Hall,  
February 27th, 1935

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

The meeting was called specially to consider the estimates for the civic year 1935-36 and report of City Solicitor re taxation of persons occupying Harbour Commission premises.

CIVIC ESTIMATES, 1935-36

Alderman Stech, Chairman of the Finance Committee, submits the estimates for the civic year 1935-36 as prepared by the Finance Committee. He informed the Council that the estimates as submitted showed an increase of \$45,901.43 over last year, and suggested that the schedules be taken up, item by item.

SCHEDULE "A" - JOINT ESTIMATES, MUNICIPALITY OF HALIFAX.

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

SCHEDULE "B" - PUBLIC SCHOOLS

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

February 27th, 1935.

SCHEDULE "C" - CITY HOME

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule C as submitted be approved. Motion passed.

SCHEDULE "D" - TUBERCULOSIS HOSPITAL

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

SCHEDULE "E" - PUBLIC GARDENS, PARKS AND COMMONS

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

SCHEDULE "F" - POINT PLEASANT PARK

Moved by Alderman Stech, seconded by Alderman Mitchell that Schedule F as submitted be approved. Motion passed.

SCHEDULE "G" - CITIZENS FREE LIBRARY

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

SCHEDULE "H" - CITY HEALTH BOARD

Moved by Alderman Stech, seconded by Alderman Getley that Schedule H as submitted be approved.

Moved in amendment by Alderman Gough, seconded by Alderman Gates that the item \$3,000.00 covering salary of Milk and Food Inspector be reduced to \$1,800.00. Amendment put and lost, 3 voting for the same and 14 against it as follows.

February 27th, 1935.

FOR THE AMENDMENT

Aldermen Gates  
Gough  
Power

AGAINST IT

Aldermen Adams  
Donovan  
Doyle  
Getley  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Mitchell  
O'Toole  
Smeltzer  
Stech  
-14-

-3-

The original motion passed.

SCHEDULE "I" - SUPERANNUATIONS

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule I as submitted be approved. Motion passed.

SCHEDULE "J" - CITY GRANTS AND SUNDRIES

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

Alderman Gates wishing to be recorded against the item of \$500.00 for Grace Maternity Hospital.

5 P.M.,

Alderman Miller arrives and takes his seat in Council.

HALIFAX HOUSING COMMISSION

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule J. Supplement covering Halifax Housing Commission be approved as submitted. Motion passed.

SCHEDULE "K" - SHORT TERM DEBENTURES AND INTEREST

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule K as submitted be approved. Motion passed.

February 27th, 1935.

SCHEDULE "L" - INTEREST ON CONSOLIDATED FUND 1889

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

SCHEDULE "M" - INTEREST ON CONSOLIDATED FUND 1905

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule M as submitted be approved. Motion passed.

SCHEDULE "N" - SINKING FUND REQUIREMENTS

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule N as submitted be approved. Motion passed.

SCHEDULE "O" - SALARIES

Moved by Alderman Gates, seconded by Alderman McCarthy that the item of \$2,000.00 covering His Worship the Mayor's salary be increased to \$3,000.00.

In view of the fact that legislation is necessary to increase this amount, the motion was withdrawn.

Read letter City Solicitor covering remuneration received by him.

February 27th, 1935.

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

Gentlemen:-

I find it necessary to communicate with you directly, owing to certain developments which affect me, as the City Solicitor of the City of Halifax. In order to properly set forth the matter, it is necessary to review some past events.

February 27th, 1935.

In the year 1932, I signified my willingness to accept the office of Solicitor to the City of Halifax, and on being asked what remuneration I desired, I stated that I was willing to accept the same remuneration which I was then receiving, namely \$3000.00 per annum, and further stated that I expected this sum to be increased upon my satisfying the Council that I was competent to carry on the work of this office. Subsequently, I received the appointment and entered upon the duties of City Solicitor about November 15th, 1932.

I presume, from the absence of any serious complaints, that I have given satisfaction. In any event, I have endeavoured to the best of my ability to cope with the many duties which have been laid upon my shoulders, and to carry out the various important matters of litigation in which the City has been involved, with what success the Council knows. I have also undertaken the Public Utility work, legislation and police court work, which I consider part of my duties, and any other matters which perhaps not strictly within my duties, I did perform in order to make progress. To fully accomplish the result, I have found it necessary to put in many nights of work, as owing to my routine office work, it was impossible to obtain the best results without a vast amount of overtime work. It may be that in the opinion of the Council this extra work has not produced any tangible benefits to the City, however in my own judgment I felt it was necessary in order to give the service to the City which I desired to give.

I have felt that some recognition should have been given by the City to me voluntarily by way of an increase in my annual remuneration, taking into consideration the responsibility and importance attached to the matters under my jurisdiction and further taking into consideration the fact that as a professional man, it was necessary for me to expend many years and a considerable sum of money in qualifying for this work. This alone should be regarded in settling the remuneration to which the person performing the duties of City Solicitor in a satisfactory manner, should be entitled to receive, and further taking into consideration the fact that the present incumbent of the office has not the privilege of contributing to any superannuation fund.

I might also call the attention of the Council to the fact that the duties imposed upon me are many, many times heavier than those imposed on my predecessor in office, who was a part time solicitor, entitled to practice privately and who, in spite of this fact received a greater salary than that which I now receive.

February 27th, 1935.

As a result last year I requested an increase in salary of \$600.00 per annum, but upon the matter coming before the Finance Committee, it was determined to grant me an annual increase of \$200.00 per annum and that subsequently a maximum salary would be set for this office. At that time I was satisfied to accept this, pending developments. Upon the matter coming before the Council a resolution was passed differing from that of the Finance Committee, in that, the \$200.00 increase was only made applicable to the current year. However, I felt that during the year the Council would take up the matter of a readjustment of salaries, and that the matter of my own remuneration would be then cleared up. Nothing has since been done by the Finance Committee or the Council and now I find that apparently the matter of the annual increase for this year has been overlooked. I might call attention to the salaries of other professional men in the employ of the City and also to the fact that they are from 50% to 80% higher than my own. I can see no reason why the Council should not recognize the value of a City Solicitor who is interested in giving the best service to the City, regardless of hours, by granting a proper salary commensurate with the responsibilities of the office.

In view of the foregoing, I repeat my request of last year that, for the time being, my salary be increased by the sum of \$600.00 over last year's, regardless of annual increases. I feel that in view of conditions, the responsibilities of the office, the general scale of salaries of other professional officials, and the qualifications which are required to hold the office and perform the duties, that this is an extremely reasonable request.

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

Moved by Alderman Doyle, seconded by Alderman Miller that the item covering City Solicitor's salary be increased by \$200.00 for the civic year 1935-36, and that he be not subject to the 10% contribution. Motion put and passed, 14 voting for the same and 4 against it as follows.

February 27th, 1935.

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
Miller  
Mitchell  
O'Toole  
Stech  
-14-

AGAINST IT

Aldermen Gough  
Molanus  
Power  
Smeltzer

Read letter City Clerk covering  
officials and employees exempted from the 10%  
contribution last year.

City Clerk's Office,  
Halifax, N. S.  
February 27th, 1935,

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

Gentlemen:-

I wish to call to your attention  
that in passing the Estimates previous years the  
following named officials and employees were  
exempted from the 10% contribution:-

C. P. Bethune - City Solicitor  
Frances M. Hart - Stenographer  
A. T. E. Crosby - City Collector  
Gilbert S. Hart - Court Reporter  
Arthur Gray - Assessor's Clerk.

Yours respectfully,

H. C. Powell,  
CITY CLERK.

Moved by Alderman Stech, seconded  
by Alderman McCarthy that the letter of the City  
Clerk be approved and those exempted last year be  
treated in like manner for the civic year 1935-36.  
Motion passed.

February 27th 1935.

Moved by Alderman Gates, seconded by Alderman MacDonald that the item covering Assistant City Clerk's salary be increased to read \$2,000.00 as set out in the salary schedule, and be subject to the 10% contribution. Motion put and passed, 10 voting for the same and 8 against it as follows:-

FOR THE MOTION

Aldermen Doyle  
Gates  
Getley  
Gough  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
O'Toole  
-10-

AGAINST IT

Aldermen Adams  
Donovan  
McManus  
Miller  
Mitchell  
Power  
Smeltzer  
Stech

-8-

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule O as now amended 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, wages or commissions over \$60.00 per month 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 1935-36, 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.



February 27th, 1935.

Moved by Alderman Stech, seconded by Alderman Miller that the resolution as amended be approved. Motion put and passed, 11 voting for the same and 6 against it as follows:-

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Hendry  
MacDonald  
McCarthy  
McDonald  
Miller  
Stech

-11-

AGAINST IT

Aldermen Dough  
Lordly  
McManus  
O'Toole  
Power  
Smeltzer

-6-

SCHEDULE "P" - POLICE

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule P as submitted be approved.

