

Council

June 13th, 1935.

NOTICE OF MOTION BY ALDERMAN GOUGH

Alderman Gough gives notice that he will move at the next meeting of the City Council the following:-

"RESOLVED that at the next regular meeting of this Council, a motion will be made that a special committee be appointed to investigate and report upon the assessment for paving of streets since 1919 with a view to make any necessary adjustment required in the interests of ratepayers and citizens."

Miss Hunter

APPRECIATION OF SERVICES TO BE EXTENDED
TO MISS M. A. HUNTER.

Read report of the Committee on Works covering resolution proposed to be sent to Miss M. A. Hunter in appreciation of her services to the City of Halifax.

June 8th, 1935.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works on May 29th, 1935, the following resolution was unanimously adopted and it was resolved that it be forwarded to Council for endorsement following which a copy be sent to Miss M. A. Hunter.

WHEREAS Miss M. A. Hunter has retired on superannuation from the office of Clerk of Works on May 15th, 1935.

AND WHEREAS Miss Hunter has been in the employ of the City of Halifax for a period of forty-three years during which time her career as a civic official has been a life of efficient, conscientious and courteous service to the citizens of Halifax.

THEREFORE BE IT RESOLVED that the Committee on Works and the Council of the City of Halifax hereby place on record their appreciation of such service, with the hope that Miss Hunter may enjoy years of well-earned leisure.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Gough and passed unanimously.

*Clerk of Works
City Engineer*

June 13th, 1935.

APPOINTMENTS, CLERK OF WORKS' OFFICE

Read reports from the Committee on Works asking ratification of appointments in the Clerk of Works' Office.

June 12th, 1935.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works May 29th, 1935, the promotion of Miss Joan Hunt to the position of Meter Entry Clerk in the office of the Clerk of Works was approved and recommended to Council for adoption at a minimum salary of \$1100.00 and a maximum salary of \$1300.00 less ten percent.

E. J. Cragg,
MAYOR AND CHAIRMAN.

June 12th, 1935.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works May 29th, 1935, the appointment of Mr. George J. Lynch as a clerk in the office of the Clerk of Works was approved and recommended to Council for adoption at a minimum salary of \$1100.00 and a maximum salary of \$1300.00 less ten percent.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Gough that the reports be adopted.
Motion passed.

STREET LIGHTING

*Clerk of Works
City Engineer*

Read report of the Committee on Works and City Engineer re street lighting.

May 28th, 1935.

His Worship the Mayor.

Sir:-

At the last meeting of the Committee on Works I was asked to make a general report on street lighting and funds available for this purpose.

June 13th, 1935.

Last year the cost for street lighting was \$60,672.26, the estimate was \$46,000., the difference to be taken from street lighting rebate account is \$14,311.83, the credit to this account on February 1st, 1935 was \$38,221.74, deducting the difference required to balance last years account namely \$14,311.83 should leave a balance to the credit of this account of \$23,909.91 to which must be added interest allowed by the appropriation in the account.

In December 1934 ten new lights were added. In the estimates submitted in February it was recommended that fifteen new lights be added. This year the estimates however, were not increased and with the present lights it is estimated that the cost for the current year will be the same as last year.

The approximate cost of installing 250 c.p. lamps is \$29.00 and the annual maintenance cost will be about the same amount. The lights proposed in the estimates were on the following streets:-

Armdale Road	Studley Avenue
Norwood Street	Grant Street
Wright Avenue	Shirley Street
Gerrish Street	Rosemead Avenue
Vestry Street	Connaught Avenue
Joseph Street	Queen Street
South Street	

At the present time there are in use the following number of lights:

60 c.p.	-	58
100 "	-	11
250 "	-	1165
400 "	-	311
600 "	-	85
1000 "	-	122
Total	-	1752

There is no question that the lights on the streets mentioned above are necessary, the difficulty is that unless a larger share of the rebate account is taken to supplement this years appropriation no funds are available.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 8th, 1935.