Moved in amendment by Alderman McManus, seconded by Alderman Hendry that the item covering the salary of Police Department Janitor be increased by \$60.00. Amendment passed.

Moved by Alderman Hendry, seconded by Alderman Gates that Mrs. Bessie Egan, Policewoman, be granted further leave of absence from the Police Department and be paid the sum of \$50.00 per month from the Police Estimates, and legislation, if necessary, be sought to authorize this payment. Motion passed.

The original motion approving Schedule P now passed.

February 27th, 1935.

SCHEDULE "Q" - CITY PRISON

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

SCHEDULE "R" - CITY WORKS DEPARTMENT

Moved by Alderman Stech, seconded by Alderman Gates that Schedule R be amended to read same as last year; same to be used where and how the Committee on Works see fit. Motion passed.

SCHEDULE "S" - FIRE DEPARTMENT

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

SCHEDULE "T" - MISCELLANEOUS

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule T as submitted be approved. Motion passed.

SCHEDULE "U" - ESTIMATED INCOME

Moved by Alderman Stech, seconded by Alderman McCarthy that Schedule U as submitted be approved. Motion passed.

Alderman Adams objecting to the transfer of \$25,000.00 from the Water Department.

The following resolution is submitted.

RESOLVED that the General and Ordinary Assessment amounting to \$661,306.57 less probable income \$194,121.58 making a total of \$467,184.99, and the extra assessment amounting to \$1,636,380.09 as set out in the yearly estimates herewith submitted for 1935-36 making a total of \$2,103,565.08 plus 2% for short collections \$47,330.21, making \$2,150,895.29 less estimated Poll Tax \$25,000.00 and \$5,000.00 from unexpended balances making a total of \$2,120,895.29 be confirmed and do now pass and that the inhabitants and property within the City be assessed and rated for the said sum of \$2,120,895.29.

February 27th, 1935.

**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 \$2,120,895.29.

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

**CITY OF HALIFAX.**  
**ESTIMATES FOR CIVIC YEAR. 1935-36**

Estimates of Income and Expenditure  
for the Civic Year ending April 30th,  
1936 as passed by City Council,  
February 27th, 1935.

	<u>1935-36</u>	<u>Increase</u>	<u>Decrease</u>	<u>1934-35</u>
<b>Extra Assessment:</b>				
A.- Joint estimates Municipality of Halifax	\$60,742.73	\$2,437.07		\$58,305.66
B.- Public Schools	677,969.68	17,464.11		660,505.57
C.- City Home	43,470.00		\$1,532.50	45,002.50
D.- Tuberculosis Hospital	35,570.00	6,215.00		29,355.00
E.- Public Gardens and Commons	17,941.92	724.62		17,217.30
F.- Point Pleasant Park	4,520.00	266.00		4,254.00
G.- Citizens Free Library	5,490.00	680.00		4,810.00
H.- City Health Board	30,655.00	\$25.00		30,330.00
I.- Superannuations	36,657.45	472.50		36,184.95
J.- City Grants and Sundries	219,144.65		6,513.60	225,658.25
K.- Short Term Debentures and Interest	19,079.24	4,230.02		14,849.22
L.- Interest on Consolidated Fund 1880.	49,394.00			49,394.00
M.- Interest on Consolidated Fund 1905.	338,512.41	5,514.65		332,997.76
N.- Sinking Fund Requirements	97,233.01	5,673.12		91,559.89
	<u>1,636,380.09</u>	<u>44,002.09</u>	<u>8,046.10</u>	<u>1,600,424.10</u>
<b>General Assessment:</b>				
O.- Salaries	\$87,330.00	\$600.00		\$86,730.00
P.- Police	125,842.00	184.00		125,658.00
Q.- Prison	14,260.15		835.00	15,095.15
R.- City Works Dept.	250,768.57		297.50	251,066.07
S.- Fire Department Fire Alarm Telegraph System	166,398.00		1,865.00	168,263.00
T.- Miscellaneous	6,807.85	931.42		5,876.43
	9,900.00	900.00		9,000.00
	<u>661,306.57</u>	<u>2,615.42</u>	<u>2,997.50</u>	<u>661,688.65</u>
U.- Less Estimated Income	194,121.58	9,817.47		203,939.05
Total General Assessment	467,184.99	12,432.89	2,997.50	457,749.60
Total Extra Assessment	<u>1,636,380.09</u>	<u>44,002.09</u>	<u>8,046.10</u>	<u>1,600,424.10</u>
	2,103,565.08	56,434.98	11,043.60	2,058,173.70
Add provision short collection 2 1/2%	47,330.21	1,082.30		46,308.91
	<u>2,150,895.29</u>	<u>57,456.28</u>	<u>11,043.60</u>	<u>2,104,482.61</u>
Less Unexpended Balance	5,000.00			5,000.00
Less Estimated Poll Tax	25,000.00			25,000.00
Civic Year 1935-36	2,120,895.29	57,456.28	11,043.60	2,074,482.61
Previous Year	<u>2,074,482.61</u>	<u>11,043.60</u>		
<b>INCREASE</b>	<u>\$46,412.68</u>	<u>\$46,412.68</u>		

February 27th, 1935.

TAXATION ON PERSONS OCCUPYING HARBOUR COMMISSION  
PREMISES.

Read report of the City Solicitor  
regarding taxation on persons occupying Harbour  
Commission premises.

February 27th, 1935.

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

Gentlemen:

The City Assessor has recommended to the Laws and Privileges Committee that a special tax of \$300.00 per year be imposed upon firms using warehouses and piers of the Halifax Harbour Commissioners for storing their stocks of goods and from which stock they draw when they receive orders for such goods. In other words the warehouses and piers are being used to some extent for purposes not directly concerning the actual port purposes and by so doing are depriving local warehouses of an opportunity of obtaining some business. Similar conditions are said to exist with respect to the cold storage plant.

I have been requested to prepare a report to the City Council regarding this matter.

At a session of the assessment appeal court held recently the question of the legality of the assessment made upon the Halifax Harbour Commissioners with respect to its ownership of the Cold Storage Plant was under consideration and from the discussion on this matter certain points were made by the representatives of the Harbour Commissioners to the effect that any such taxation, such as that suggested by the assessor should be carefully considered as it might have the effect of driving away the business which the Harbour Commissioners have brought to this port with a resulting loss to the City of Halifax.

In view of this fact it was felt desirable to have this matter of policy determined by the City Council.

There are several matters to be considered:

1. The type of a tax, i.e., whether a lump sum special tax of \$300.00, or a graduated tax according to the amount of space occupied, or according to the rental paid to the Harbour Commissioners.

February 27th, 1935.

2. Upon whom shall the tax be levied, i.e., whether upon the agent of the firm (if any) in the City or upon the firm itself which may not be in the City or Province, and who may not have a permanent agent here.

3. How the tax is to be collected.

4. AS to the Cold Storage Plant a similar problem has to be considered and the only suggestion which has been made, and which I do not think very satisfactory, is to ascertain the sum paid for rental over the period of the preceding year and a tax for the current year based thereon.

5. The effect of any such tax on the business of the Harbour Commissioners.

In view of these difficulties, I would suggest that the Harbour Commissioners be asked to co-operate with the City in the securing of some revenue from this source and that if such co-operation is forthcoming to arrange with it and obtain the necessary legislation, to collect a sum in addition to the regular rental rates and pay the said additional sum to the City as a tax. This would be somewhat similar to the Theatre ticket tax and the Hospitals tax in Quebec.

In order to accomplish this it will be necessary to have a conference with the Harbour Commissioners' representatives. I have been advised that the Commissioners would be pleased to attend such a meeting and it may be that some more definite and quicker progress may be made thereby in the matter of securing some additional revenue.

If there are any phases of this matter in respect to which amplification is desired I will be pleased to give any information in my power. This matter should be taken under advisement immediately in the event of legislation being necessary.

Yours truly,

Carl P. Bethune,  
CITY SOLICITOR.

Moved by Alderman Gates, seconded  
by Alderman MacDonald that His Worship the Mayor  
appoint a special committee of three to deal  
with the matter. Motion passed.

February 27th, 1935.

His Worship the Mayor appoints the following as a special committee to deal with taxation on persons occupying Halifax Harbour premises:-

Chairman of the Finance Committee,  
Chairman of the Taxation and Tax  
Exemption Committee,  
The Mayor,

Agreed.

SPECIAL COMMITTEE

Alderman H. J. Stech,  
Alderman J. W. McCarthy,  
Mayor E. J. Cragg.

7.05 P.M.,

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

LIST OF HEADLINES

Civic Estimates, 1935-36	627
Taxation on persons occupying Harbour Commission premises.	639

  
E. J. Cragg,  
MAYOR AND CHAIRMAN.

H. C. Powell,  
CITY CLERK.

EVENING SESSION

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

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 Gates, Mitchell, Stech, Donovan, Miller, Lordly, Adams, McManus, McDonald, MacDonald, O'Toole, Getley, Power, Gough, Smeltzer and Doyle.

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 Smeltzer, seconded by Alderman Mitchell that the minutes of the previous meeting be approved. Motion passed.

LETTER, CLERK OF THE EXECUTIVE COUNCIL RE  
ORDINANCE NO. 6.

Read letter from Clerk of the Executive Council submitting amendment to Ordinance No. 6 approved by the Governor in Council.

Halifax, 19th February 1935.

Dear Sir:-

I enclose herewith copy of amendment to Ordinance No. 6 of the City of Halifax, re Electric Wiring and the use of Electrical Energy, duly certified to have been approved by the Governor in Council on the 16th instant.

Yours truly,

A. Evelyn Horne,  
for Clerk of Executive Council.

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

FILED



March 14th, 1935.

8.15 o'clock,  
Aldermen McCarthy and Mondry arrive  
and take their seats in Council.

*Railway  
Assoc. of Canada*

DAYLIGHT SAVING TIME

Road letter from the Railway Association  
of Canada re daylight saving time, also several  
letters regarding same.

Montreal, Que.  
February 26th, 1935.

His Honour the Mayor,  
Halifax, N. S.

Dear Sir:- Daylight Saving Time, 1935.

For a number of years this Association  
has endeavoured, with the co-operation of the  
municipal authorities, to secure some degree of  
uniformity amongst the larger centres in Eastern  
Canada in connection with the adoption of Daylight  
Saving Time, feeling that it is very much in the  
interests of the travelling public that the periods  
adopted by such centres should not only correspond,  
but should also fit in with the Spring and Fall  
changes in train schedules, and, insofar as  
practicable, correspond to periods of Daylight  
Saving Time adopted by such cities across the  
border as Boston, New York, Buffalo, Chicago, etc.

This year the railways' Spring train  
schedules will become effective at 12.01 a.m.,  
Sunday, April 28th, and the Fall schedules at  
12.01 a.m., Sunday, September 29th. We are informed  
that Daylight Saving Time will be in effect in  
the larger centres in the Eastern States between  
these dates, and for the comfort and convenience  
of the travelling public it would appear most  
desirable that cities in Canada which intend to  
adopt Daylight Saving Time this year should act  
uniformly by putting it into effect for the  
period April 28th - September 28th, inclusive.

It will be very much appreciated if  
you will be good enough to have this matter given  
consideration by the City authorities and advise  
action taken.

As a matter of information we are  
attaching statement showing the municipalities in  
Eastern Canada that adopted Daylight Saving Time

March 14th, 1935.

in 1934 and the periods during which it was in effect, by which you will note that the great majority had Daylight Saving Time in effect for the period suggested last year by The Railway Association of Canada.

Yours truly,

The Railway Association of Canada.

Moved by Alderman Mitchell,

seconded by Alderman Lordly that daylight saving time be adopted from 12.01 A.M. April 25th to 12.01 A.M. September 29th.

Moved in amendment by Alderman Gough,

seconded by Alderman Smeltzer that daylight saving time be adopted for all civic activities for the period beginning at 12.01 A.M. June 1st and terminating at 12.01 A.M. September 29th, inclusive. Amendment put and passed, 14 voting for the same and 4 against it as follows.

FOR THE AMENDMENT

Aldermen Donovan  
Doyle  
Gates  
Getley  
Gough  
Hendry  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
O'Toole  
Power  
Smeltzer

-14-

AGAINST IT

Aldermen Adams  
Lordly  
Mitchell  
Stech

64-

DECISION, SUPREME COURT OF NOVA SCOTIA RE  
MUTUAL LIFE ASSURANCE COMPANY OF CANADA,  
ASSESSMENT.

Read letter City Solicitor advising Council of the decision of the Supreme Court of Nova Scotia re Mutual Life Assurance Company of Canada assessment.

-644-

March 14th, 1935.

Feb. 18th, 1935.

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

Gentlemen:- Re. Mutual Life Assurance Co. of  
Canada. assessment.

I beg to advise you that today I received word from the Supreme Court of Nova Scotia to the effect that the decision in the matter is favorable to the City.

The point of the decision is, that the assessment, as made by the Assessor, is completed by him prior to the mailing of the assessment notice.

I attach hereto a copy of the decision of the Court which I would suggest should be embodied in the Minutes of Council for the purpose of record.

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

IN THE SUPREME COURT

IN RE MUTUAL LIFE ASSURANCE COMPANY OF  
CANADA ASSESSMENT IN THE CITY OF HALIFAX  
FOR 1934.

HALL. J. This stated case is referred to this court by the Court of Tax Appeals of the City of Halifax under the provisions of Section 406 of the City Charter.

On December 15th, 1933, the city assessor served the Mutual Life Assurance Company with a notice that "you are assessed as above specified on your real property, and for which the assessment for 1934-35 is to be levied". The statement "above specified" was "value of real estate \$70,000." It is admitted that notices of assessment of all properties valued were mailed on said 15th of December.

On the morning of the 29th December, 1933, the buildings on the said property were destroyed totally by fire and on the same day the company gave notice of appeal from its assessment on the ground that the real property was worth only \$15,925.00. It is not disputed that \$70,000.00 and \$15,925.00 represent fairly the values of the property before and after the fire.

March 14th, 1935.

The following questions is for  
determination:

"Whether upon the facts above stated  
it was within the power and the duty  
of the Court of Tax Appeals to  
reduce the said assessment of Mutual  
Life Assurance Company of Canada by  
the assessable value of the buildings  
so destroyed by fire".

It seems necessary to quote parts  
of the relevant sections of the Charter.

338. The assessment shall be begun in  
the month of May in each year for the next ensuing  
civil year and the valuations shall be completed  
by the thirty-first day of December, and the books  
containing the annual ratings and taxing shall be  
prepared and made up before the tenth day of  
March in each year; and when the notices of  
taxation have been served by the assessor such  
books shall forthwith be delivered by the assessor  
to the collector.

389. (1) The assessor shall serve each  
person assessed with a notice of assessment.

397. (1) Any person sought to be assessed or  
his agent, may appeal from the assessment to the  
Court of Tax Appeals and shall have fourteen days  
after service of the notice within which to furnish  
the assessor with a written statement under oath  
of the real property owned or occupied by him,  
the value of the same, or the nature and terms of  
any such occupancy, as the case may be.

(2) Such statement shall be verified by  
affidavit sworn before any justice of the peace  
or commissioner of the Supreme Court.

(3) It shall be delivered at the office  
of the assessor in the City Hall within fourteen  
days after the date of delivery, leaving or  
mailing of the notice.

Section 398 provides for the  
constitution of a Court of Tax Appeals and the  
following sections deal with its duties:

399. The court shall hear all appeals  
from assessments and taxes brought before it, and  
whether made or imposed by the assessors with  
or without jurisdiction, and its decision, or  
that of a majority of the members, except as  
hereinafter provided, shall be final.

March 14th, 1935.

403. (1) The court shall take up the appeals in such order as it determines, and may make up a list showing such order, and it shall hear and determine such appeals with as little delay as is reasonably practicable.

(2) The chairman shall administer the witnesses' oath to each witness who is examined.

(3) The court shall hear and determine the objections of or on behalf of everyone who has appealed.

(a) to the valuation and assessment which has been made on any person, firm, company or estate in respect to the ownership or occupation of any property, and

(b) any other objection to any assessment rating or taxation.

404. The court, after hearing the persons who have appeared before them and the witnesses produced, and after thinking the premises or property in any case in which it thinks right so to do may,

(a) reduce, increase, or alter, so as to meet the ends of justice the valuation and assessment appealed against, and determine the true amount and valuation on which the property should be rated;

(b) give such judgment as to law and justice appertains.

408. (1) The assessment as fixed by the Court of Tax Appeals, or by the assessor if there is no appeal, in respect to any property, shall be conclusive of the following matters;

(a) that the person or estate assessed was properly assessed in respect to such property;

(b) that the valuation in respect to such property was the proper valuation, and

(c) that the assessor had jurisdiction to make such assessment.

Some confusion may arise by reason of "assessment" having various meanings. As commonly used in the City Charter, it means "an official valuation of property profits or income for purposes of taxation". It may be used in a more general sense as the act of assessing, determining or adjusting the amount of taxation to be paid by an individual, a company or a

March 14th, 1935.

community, or it may mean "the amount so determined". When we speak of an "assessment" of so much per share upon stockholders, we refer to a tax and not to a valuation for taxation. (Vide Century Dictionary.)

Judge Cooley in his work on taxation, 3rd ed. vol. 1, pp. 763, 4 says:

"An assessment is completed when the assessors have performed in respect to it their full duty under the statute. When nothing more remains to be done by them, the assessment is to be disposed of as the statute may provide".