The City Council.
Gentlemen:-

The Committee on Works recommend the adoption of the attached report on street lighting,

June 13th, 1935.

the necessary funds for the installation and operation to be taken from the street lighting rebate account. The lights proposed to be installed are as follows:-

Armdale Road	Studley Avenue
Norwood Street	Grant Street
Wright Avenue	Shirley Street
Gerrish Street	Rosemead Avenue
Vestry Street	Connaught Avenue
Joseph Street	Queen Street
	South Street

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Gough that the reports be adopted. Motion passed.

BARRINGTON STREET SIDEWALK

Read report of the Committee on Works and City Engineer re Barrington Street sidewalk.

May 29th, 1935.

His Worship the Mayor.

Sir:-

The concrete sidewalk on the east side of Barrington Street between Blower and Salter Streets and for a distance of about ninety feet north of Blower Street, is in very bad condition and should be renewed. These sidewalks were built, the former in 1893 and the latter in 1896, so that the bonds issued for construction have been redeemed.

The estimated cost of renewing the work is about \$800.00, and it is recommended that the work be done, half the cost to be charged against the abutting property.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 8th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend for adoption the attached report of the City Engineer on the renewal of the concrete sidewalk at the east side of Barrington Street, between Blowers and Salter Street, and for a distance of about 90 feet north of Blowers Street, the necessary funds to be taken from Sidewalk Capital Account.

E. J. Cragg,
MAYOR AND CHAIRMAN.

*Clerk of Works
City Engineer*

June 13th, 1935.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

WATER SUPPLY OUTSIDE CITY LIMITS

Read report of the Committee on Works and City Engineer re water supply, outside City limits.

May 28th, 1935.

His Worship the Mayor.

Sir:-

I beg to report on an application from Mr. Wm. Tapp for the extension of the water supply to the property on the south side of the St. Margaret Bay Road about one-half mile from the Arm Bridge, that he has at present a 3/4" service pipe supply from the City mains to his house. He has subdivided the rest of his property and is selling it in lots and asks for an additional 2" connection to the low service main.

If the permit is granted it would be under an agreement containing terms similar to those in the agreement with Havill Bros. for the supply to their property at Crescent Cove.

The agreement provides among other things the usual conditions that the whole cost of the work will be borne by the licensee and that all connections to different houses that may be supplied with water will be made at his own expense and charges and that he will pay for the water supplied at the rate of .20 per 1,000 gallons with a minimum cost of \$5.00 for each six months for each house on his property requiring city water.

In addition he must agree to pay a meter rental at the rate of \$5.00 for each ~~six~~ months or portion thereof during which the water is in use.

The lease would also reserve to the City the right to terminate the agreement at any time upon giving the licensee thirty days notice.

If the committee authorizes the connection the licensee should be notified that it is proposed to increase the rates and that agreement for water supplied outside the city limits may be cancelled in the immediate future.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

*Clerk of Works
City Engineer*

June 13th, 1935.

June 8th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend for adoption the attached report of the City Engineer on an application of Mr. Wm. Tapp for an extension of the water supply to the property on the south of St. Margaret's Bay Road, about one-half mile from the Arm Bridge, asking for an additional 2" connection to the low service main.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

SOUTH STREET SEWER

*Clerk of Works
City Engineer*
Read report of the Committee on Works and City Engineer re South Street sewer.

June 5th, 1935.

His Worship the Mayor,

Sir:-

I beg to report on the recommendation of the City Health Board that the sewer be extended in South Street to provide proper drainage to #344-346 that the sewer in South Street now ends between LeMarchant and Stulley Street. In order to provide drainage for 344-346 will require an extension of about 230 feet, the estimated cost of which is \$1,900.00.

In order to drain No. 348 a further extension of about 40 feet is required.

The total estimated cost is \$2,200.00.

In order to avoid the nuisance now caused by the overflow of the cesspools, it will be necessary to build this sewer and it is recommended that it be ordered.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

June 8th, 1935,

The City Council.