Clearly he uses the term "assessment" as a synonym for "valuation of property for purposes of taxation." Used with this meaning it follows that an assessor is one appointed to make assessments for the purpose of taxation. Pursuant to Section 388 of the Charter, the city assessor must value all the properties in the city, not exempted, between May and December 31st in each year for the next ensuing civic year. We do not know when he valued the Mutual Life property but it was done prior to December 15th, 1933, for on that day he served the company as well as all other persons with notice of "assessment" i.e. notice of the valuation of their property for purposes of taxation in the next civic year. In my view the assessment was then complete, for the assessor had then "performed in respect to it his full duty under the statute". True, section 409 imposes further duties on him. After the Court of Tax Appeals has concluded its hearings and fixed the valuations which have been appealed, the assessor must strike a tax rate, make up a rate book and a poll tax register, and "make . . . and serve every person liable to pay any rate or tax with a notice requiring him to pay such rate or tax to the collector".

But these imposed duties have ~~no~~ relation to the primary duty of an "assessor" to make valuations for the purpose of taxation. The city assessor is a life appointee, with full time employment. His valuations must be made between May and December 31st and the city quite properly requires further work to be done by him in the off season. But these additional duties are performed by him not qua assessor but as persona designata.

A perusal of the sections dealing with the powers of the Court of Tax Appeals strengthens and confirms the view that the assessments are complete when the assessor sends out notice of assessment.

March 14th, 1935.

There is provision for appeal "from the assessment" to the Court of Tax Appeals. The appellant has fourteen days after the service of the assessor's notice to complete his appeal and it is obvious that the appeal is heard by an appellate court and not a court of original jurisdiction.

Section 403 provides that "the court shall take up the appeals in order" and "determine the objections of everyone who has appealed to the valuation and assessment which has been made".

There can be no question that "assessment" as used here is synonymous with "valuation" and the draughtsman merely has permitted a redundancy. It cannot in this case mean the amount of taxation because the rate of taxation had not been fixed.

Section 404 includes the unusual provision that the court may view the premises. (Vide. Manning on Assessment, p;234). But this is a part of the procedure on hearing and determining appeals asserted from the valuations made by the assessor. In addition to hearing evidence they may view the property in order to help them to their conclusions on the "valuation and assessment appealed against". Surely it does not enable them to value property on which the buildings have been destroyed, and the whole basis for valuation changed since the assessor made his assessment.

Section 408 (1) shows conclusively that the Court of Tax Appeals deals only with appeals. The "assessment" as fixed by the assessor if there is no appeal, or as reviewed by the court if there has been an appeal, shall be conclusive that the valuations so made or reviewed was the proper valuation in respect to such property and that the assessor had jurisdiction. Clearly the court will not alter the valuation unless it is convinced the assessor was in error. In the case no one suggests that the valuation of the assessor was excessive or improper in any particular.

By a coincidence, the fire occurred on the last day on which an appeal could be asserted, but I do not think this puts the appellant in any better position than if the fire had been one day later when the time for appeal would have elapsed, or three days later when the day limited for the completion of valuations by the assessor would be past.

The question should be answered negatively.

J.

Graham & Carroll J.J.

concur.

Doull, J.I. agree.

March 14th, 1935.

MELLESH, J.

This is a reference of the Court of Tax Appeals under Section 406 of the charter of the City of Halifax.

The said company's real property in respect of taxes which might be levied for the year 1934-35 was assessed at \$70,000. and notice of said assessment was given to said company on December 15th 1933. The company had ten days within which to appeal from said assessment. On the last day for appeal, viz: 29th December 1933, a building on said property, included in said assessment, was destroyed by fire and on said day the company accordingly appealed from said assessment to said court claiming that the assessment should be reduced by the amount of the value of the property so destroyed, and under said section of the City Charter we are asked to determine whether this contention should prevail.

We should I think answer this question in the negative. It may reasonably be expected that one's property may be destroyed by fire after assessment and before the taxes are levied, but in my view that circumstance cannot avoid an assessment regularly made. It is argued that property cannot be taxed which does not exist. But the owner can I think be taxed in respect of property which does exist at the time when the assessment for taxation is legally made. Loss by fire is usually guarded against by insurance, and assessments for taxation purposes must necessarily be made some time before the tax is imposed. That time has been fixed by the City Charter which in this case I think allows the assessment to be made as early as the first day of May in the year 1932, that is at the beginning of the civic year preceding the civic year in respect of which the tax is to be levied. It was for the legislature to fix this time and we cannot say that it is too long.

The value of the property is necessarily to be assessed at the time when the assessment is made, and an appeal therefrom must I think be necessarily heard on that basis.

J.

FILED

Alderman Gough wishing to be recorded against,

POLICE DEPARTMENT ACCOUNTS

Read report of the Police Committee recommending for payment accounts amounting to \$9,791.37.



March 14th, 1935.

March 11th, 1935.

His Worship the Mayor,  
and City Council.

Gentlemen:-

The following list of accounts amounting to \$9,791.37 for the month of February, have been passed by the Police Committee, and are recommended to the City Council for payment.

Respectfully submitted,

E. J. Cragg,  
MAYOR AND CHAIRMAN.

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

#### CITY HEALTH BOARD ACCOUNTS

Read report of the City Health Board recommending for payment accounts amounting to \$2,505.10.

March 11th, 1935.

His Worship the Mayor,  
and Members City Council.

Gentlemen:-

At a meeting of the City Health Board held on Friday, March 8th, the following named accounts amounting to \$2,505.10 were passed and recommended to the City Council for payment.

Respectfully submitted,

W. D. Forrest,  
CHAIRMAN, C. H. B.

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

Alderman Gough wishing to be recorded against.

#### LIBRARY COMMITTEE ACCOUNTS

Read report of the Library Committee recommending for payment accounts amounting to \$334.86.

March 14th, 1935.

March 8th, 1935.

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

Gentlemen:-

The Library Committee beg to submit  
the following accounts for payment -

City of Halifax	Salaries	\$275.82
T.O.Allen & Co.Ltd.	Books	30.07
Book Room	"	14.00
D.E.Merlin	Chair Cushion	4.50
Maclean's	Subscription	1.00
Northern Electric Co.,Ltd.	Bell,Wire, etc.	2.87
H.J.G.McLean	Subscription Lit. Dig.	6.60
		<u>\$334.86</u>

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

POINT PLEASANT PARK ACCOUNTS

Read report of the Point Pleasant  
Park Committee recommending for payment accounts  
amounting to \$351.99.

Mayor's Office,  
City Hall,  
February 25th, 1935.

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

Gentlemen:-

At a meeting of the Committee on  
Point Pleasant Park held this day, the following  
list of accounts amounting to \$351.99 were  
considered.

Your committee recommends that the  
accounts as submitted be passed as correct and  
forwarded to the City Council for payment.

Superintendent's Fripps report on  
conditions at the Park is also attached hereto.

Respectfully submitted,

E. J. Cragg,  
MAYOR AND CHAIRMAN.

March 14th, 1935.

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

CHARITIES COMMITTEE ACCOUNTS

Read report of the Charities Committee recommending for payment accounts amounting to \$2,775.55 chargeable to the Tuberculosis Hospital and \$8,217.31 chargeable to the City Home.

City Hall,  
March 12th, 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: The Chairman, Aldermen Gates, Doyle and MacDonald.

CITY HOME ACCOUNTS FEBRUARY 1935, AMOUNT \$8,217.31

City Home accounts for the month of February 1935 amounting to \$8,217.31 are recommended for payment.

TUBERCULOSIS HOSPITAL ACCOUNTS FEBRUARY 1935,  
AMOUNT \$2,775.55

Tuberculosis Hospital accounts for the month of February 1935 amounting to \$2,775.55 are recommended for payment.

Respectfully submitted,

J. W. McCarthy,  
CHAIRMAN.

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

FIRE DEPARTMENT ACCOUNTS

Read report of the Committee on Firewards recommending for payment accounts amounting to \$13,582.85 chargeable to the Fire Department and \$489.38 chargeable to the Fire Alarm Telegraph System.

March 14th, 1935.

March 11th, 1935.

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

At a meeting of the Committee on Firewards held this day, the attached accounts amounting to \$13,582.85 for the Fire Department and \$489.38 for the Fire Alarm Department were considered.

Your committee recommends that these accounts be passed for payment.

Respectfully submitted,

A. J. Smeltzer,  
CHAIRMAN.

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

GENERAL ACCOUNTS

Read report of the Finance Committee recommending for payment accounts amounting to \$6,199.08 chargeable to the various services.

Committee Room, City Hall,  
March 11th, 1935.

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

Gentlemen:-

At a meeting of the Committee on Finance held this day, the following list of accounts amounting to \$6,050.68 chargeable to current account and \$148.40 chargeable to capital account were considered.

Your committee recommends that the accounts as submitted be passed as correct and forwarded to the City Council for payment.

Respectfully submitted,

H. J. Stech,  
CHAIRMAN.

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

March 14th, 1935.

GARDENS, PARKS AND COMMONS ACCOUNTS

Read report of the Committee on Gardens, Parks and Commons recommending for payment accounts amounting to \$653.38 chargeable to the Public Gardens and \$108.32 chargeable to Fleming Park.

Committee Room, City Hall,  
March 8th, 1935.

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

Gentlemen:-

At a meeting of the Committee on Gardens, Parks and Commons held this day, the following list of accounts amounting to \$653.38 chargeable to the Public Gardens and \$108.32 chargeable to Fleming Park were considered.

Your committee recommends that the accounts as submitted be passed as correct and recommended to the City Council for payment.

Respectfully submitted,

W. E. Donovan,  
CHAIRMAN.

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

CITY PRISON ACCOUNTS

Read report of the City Prison Committee recommending for payment accounts amounting to \$1,916.03.

Committee Room, City Hall,  
March 5th, 1935.

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

Gentlemen:-

At a meeting of the City Prison Committee held this day, the following list of accounts amounting to \$1,916.03 were considered.

March 14th, 1935.

Your committee recommends that the accounts as submitted be passed as correct and recommended to the City Council for payment.

Respectfully submitted,

E. L. Miller,  
CHAIRMAN.

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

CAMP HILL CEMETERY ACCOUNTS

Read report of the Committee on Camp Hill Cemetery recommending for payment accounts amounting to \$591.16.

Committee Room, City Hall,  
March 12th, 1935.

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

Gentlemen:-

At a meeting of the Camp Hill Cemetery Committee held this day, the following list of accounts amounting to \$591.16 were considered.

Your committee recommends that the accounts as submitted be passed as correct and recommended to the City Council for payment.

Respectfully submitted,

A. J. Smeltzer,  
CHAIRMAN.

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

WORKS DEPARTMENT ACCOUNTS

Read report of the Committee on Works recommending for payment accounts amounting to \$12,180.19.

March 14th, 1935.

March 13th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend for payment accounts amounting to \$12,180.19 chargeable as follows:-

Works Department.	Capital	\$257.38	
	Current	<u>8617.34</u>	\$8874.72
Water Department	Construction	31.19	
	Maintenance	<u>1496.91</u>	1528.10
Public Works			<u>1777.37</u>
			<u>\$12180.19</u>

E. J. Cragg,  
MAYOR AND CHAIRMAN.

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

*Chief Churchill*

BORROWING. \$18,000.00 FOR NEW FIRE STATION

Read report of the Committee on Firewards recommending a further borrowing of \$18,000.00 for the erection of a new fire station.

March 11th, 1935.

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

Gentlemen:-

At a meeting of the Committee on Firewards held this day, the matter of the erection of the new fire station was again considered.

Your board recommends that legislation authorizing borrowing of a sum not exceeding \$18,000. to supplement the sum authorized to be borrowed by last year's legislation for the erection of a fire station, purchase of land for same; said sum when borrowed to be used for the same purposes as the said sum authorized to be borrowed by last year's legislation.

Respectfully submitted,

A. J. Smeltzer,  
CHAIRMAN.

March 14th, 1935.

Moved by Alderman Smeltzer, seconded by Alderman Gates that the report be adopted and a sum not exceeding \$1800.00 be borrowed for the erection of a new fire station. Motion put and lost, 9 voting for the same and 8 against it as follows. (A two-third vote being necessary).

FOR THE MOTION

Aldermen Donovan  
Doyle  
Gates  
MacDonald  
McCarthy  
McDonald  
Miller  
Smeltzer  
Stech

-9-

AGAINST IT

Aldermen Adams  
Getley  
Gough  
Hendry  
Lordly  
McManus  
Mitchell  
Power

-8-

*Chief Churchill*

TENDERS FOR LINOLEUM

Read report of the Committee on Firewards submitting tenders for the supplying of 250 square yards of brown battleship linoleum.

March 14th, 1935.

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

Gentlemen:-

At a meeting of the Committee on Firewards held this day, the following tenders were considered for supplying 250 square yards brown battleship linoleum;

Gordon & Keith Co.	\$1.45
E. Beckford & Co.	1.50
Bragers Limited	1.03
S.P. Zive	1.57½
Halifax Furniture Co.	1.57
Harry Pascal	1.49
J & M. Murphy Ltd.	1.37½
T. Eaton Co., Ltd.	1.45
Robert Simpson Eastern Ltd.	1.45

Your committee recommends that the tender of Bragers Limited at \$1.03 per square yard be accepted.

Respectfully submitted,

A. J. Smeltzer,  
CHAIRMAN.



March 14th, 1935.

Moved by Alderman Smeltzer,  
seconded by Alderman Power that the report be  
adopted. Motion put and passed, 15 voting for the  
same and 3 against it as follows.

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Hendry  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
Mitchell  
O'Toole  
Smeltzer  
Stech  
-15-

AGAINST IT

Aldermen Gough  
Lordly  
Power

-3-

*City Health  
Board.*

CITY HEALTH BOARD - TENDERS FOR SUPPLIES

Read report of the City Health  
Board submitting tenders for supplies for  
Infectious Diseases Hospital for six months period  
from March 18th.

March 11th, 1935.

His Worship the Mayor,  
and Members City Council.

Gentlemen:-

At a meeting of the City Health  
Board held on Friday, March 8th, 1935, tenders for  
supplies for the Infectious Disease Hospital for  
six months from March 18th were considered and  
the following are recommended for acceptance;

Fishstuffs	~	Crooks Fish Market
Milk and Cream	~	O. W. Millard
Butter and Eggs	~	R. B. Colwell Ltd.
Meatstuffs	~	W.A. Maling & Co.
Bread	~	Moirs Limited
Laundry	~	Halifax Steam Laundry
Groceries	~	Howards Limited.

Tenders received are herewith  
attached for your information.

Respectfully submitted,

W. D. Forrest,  
CHAIRMAN, C. H. B.

-659-

March 14th, 1935.

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

Moved in amendment by Alderman Mitchell, seconded by Alderman Gough that the report submitting tenders of supplies be referred back to the Health Board for further consideration. Amendment passed.

*Phillips & Marshall.*

LIBRARY COMMITTEE, TENDERS FOR BINDING

Read report of the Library Committee submitting tenders for binding.

March 8th, 1935.

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

Gentlemen:-

At a meeting of the Library Committee held this day, your committee had under consideration tenders for binding as follows:-

	<u>Half Roan</u>	<u>Buckram</u>
Matheson & Blakeney,	\$2.25	\$1.70
Phillips & Marshall,	2.20	1.70

Your committee recommends that the tender of Phillips & Marshall, being the lowest, be accepted.

Respectfully submitted,

J. F. McDonald,  
CHAIRMAN.

Moved by Alderman McDonald, seconded by Alderman Power that the report be adopted and that the tender of Phillips & Marshall, being the lowest, be accepted. Motion put and passed, 16 voting for the same and 2 against it as follows.

March 14th, 1935.

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
Mitchell  
O'Toole  
Smeltzer  
Stech  
-16-

AGAINST IT

Aldermen Gough  
Power

-2-

Moved by Alderman Mitchell, seconded by Alderman Power that items nos. 19, 21, 24, 28, 29 and 40 be taken up with item no. 45 which deals with legislation. Motion passed.

SUPERANNUATION OF J. P. DOWNIE

*City Treasurer*  
Read report of the Finance Committee covering superannuation of J. P. Downie.

Committee Room, City Hall,  
March 11th, 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 an extract from the minutes of a meeting of the City Council held on the 14th day of February 1935 covering superannuation of J. P. Downie.

Your committee recommends that the letter of the City Treasurer be approved and that the sum of \$55.55 be appropriated to the superannuation of J. P. Downie.

Respectfully submitted,

H. J. Stech,  
CHAIRMAN.

March 14th, 1935.

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

*City Treasurer  
Michael Lawless*

SUPERANNUATION OF MICHAEL LAWLESS

Read report of the Finance Committee  
together with letter from the City Treasurer covering  
superannuation of Michael Lawless.

Committee Room, City Hall,  
March 11th, 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 letter from the City  
Treasurer covering superannuation of Police  
Constable Michael Lawless.

Your committee recommends that the  
letter of the City Treasurer be approved and that  
Police Constable Michael Lawless be superannuated  
at the sum of \$731.43, per annum.

Respectfully submitted,

H. J. Stech,  
CHAIRMAN.

March 7th, 1935.

The Chairman,  
The Finance Committee,  
City Hall,  
Halifax, N. S.

Re: Superannuation of Police Constable  
Michael Lawless.