Gentlemen:-

Attached hereto is a report of the City Engineer on South Street sewer extension to provide proper drainage to Nos. 344, 346 and 348 South Street.

At a meeting of the Committee on Works on June 5th instant, the report was approved and recommended to Council for adoption.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

ALMON STREET SEWER

*Clerk of Works
City Engineer*
Read report of the Committee on Works and City Engineer re Almon Street sewer.

June 5th, 1935.

His Worship the Mayor.

Sir:-

Among the sewers ordered in connection with relief work, was one on Almon Street from Oxford Street to Dublin Street. The eastern portion of this from Dublin Street a short distance westwardly, was also ordered previously to the relief work.

It is proposed to erect two houses near Dublin Street and it is recommended that the sewer work be proceeded with and in order to provide some more work for the relief of unemployment, it is recommended that the sewer be built through the whole block and that the water pipe be laid at the same time.

The estimated cost of the sewer is \$3,300.00 and of the sewer extension \$1,700.00.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

June 8th, 1935.

The City Council.

Gentlemen: -

At a meeting of the Committee on Works on the 5th instant, the attached report of the City Engineer on Almon Street sewer was approved and recommended to Council for adoption.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

TENDERS FOR CORPORATION COCKS

*Clerk of Works
City Engineer*
Read report of the Committee on Works and City Engineer re tenders for corporation cocks.

June 4th, 1935.

His Worship the Mayor.

Sir:-

We require twenty-five (25) one-inch, two hundred (200) three-quarter inch and two hundred (200) half-inch corporation cocks. The following prices on these have been obtained,

	<u>1"</u>	<u>3/4"</u>	<u>1/2"</u>	<u>1/2"</u>
Wm. Stairs Son & Morrow	\$2.63	\$1.69	\$1.22	.99
Mueller Ltd.	2.63	1.69	-	.99
R. R. Power	2.92	1.87	-	1.10
Canadian Brass Co.	2.63	1.69	-	.99
T. McAvity & Sons Ltd.	2.63	1.69	1.22	.99
Wm. Robertson & Son	2.63	1.69	1.22	.99-

The stop cocks quoted on by Wm. Stairs Son & Morrow Limited, Wm, Robertson & Sons and T. McAvity & Sons, Limited, are manufactured in St. John, N. B., the others in Ontario.

I would recommend that the contract be divided between Wm. Stairs Son & Morrow Limited and Wm. Robertson & Son.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

June 8th, 1935.

The City Council.

Gentlemen:-

Attached hereto is a report of the City Engineer on tenders for corporation cocks.

The Committee on Works recommend that the contract be divided between Wm. Stairs Son & Morrow Limited and Wm. Robertson and Company.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.
Motion passed.

TENDERS FOR VALVES

*Clerk of Works
City Engineer*
Read report of the Committee on Works and City Engineer re tenders for valves.

June 4th, 1935.

His Worship the Mayor.

Sir:-

We require thirty (30) 6-inch and four (4) 4-inch valves. The following prices on these have been obtained.

<u>Bidder</u>	<u>Type of make</u>	<u>6"</u>	<u>4"</u>	
Drummond McCall & Co.Ltd.	Blakeborough	\$20.20	\$13.20	including sales tax.
Wm. Stairs Son & Morrow Milwood.	"	22.75	13.30	plus sales tax less 2%
T. McAvity & Sons Ltd.	"	22.75	13.30	plus sales tax less 2%
Austen Bros.Ltd.	"	22.75	13.30	plus sales tax less 2%
Jenkins Bros.Ltd.	Jenkins	23.00	15.00	includes sales tax less 2%
Jas. Robertson Co.Ltd.	Milwood	24.12	14.10	includes sales tax.
H. J. G. McLean	Auld	28.80	18.00	includes sales tax.

The tender of Drummond, McCall & Co. Ltd., is the lowest and is recommended for acceptance.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

June 8th, 1935.

The City Council.