Dear Sir:-

We beg to advise that Constable  
Lawless has paid into the Police Superannuation  
Fund for the last 16 years. His salary is being  
paid at the rate of \$1,600. per annum.

If he were to be retired under  
paragraph 271 of the City Charter, he would be  
entitled to 16/35ths of his present salary of  
\$1,600.00 per annum, which would be \$731.43  
per annum.

Yours faithfully,

R. V. Dimock,  
CITY TREASURER.

March 14th, 1935.

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

Alderman Power being professionally interested in this matter was excused from voting.

Moved in amendment by Alderman McManus, seconded by Alderman Hendry that necessary legislation be sought to enable the City to increase the amount of superannuation paid to Officer Lawless to \$900.00 per annum. Amendment put and lost, 2 voting for the same and 15 against it as follows.

FOR THE AMENDMENT

Aldermen Hendry  
McManus

AGAINST IT

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Gough  
Lordly  
MacDonald  
McCarthy  
McDonald  
Miller  
Mitchell  
O'Toole  
Smeltzer  
Stech  
-15-

-2-

The original motion passed.

BORROWING, \$65,000.00 FOR NEW LIBRARY

Read report of the Finance Committee covering proposed legislation providing for the borrowing of \$65,000.00 for the erection of a new library building.

Committee Room, City Hall,  
March 11th, 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

*Library  
Compn.*

March 14th, 1935.

consideration the attached extract from minutes of a meeting of the Laws and Privileges Committee held on the 8th day of March 1935, together with proposed legislation providing for the borrowing of \$65,000.00 for the erection of a new library building.

Your committee recommends same to Council for its information and necessary action.

Respectfully submitted,

H. J. Stech,  
CHAIRMAN.

(1) The City may borrow a sum not exceeding Sixty-five thousand dollars (\$65,000.00) for the purpose of defraying the cost of the erection of a new city library building, and the purchase of land on which to erect the same or any portion thereof, if the said purchase of land shall be necessary for the same, and the sum so borrowed, which may be borrowed from time to time, and in such amounts as the Council of the City determines, shall be in addition to the amounts authorized by the Halifax City Consolidated Fund Act, 1905, and amendments thereto, and shall form part of the City of Halifax Consolidated Fund, 1905, and shall be secured by stock or debentures to be issued in conformity with the provisions of that Act, and the rate of interest to be paid in respect thereto, and the dates on which the same is repayable shall be determined by the Council.

(2) Nothing contained herein or in any Act of the Legislature of Nova Scotia shall prevent the City from accepting sums of money, the donors of such sums being any estate, government, college of art, or any foundation, or other similar body, to supplement the said sum of sixty-five thousand dollars (\$65,000.00) and using the said sums so accepted together with the said sum of sixty-five thousand dollars (\$65,000.00) to erect a building, which in addition to containing a public library, may also contain a public hall for the purpose of providing for a higher type of amusement than is at present placed before the people of the City, and where people can be brought together for the purpose of uplifting and training them to higher ideals, and for meetings and lectures, facilities for an Art School, a museum, and for other similar matters, as may be specified by such donors.

(3) The City may apply any monies which it has borrowed or which it now has authority to borrow for the purpose of erecting a fire-proof building to house the fire-alarm telegraph system,

March 14th, 1935.

to the cost of the erection of the building herein-  
before mentioned, provided however, that such  
building is of fire-proof construction and proper  
facilities are provided therein to house the said  
fire-alarm telegraph system.

Moved by Alderman Stech, seconded by  
Alderman Mitchell that the matter be referred back  
to the Library Committee.

Moved in amendment by Alderman Gough,  
seconded by Alderman Power that the resolution  
covering proposed legislation as submitted be  
approved.

His Worship the Mayor at this point  
refers the matter back to the Library Committee.

RESIGNATION OF ALDERMAN GOUGH AS MEMBER OF  
LIBRARY COMMITTEE.

Alderman Gough verbally tenders his  
resignation as a member of the Library Committee  
from this date.

ACTION, CITY OF HALIFAX VERSUS N.S. LIGHT AND  
POWER CO., LTD.

Read letter City Solicitor covering  
bill submitted to the local legislature to amend  
the law relating to the City of Halifax.

March 12th, 1935.

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

Gentlemen:-

Re. City of Halifax vs. N. S. Light  
and Power Company, Limited.

Pursuant to instructions given me  
at the last meeting of the Council, I have prepared  
and have had introduced into the House, a Bill to  
enable the City to designate in what portions of  
the streets of the City the tracks of the N. S. Light  
and Power Company are to be laid, after they have  
been removed to enable permanent paving to be done.

March 14th, 1935.

This Bill will shortly come before the Private and Local Bills Committee, but what action they will take with respect to the same is not known.

As the time limit for perfecting the Appeal to the Supreme Court of Canada is rapidly approaching, I would appreciate being instructed what steps to take if no action is taken on this Bill or the Bill is thrown out.

It will be necessary for me to have sufficient time to prepare the necessary papers.

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

An Act to Amend the Law Relating to  
The City of Halifax.

BE IT ENACTED by the Governor and Assembly as follows:

1. In this Act the expression "City" means the City of Halifax, the expression "Council" means the City Council of that city, and any committee or official mentioned means the committee or official of that name of the said city or council, the expression "Charter" means the Halifax City Charter of 1931, and sections referred to by numbers without further reference are the sections of the said Charter, and this Act shall refer exclusively to the City of Halifax.

2. The Charter is amended by inserting therein, immediately following Section 580 the following sections:

580A. Notwithstanding any of the provisions of Chapter 107 of the Acts of 1895, "An Act to Incorporate The Halifax Electric Tramway Company Limited", or any other enactment of the Legislature of Nova Scotia, whenever a street upon which a track or tracks of the company has been laid is to be paved by the City in a permanent manner, the Company shall remove its track or tracks and substructure, and lay, in such parts of the streets as the City Engineer shall then approve, such rails, points and substructures of such description as may be determined on and approved by the said Engineer as most suitable for the purpose, and under the provisions of the said Chapter 107 of the Acts of 1895, and this Charter, according to the best modern practice of paving and according to the manner adopted on the rest of the street.



March 14th, 1935.

Moved by Alderman Mitchell,  
seconded by Alderman Power that a Legislative  
Committee be appointed to appear before the Committee  
on Private and Local Bills and assist in the  
passage of the City's legislation. Motion passed.

His Worship the Mayor names  
the following as Legislative Committee.

LEGISLATIVE COMMITTEE

Members of the Laws and Privileges Committee,  
City Solicitor,  
City Engineer,  
City Auditor,  
His Worship the Mayor.

Moved by Alderman McCarthy,  
seconded by Alderman Donovan that the committee as  
named by His Worship the Mayor be approved.  
Motion put and passed, 17 voting for the same and  
1 against it as follows.

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Getley  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
Mitchell  
O'Toole  
Power  
Smeltzer  
Stech  
c.17-

AGAINST IT

Aldermen Gough

-1-

Alderman Gough at this point  
stated that the City Solicitor should oppose any  
legislation that, in his opinion, is not in the  
best interests of the City.

March 14th, 1935.

His Worship the Mayor replied that the City Solicitor must obey and carry out the instructions of this Council regardless of his own opinion.

*Laws & Privileges Comm.*

QUESTIONS BY ALDERMEN

Alderman Mitchell advised Council that some difficulty had arisen in the enforcement in Ordinance No. 28 relating to the weighing of coal and coke and requested instructions from Council to remedy same.

Moved by Alderman McManus, seconded by Alderman McCarthy that the Laws and Privileges Committee be instructed to review Ordinance No. 28 entitled "The Weighing of Coal and Coke", and report back to Council. Motion passed.

FRANCIS MORTGAGE

*City Solicitor*

Alderman Gough stated that he had written to the City Solicitor submitting five questions and requested that they be answered for this meeting. He stated that the answers were not satisfactory, and that he had wanted plain yes or no.

The Mayor then instructed the City Solicitor to have copies of the correspondence on this matter made and forwarded to each alderman of the Council.

REPORT OF HIS WORSHIP THE MAYOR

9.30 O'clock, His Worship the Mayor calls upon the Deputy Mayor to assume the Mayor's chair while he reports to Council the results of his visit to Montreal in connection with relief matters.

March 14th, 1935.

He also stated that there was to be a general meeting held in Montreal the week of March 18th, and would like very much to attend as, in his opinion, some definite arrangement would be arrived at which would mean considerable saving to the City of Halifax for relief purposes.

Moved by Alderman McCarthy, seconded by Alderman Doyle that this Council do hereby approve of the Mayor returning to Montreal on Monday morning, March 18th and remain there until the end of the conference. Motion passed.

TAX RATE, CIVIC YEAR 1935-36

Read letter from the City Assessor submitting tax rate for the civic year 1935-36.

March 14th, 1935.

His Worship the Mayor,  
and Members of City Council.