Gentlemen:-

Attached hereto is a report of the City Engineer on tenders for valves.

The Committee on Works recommend that the tender of Drummond McCall & Company Limited, being the lowest, be accepted. Alderman Gates voting against.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman Freda that the reports be adopted.

Motion passed.

TENDERS FOR LEAD PIPE

*Clerk of Works
City Engineer*
Read report of the Committee on Works and City Engineer re tenders for lead pipe.

June 4th, 1935.

His Worship the Mayor,

Sir:-

We require the following quantities of lead pipe for our work during the present season.

1/2 inch	10,000 pounds
3/4 inch	12,000 "
1 inch	1,000. "

I have obtained prices as follows:-

Wm. Stairs Son & Morrow Ltd.	\$5.83	per 100 pounds.
Jas. Simmonds Limited	6.08	"
Crane Limited	6.12	"
Austen Bros. Ltd.	6.13	"
Crowell Bros. Ltd.	6.15	"
Standard Underground Cable Co.	6.89	"

The above prices are delivered in Halifax all taxes paid.

It is recommended that the tender of Wm. Stairs Son & Morrow Limited, being the lowest, be accepted.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

June 8th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend for adoption the attached report of the City Engineer on tenders for lead pipe.

The tender of Wm. Stairs Son & Morrow Limited, being the lowest, is recommended for acceptance.

E. J. Cragg
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

HARVARD STREET ENCROACHMENT

*Recd of Works
City Engineer*
Read report of the Committee on Works and City Engineer re Harvard Street encroachment.

June 11th, 1935.

His Worship the Mayor.

Sir:-

When the concrete sidewalk was built on Harvard Street it was laid in accordance with the official lines of the street. A portion of the property of George W. Hiseler at the north-east corner of Yale Street encroaches over the property about two feet. A portion of the encroachment being a building used as a garage.

The area of the encroachment is 212 square feet.

The assessed value of the land is at the rate of 15 cents per square foot and the estimated cost of removing and making good the part of the garage extending over the street is \$50.00. There is also a fence encroaching, which was partially damaged.

It is recommended that the property be purchased at \$100.00, which would include claims for land, moving building and fencing.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER .

June 13th, 1935.

June 12th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend the adoption of the attached report of the City Engineer on the purchase of the property owned by George Hissler at the north-east corner of Yale and Harvard Streets.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

SOUTH PARK STREET PAVING

Read report of the Committee on Works and City Engineer re South Park Street paving.

June 11th, 1935.

His Worship the Mayor.

Sir:-

With further reference to the report of the 5th instant, regarding the paving of South Park Street, the following are the estimates of the City's share of the work under the two proposals.

Proposal #1 With the track in its present location:

1520 feet curb and gutter.....	\$2280.00
700 yards pavement.....	2450.00
Resetting catchpits.....	200.00
Repairs to old pavement east side of track.....	1200.00
Sundries.....	380.00
TOTAL	<u>\$ 6500.00</u>

Proposal #2 If tracks are moved to proposed new location near center of street.

2737 sq. yds. pavement.....	\$9580.00
1520 feet curb and gutter...	2280.00
Resetting catchpits.....	200.00
Sundries.....	600.00
	<u>\$12660.00</u>
Additional cost to Tram Co.	7500.00
	<u>\$20160.00</u>

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

*Clerk of Works
City Engineer*

June 13th, 1935.

The City Council.

Gentlemen:--

The Committee on Works recommend the adoption of proposal No. 1 in the attached report of the City Engineer regarding the paving of South Park Street. Alderman Gates and Alderman MacDonald voting against.

The Committee further recommend that provision be made for the safety of persons getting on and off street cars; also that Nova Scotia Light & Power Co. Ltd., be requested to proceed with their portion of the paving work immediately.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gough, seconded by Alderman Freda that the report of the Committee on Works be adopted. Motion put and passed, 8 voting for the same and 6 against it as follows:-

FOR THE MOTION

Aldermen Curtis
Donovan
Freda
Gough
Hendry
McDonald
McManus
Stech

-8-

AGAINST IT

Aldermen Gates
Lordly
MacDonald
McCarthy
Mitchell
Walker

-6-

*Chief of Works
City Engineer*

NORWOOD STREET - SEWER AND WATER
EXTENSION

Read report of the Committee on Works and City Engineer re Norwood Street, sewer and water extension.

June 11th, 1935.

His Worship the Mayor.

Sir:-

I beg to report on the application of Mr. R. H. Pope for water and sewer extension on Norwood Street. At present these services are extended to Mr. Fowler's property on Norwood Street, and to supply Mr. Pope's property would require an extension of about sixty feet.

-110-

June 13th, 1935.

The estimated cost of the sewer is \$400.00 and of the water extension \$170.00.

It is recommended that the extension be made.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 12th, 1935.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works June 12th, 1935, the attached report of the City Engineer recommending sewer and water extension on Norwood Street, was recommended to Council for adoption.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Motion passed.

TENDERS, CONCRETE SIDEWALKS

*Chief of Works
City Engineer*
Read report of the Committee on Works and City Engineer re tenders for concrete sidewalks.

June 13th, 1935.

His Worship the Mayor.

Sir:-

In response to advertisement two tenders were received for the construction of concrete sidewalks, curbs, gutters, etc. On the basis of the estimated quantities of work now ordered, a comparison of tenders received, is as follows:-

<u>Item</u>	<u>Quantity</u>	<u>C. J. Walker</u>		<u>Bianco Bros.</u>	
		<u>Rate</u>	<u>Amount</u>	<u>Rate</u>	<u>Amount</u>
Conc. sidewalks	2200 sq. yds.	\$2.22	\$4,884.00	\$2.24	\$4,928.00
Curb & Gutter	2790 lin. ft.	1.15	3,208.50	1.15	3,208.50
Sodding	2620 sq. yds.	.37	969.40	.35	917.00
Driveways	41	13.00	533.00	13.00	533.00
Renewals	320 sq. yds.	1.45	464.00	1.90	608.00
			\$10,058.90		\$10,194.50

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

June 13th, 1935.

The City Council.

Gentlemen:-

The Committee on Works recommend that the contract for the construction of permanent sidewalks for the civic year 1935-36 be awarded to C. J. Walker.

Attached hereto is a comparison of tenders received.

E. J. Cragg,
MAYOR AND CHAIRMAN.

Moved by Alderman Gates, seconded by Alderman Donovan that the reports be adopted.

Moved in amendment by Alderman Lordly, seconded by Alderman McManus that this matter be referred to the Committee on Works for further consideration. Amendment put and passed, 10 voting for the same and 3 against it as follows:

FOR THE AMENDMENT

Aldermen Donovan
Gates
Hendry
Lordly
MacDonald
McCarthy
McDonald
McManus
Stech
Walker

-10-

AGAINST IT

Aldermen Curtis
Freda
Gough

-3-

DECISION IN ACTION, PHINNEY MUSIC COMPANY
VERSUS CITY OF HALIFAX.

Read letter from City Solicitor submitting decision from Judge Graham in the action, Phinney Music Co. versus City of Halifax.

June 12th, 1935.

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

Gentlemen:-

I have today been advised that His Lordship Mr. Justice Graham of the Supreme Court has confirmed the opinion given by me to the City to the effect that the Corporation

-112-

June 13th, 1935.

off the City of Halifax is not liable to pay any moneys received by Ex-Sergeant Macalder as proceeds of executions in the City Civil Court where such moneys have been retained by him and not paid over to the persons entitled thereto.

This decision is rather far-reaching and settles a great many claims which have been made against the City in respect to these items.

I do not know whether the plaintiff intends to appeal the case, but upon receiving a Notice of Appeal I will report the same to Council and request instructions.

I attach hereto a claim of the judgment of Mr. Justice Graham.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

- - - - -
IN THE SUPREME COURT.