Gentlemen:-

Herewith is included a statement of the Assessment Rolls for the year 1935-36.

The total assessment amounts to \$58,560,210. -- \$389,110. less than last year.

The tax rolls were sworn to on March 2nd, and the tax rate fixed at \$3.56 per hundred as follows:

City	\$1.86	
School	1.14	
Public Health and Charities	.36	
Direct Relief	.10	
County	<u>.10</u>	\$3.56

Respectfully submitted,

P. J. McManus,  
CITY ASSESSOR.

FILED

*City Engineer  
Dept of Works*

March 14th, 1935.

TENDERS FOR WATER PIPE

Read report of the Committee on Works and City Engineer submitting tenders for the supplying of 6 and 10 inch water pipe.

March 6th, 1935.

His Worship the Mayor.

Sir:-

We will require some 6 inch and 10 inch water pipe in order to complete work where the trench has already been opened, and also to have in stock. I asked for prices and tenders were received as follows:-

National Iron Corp.	Cent. Cast	Plain Joints	.66 per ft.	1.41 per ft.
Drummond McColl & Co.	Vert "	" "	.699 "	1.4776 "
" "	" "	T. & B.	.719 "	1.513 "
T. McAvity & Sons Ltd.	" "	Plain Joints	.7588 "	1.60 "
" "	" "	T. & B.	.7795 "	1.643 "
" "	Sand Spun	Plain Joints	.735 "	1.364 "
" "	" "	T. & B.	.765 "	1.42 "
Wm. Stairs Son & Morrow,	Vert. Cast	Plain Joints	.7809 "	1.625 "
" "	" "	T. & B.	.8787 "	1.829 "
Canada Iron Foundries	" "	Plain Joints	.7809 "	1.625 "
" "	" "	T. & B.	.8787 "	1.829 "
E. Bart Batson	" "	Plain Joints	.7358 "	—

The above prices are delivered in Halifax free of all charge. The tender of The National Iron Corporation is the lowest and it is recommended that this tender be accepted.

Yours faithfully,

H. W. Johnston,  
CITY ENGINEER.

March 9th, 1935.

The City Council.

Gentlemen:-

Attached hereto is a report of the City Engineer on tenders for 6" and 10" water pipe.

The Committee on Works recommend that the tender of the National Iron Corporation- 6" pipe \$.66¢ per foot and 10" pipe \$1.41 per foot, being the lowest, be accepted.

E. J. Cragg,  
MAYOR AND CHAIRMAN.

March 14th, 1935.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted and that the tender of the National Iron Corporation for 6 inch pipe at .66¢ and 10 inch pipe at \$1.41 per foot, being the lowest, be accepted.  
Motion passed.

*City Engineer  
Check of books*

MOTOR REFUSE COLLECTION UNIT

Read report of the Committee on Works recommending the purchase of a Diamond T. No. 243 truck 1935 model with Wood steel body 028. complete.

March 9th, 1935.

The City Council.

Gentlemen:

At a meeting of the Committee on Works on March 6th instant, it was resolved to recommend to Council that a Diamond T. 243 truck 1935 model with Wood steel body C-28 complete, be purchased from E. B. Boyd for the sum of \$2895.00.

Alderman Donovan voting against.

E. J. Cragg,  
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman MacDonald that the report be adopted.

Moved in amendment by Alderman Donovan, seconded by Alderman Mitchell that a 1935 Federal Truck Model 18 be purchased from the Acadia Motors, Halifax, equipped with a Wood Steel Body 028, six (6) yard capacity mounted on above truck with suitable underbody, hydraulic hoist, painted and lettered, and delivered to City Field, Halifax; all in accordance with specifications of City Engineer at a cost of \$2,460.00 and that His Worship the Mayor and City Engineer be instructed to order this truck and body from the Acadia Motors forthwith. Amendment put and passed, 10 voting for the same and 8 against it as follows.

March 14th, 1935.

FOR THE AMENDMENT

Aldermen Adams  
Donovan  
Getley  
Hendry  
Lordly  
McManus  
Miller  
Mitchell  
Power  
Stech

-10-

AGAINST IT

Aldermen Doyle  
Gates  
Gough  
MacDonald  
McCarthy  
McDonald  
O'Toole  
Smeltzer

-8-

Alderman McCarthy rises to a point of order claiming that the amendment is out of order and asks for a ruling from the chair.

His Worship the Mayor, after considering the matter, rules the amendment in order.

Moved by Alderman Gough, seconded by Alderman Smeltzer shall the ruling of the chair be sustained.

Upon the City Clerk putting the motion, there appeared 14 for sustaining the ruling of the chair, and 4 against it as follows.

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Getley  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
Mitchell  
O'Toole  
Stech

-14-

AGAINST IT

Aldermen Gates  
Gough  
Power  
Smeltzer

-4-

The City Clerk declares the ruling of the chair sustained.

-672-

*By accident*

March 14th, 1935.

ASSISTANCE, CITY SOLICITOR'S OFFICE

Read report of the Laws and Privileges Committee together with letter from the City Solicitor requesting authority to retain the services of Mr. R. L. Rooney for a further period of one month from the expiration of his present term.

Committee Room, City Hall,  
March 8th, 1935.

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, your committee had under consideration the attached letter from the City Solicitor requesting authorization to retain the services of Mr. R. L. Rooney for a period of one month from the expiration of his present term.

Your committee recommends that the application be granted.

Respectfully submitted,

Walter Mitchell,  
CHAIRMAN.

March 7th, 1935.

Chairman,  
Laws and Privileges Committee,  
Halifax, N. S.

Dear Sir:-

I hereby request authorization to retain the services of R. L. Rooney for a period of one month from the expiration of his present term, the remuneration to be paid under the same authorization as heretofore, and the salary to be such as is determined by the Council. I am in hopes that at the expiration of one month I will be in a position to take care of the work of this Department without further assistance.

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

Moved by Alderman Mitchell, seconded by Alderman Doyle that the report be adopted and that the services of Mr. Rooney be retained for one month from the expiration of his present term on the same salary basis, namely \$100.00 per month. Motion passed.

March 14th, 1935.

APPOINTMENT, COAL WEIGHER

Read report of the Laws and Privileges Committee recommending the appointment of Mr. E. H. Marriott as city coal weigher.

Committee Room, City Hall,  
March 8th, 1935.

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, your committee had under consideration the attached letter from Charles H. Spriggs requesting to have Mr. E. H. Marriott sworn in as a city coal weigher.

Your committee recommends that the application be granted.

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. Marriott as a permanent coal weigher. Motion passed.

APPOINTMENT, COAL WEIGHER

Read report of the Laws and Privileges Committee recommending the appointment of Mr. Thomas Ohisholm as city coal weigher.

Committee Room, City Hall,  
March 8th, 1935,

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, your committee had under consideration the attached letter from the North End Coal Company requesting permission to have Mr. Thomas Ohisholm sworn in as a city coal weigher.



March 14th, 1935.

Your committee recommends that the application be granted.

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. Chisholm as a permanent coal weigher.  
Motion passed.

McCLUSKY VERSUS O'TOOLE

Read report of the Laws and Privileges Committee together with letter from the City Solicitor regarding his acting for Alderman O'Toole in the case, McClusky versus O'Toole.

Committee Room, City Hall,  
March 8th, 1935.

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, your committee had under consideration the attached letter from the City Solicitor re the case of Mrs. Sophia McClusky against Alderman Wm. J. O'Toole requesting the City Council to confirm the Mayor's action authorizing him to represent Alderman O'Toole.

Your committee recommends that the Council confirm the Mayor's action in authorizing the City Solicitor to act for Alderman O'Toole, and that Council excuse Alderman O'Toole from voting on this matter.

Respectfully submitted,

Walter Mitchell,  
CHAIRMAN.

March 5th, 1935.

Alderman Walter Mitchell,  
Chairman,  
Laws and Privileges Committee,  
Halifax, N. S.

Dear Alderman:-

My attention has been called to a letter appearing in the Halifax Daily Star of

March 14th, 1935.

March 5th, to the effect that I am apparently attending to some work which is not within my jurisdiction. I refer to the action of Mrs. Sophia McClusky against Alderman W. J. O'Toole. I took this matter up on instructions from His Worship the Mayor, but in order to ascertain my position I would appreciate having the Mayor's action confirmed by the Council. I am calling this to your attention so that the matter can be discussed by your committee and any necessary recommendation can be made to the Council.

My own feeling in this matter is that the case arose out of a meeting which was attended by Alderman O'Toole and His Worship the Mayor in the course of their duties as alderman and mayor respectively of the City of Halifax. It also seemed to me that the provisions of the City Charter respecting my duties would cover a case of this kind. I refer to the following extract:

"give legal advice and assistance to the mayor and members of the council and the officials in the performance of the duties of their respective offices."