PHINNEY
VS.
CITY OF HALIFAX.

GRAHAM, J., The Plaintiff obtained judgment against T. in the city court. An execution was issued and placed in the hands of a police constable of the city assigned to duty in that court. Thereupon T. paid \$106.75 to the constable. He converted the money to his own use. This action is brought to recover from the city the amount of his defalcation.

No evidence was given because it was submitted that the facts were not in dispute.

The city charter provides that the city council shall appoint three of its members to be a "Police Committee". This committee appoints and controls the police constables. They "hold their places at the pleasure" of that committee.

The city court is established by the charter. Its process is issued by the clerk of the city, who is also clerk of the court. Within the city the process of the court is directed to "any of the police constables of the city". Formerly it was provided that the constable assigned to the work of this court was called the "City Marshal". Fees for court charges including 5% on moneys collected under execution are fixed by the charter. All fees are paid over to the city.

June 13th, 1935.

Police constables are employed in pursuance of the duty placed upon the city to enforce the law of the land and to enable courts of justice in the city to administer the law. It is accordingly the general rule that they are not to be held agents of the city and that therefore the city is not liable for their illegal acts. *McCleave v. Moncton*, 32 S.C.R. 106.

In principle there seems to be no reason to hold that a police constable who is assigned to the special duty of executing the process of the city court is any more the agent of the city than any other police constable. And, if that be so, the fact that he is called "Acting City Marshal" does not alter his relation to the city.

It was argued that because the city received the fees of the court that it must be taken to have a special interest in the work done by the constable. There is no evidence to show the amount of the fees received by the city, but the reasonable inference is that these fees, which are prescribed by the legislature, are intended only to reimburse to the city the cost of maintaining the court. Counsel said that they fell short of being sufficient for that purpose. In my opinion the fact that the city gets the court fees does not take the case out of the rule.

Further, in any event the constable's act was criminal. That aspect of the case was not argued. His act was done for himself alone and not for the city. It was outside the scope of his authority, i.e. it was neither authorized by the city, nor was it a wrongful or unauthorized mode of doing something which the city authorized him to do. That being so, it would seem that in the circumstances of this case, the city was not liable. It is true that a principal may be liable for the fraud of an agent who acts in its place, and commits the fraud in the discharge of duties committed to him; but to bring this case within that principle it would have to be premised that the constable was the agent of the city or acted in its place, which in my judgment is not the case.

I think the action should be dismissed but in the circumstances without cost.

FILED

J.

June 13th, 1935.

SUPT'S REPORT RE INMATES IN THE CITY HOME
FOR THE MONTH OF MAY, 1935.

Read report of the Charities Committee
for the month of May 1935 showing the number of
inmates in the City Home to be 446.
FILED

DIRECT RELIEF EXPENDITURES

Read report of the City Auditor covering
direct relief expenditures as of June 13th, 1935.

REPORT ON DIRECT RELIEF EXPENDITURES.
(Estimated)

May 16th - June 13th, 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
" Apr. 11th/35	125,000.00	41,666.66
	<u>1,390,000.00</u>	<u>463,333.32</u>
Expenditures to May 31st, 1935	1,225,829.03	408,609.68
Add estimates to June 13th, 1935	<u>15,000.00</u>	<u>5,000.00</u>
	<u>1,240,829.03</u>	<u>413,609.68</u>

Balance unexpended of
authorized appropriations
of which approximately
\$79,000. is available
for expenditure to
July 31st, 1935, the
difference having
lapsed. \$159,170.97 \$53,056.99

Respectfully submitted,

A. M. Butler,
CITY AUDITOR.

FILED

June 13th, 1935.

TAX COLLECTIONS FOR THE MONTH OF MAY, 1935.

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

City Auditor's Office,
May 31st, 1935.