However, in view of the fact that some criticism has arisen I wish to have this matter considered and to receive my instructions from the City Council. I might say that if it is the opinion of the Council that I should not proceed further in this matter, but that Alderman O'Toole should select his own solicitor, that this would be very acceptable to me, in view of the amount of work which I have at present before me. I would be very pleased to give any further information within my power.

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

Moved by Alderman Mitchell, seconded  
by Alderman McManus that the report be adopted.

Motion passed.

11.20 P.M.,

Moved by Alderman Gough, seconded by  
Alderman Smeltzer that this meeting do now  
adjourn. Motion put and lost, 6 voting for the  
same and 12 against it as follows.

March 14th, 1935.

FOR THE MOTION

Aldermen Donovan  
Getley  
Gough  
Power  
Smeltzer  
Stech

AGAINST IT

Aldermen Adams  
Doyle  
Gates  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
Mitchell  
O'Toole  
-12-

-6-

Moved by Alderman Stech, seconded by Alderman Mitchell that this meeting do now adjourn until 7.30 tomorrow evening, March 15th. Motion put and lost, 4 voting for the same and 14 against it as follows.

FOR THE MOTION

Aldermen Donovan  
Getley  
Mitchell  
Stech

AGAINST IT

Aldermen Adams  
Doyle  
Gates  
Gough  
Hendry  
Lordly  
MacDonald  
McCarthy  
McDonald  
McManus  
Miller  
O'Toole  
Power  
Smeltzer  
-14-

-4-

*City Engineer Mitchell*  
Alderman Gates gives notice of reconsideration on the purchase of motor refuse collection unit.

Moved by Alderman Gates, seconded by Alderman McCarthy that a stay of proceedings be granted. Upon the vote being taken there resulted a tie, 9 voting for the same and 9 against it as follows:

-677-

March 14th, 1935.

FOR THE MOTION

Aldermen Doyle  
Gates  
Gough  
MacDonald  
McCarthy  
McDonald  
O'Toole  
Power  
Smeltzer

-9-

AGAINST IT

Aldermen Adams  
Donovan  
Getley  
Hendry  
Lordly  
McManus  
Miller  
Mitchell  
Stech

-9-

His Worship the Mayor casts the deciding vote in favor of the motion.

Stay of proceedings granted.

Moved by Alderman Doyle, seconded by Alderman MacDonald that new tenders be called by the Works Department for a complete garbage collection unit, delivered to the City Field at Halifax; specifications of same to be drawn up by the City Engineer and submitted to the Committee on Works for its approval. Motion put and passed, 10 voting for the same and 8 against it as follows.

FOR THE MOTION

Aldermen Doyle  
Gates  
Gough  
Hendry  
MacDonald  
McCarthy  
McDonald  
O'Toole  
Power  
Smeltzer

-10-

AGAINST IT

Aldermen Adams  
Donovan  
Getley  
Lordly  
McManus  
Miller  
Mitchell  
Stech

-8-

TAX COLLECTIONS FOR THE MONTH OF FEBRUARY 1935

Read report of the City Auditor covering tax collections for the month of February 1935.

March 14th, 1935.

City Auditor's Office,  
February 28th, 1935.

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

Gentlemen:--

Report on Tax Collections for the month of February is submitted. Collections amounted to \$67,339.37; corresponding period last year \$60,284.00. Collections on account of taxes for the years 1908-1924 were \$3.78. The ledger value of this group on February 28th, 1935 after deducting Reserves for short collection amounted to \$549,120.57. Collections of Poll Taxes in 1934-35 of current and arrears to February 28th, amounted to \$22,132.00; corresponding period last year \$29,046.59.

Arrears Taxes

Civic Year	Reserve	Outstanding Balances January	New accounts and adjustments	February Collections	Outstanding Balances February.
1925-26	\$65,063.09*	\$64,766.00		\$3.50	\$64,762.50
1926-27	39,868.23*	41,344.41		32.36	41,312.05
1927-28	40,418.43*	40,032.20		7.95	40,024.25
1928-29	45,387.58*	44,343.56		66.97	44,276.59
1929-30	48,269.19*	47,002.99		162.73	46,840.26
1930-31	57,769.99*	54,365.00		109.36	54,255.64
1931-32	69,402.23*	57,646.31	\$289.90	5,775.71	52,160.50
1932-33	48,493.94*	194,340.83	40.80	14,666.43	179,715.20
1933-34	51,754.73	215,600.25	2,064.68	13,350.03	334,314.90
		889,441.55	2,395.38	34,175.04	857,661.89

Current Taxes

1934-35	51,201.32	661,714.24	347.47	24,451.14	637,610.57
---------	-----------	------------	--------	-----------	------------

Water Dept.  
Rates, etc.

	59,837.82	5,216.41	8,713.19	56,341.04
	1,610,993.61	7,959.26	67,339.37	1,551,613.50

Poll Taxes 1932-33	\$1,643.54	-- .53	\$132.75	\$1,510.26
Poll Taxes 1933-34	5,376.84	-- 1.35	253.00	5,122.49
Poll Taxes 1934-35	11,660.36	85.33	1,313.00	10,432.69

\* 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

March 14th, 1935.

SUPT'S REPORT RE INMATES, CITY HOME AND T.B.HOSPITAL  
FOR THE MONTH OF FEBRUARY, 1935.

Read report of the Charities  
Committee for the month of February 1935 showing the  
number of inmates in the City Home to be 435 and  
the number of patients in the T. B. Hospital to be 58.  
FILED

DIRECT RELIEF EXPENDITURES

Read report of the City Auditor  
covering direct relief expenditures as at March  
14th, 1935.

REPORT ON DIRECT RELIEF EXPENDITURES.  
(Estimated)

February 14th - March 14th, 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
" Jan. 17th/35	125,000.00	41,666.66
	<u>1,265,000.00</u>	<u>421,666.66</u>

Expenditures to  
Feb. 28th, 1935 1,102,616.14 367,538.71

Add estimates to  
March 14th, 1935 21,000.00 7,000.00  
\$1,123,616.14 \$ 374,538.71

Balance unexpended of  
authorized appropriations  
of which approximately  
\$81,000.00 is available  
for expenditure to  
April 30th, 1935, the  
difference having  
lapsed. \$141,383.86 \$ 37,127.95

Respectfully submitted,

A. M. Butler,  
CITY AUDITOR.

March 14th, 1935.  
FILED

March 14th, 1935.

DEPARTMENTAL APPROPRIATIONS AND EXPENDITURES

Read report of the City Auditor  
showing departmental appropriations and expenditures.

FILED

11.40 P.M.,

Moved by Alderman Mitchell, seconded  
by Alderman Stech that this meeting do now adjourn  
until tomorrow night, March 15th at 8 P.M.

Motion put and passed, 14 voting for the same and  
3 against it as follows:

FOR THE MOTION

Aldermen Adams  
Donovan  
Doyle  
Gates  
Gough  
Getley  
Hendry  
MacDonald  
McCarthy  
McDonald  
McManus  
Mitchell  
Smeltzer  
Stech  
-14-

AGAINST IT

Aldermen Lordly  
Miller  
Power

Meeting adjourned.

LIST OF HEADLINES

Minutes	642
Letter, Clerk of the Executive Council re Ordinance No. 6	642
Daylight Saving Time	643
Decision, Supreme Court of N. S. re Mutual Life Assurance Co. of Canada assessment	644
Police Department Accounts	650
City Health Board Accounts	651
Library Committee Accounts	651
Point Pleasant Park Accounts	652
Charities Committee Accounts	653
Fire Department Accounts	653
General Accounts	654
Gardens, Parks and Commons Accounts	655
City Prison Accounts	655
Camp Hill Cemetery Accounts	656
Works Department Accounts	656

March 14th, 1935.

HEADLINES (Continued)

Borrowing \$18,000.00 for new fire station	657
Tenders for Linoleum	658
City Health Board - Tenders for Supplies	659
Library Committee, Tenders for Binding	660
Superannuation of J. P. Downie	661
Superannuation of Michael Lawless	662
Borrowing, \$65,000.00 for new Library	663
Resignation of Alderman Gough as member of Library Committee	665
Action, City of Halifax versus N. S. Light and Power Co., Ltd.	665
Legislative Committee	667
Questions by Aldermen	668
Francis Mortgage	668
Report of His Worship the Mayor	668
Tax Rate, Civic Year 1935-36	669
Tenders for Water Pipe	670
Motor Refuse Collection Unit	671
Assistance, City Solicitor's Office	673
Appointment, Coal Weigher	674
" "	674
McClusky versus O'Toole	675
Tax Collections for the month of February 1935	678
Supt's report re inmates, City Home and T.B. Hospital for the month of February 1935	680
Direct Relief Expenditures	680
Departmental Appropriations and Expenditures	681

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

H. C. Powell,  
CITY CLERK.