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

Gentlemen:-

Report on Tax Collections for the month of May is submitted. Collections amounted to \$890,663.29; corresponding period last year \$763,165.52. Collections on account of taxes for the years 1908-1924 were \$28.88. The ledger value of this group on May 31st, 1935 after deducting Reserves for short collection amounted to \$549,009.85. Collections of Poll Taxes in 1935-36 of current and arrears to May 31st, amounted to \$1,531.00; corresponding period last year \$4,250.00.

Arrears Taxes

Civic Year	Reserve	Outstanding Balances April	New accounts and adjustments	May Collections	Outstanding Balances May
1925-26	\$65,007.65*	\$64,673.71		\$30.49	\$64,643.22
1926-27	39,805.05*	41,241.46	-\$90.96	62.10	41,088.40
1927-28	40,255.71*	39,992.12	-141.36	87.81	39,762.95
1928-29	45,298.83*	44,045.84	21.82	242.22	43,781.80
1929-30	48,037.37*	46,282.73		122.51	46,160.22
1930-31	57,208.20*	53,192.98		158.41	53,034.57
1931-32	68,906.41*	45,630.56		1,239.02	44,391.54
1932-33	48,231.35*	152,447.75		13,403.23	139,044.52
1933-34	54,544.39	305,040.46	164.36	16,724.23	288,480.59
1934-35	54,326.61	572,023.19	3,333.33	31,845.53	543,510.99
		1,364,570.80	3,243.55	63,915.55	1,303,898.80

Current Taxes

1935-36	48,047.50	2,168,714.67	809,269.26	1,359,445.41
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Water Dept. Rates, etc.

	40,980.01	160,000.00	17,478.48	183,501.53
	<u>1,405,550.81</u>	<u>2,331,958.22</u>	<u>890,663.29</u>	<u>2,846,845.74</u>

Poll Taxes 1932-33	1,321.61	6.75	104.00	1,224.36
Poll Taxes 1933-34	4,785.64	13.57	211.50	4,587.71
Poll Taxes 1934-35	8,813.53	63.18	594.00	8,282.71
Poll Taxes 1935-36		25,000.00	485.00	24,515.00

* 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.

LED

June 13th, 1935.

Council

NOTICE OF MOTION BY ALDERMAN STECH

Alderman Stech submits the following notice of motion which he will move at the next regular Council meeting.

"That all persons employed as labourers by the City of Halifax and paid so much per hour, be engaged on the basis at eight hours per day, and a full weeks work to be forty-four hours."

LETTER, HALIFAX DISTRICT TRADES AND LABOR COUNCIL RE GRANT.

Read letter Halifax District Trades and Labor Council re grant.

June 13th, 1935.

City Council,
Halifax,
Nova Scotia.

Gentlemen:-

We would greatly appreciate information from you if it is the intention of the City Council to favor us with the grant promised from your contingent fund.

We further beg to state that, a delegation from this council called on Alderman Stech in reference to the above mentioned donation, and was told that His Worship the Mayor was in charge of said fund.

Thanking you in anticipation of a favorable and early reply.

Yours truly,

Halifax District Trades and
Labor Council.

Samuel G. Connell,
SECRETARY.

FILED

11.45 P.M.

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

June 13th, 1935.

LIST OF HEADLINES

Appointment Assistant City Clerk	57
Halifax Natal Day, June 21st	58
Minutes	58
Notice of reconsideration by Alderman Donovan re Motor Refuse Collection Unit	59
Notice of motion re sale of Brunswick St. Fire Station	59
Resignation of Alderman Power from Firewards Committee	62
General Accounts	63
Charities Committee Accounts	63
Gardens, Parks and Commons Accounts	64
City Prison Accounts	65
Fire Department Accounts	65
Police Department Accounts	66
Works Department Accounts	66
City Health Board Accounts	67
Camp Hill Cemetery Accounts	67
Pt. Pleasant Park Accounts	68
Library Accounts	69
Tenders for Uniforms and Caps - City Prison	69
Tenders for Uniform Clothing - Fire Dept.	70
West Street property line	71
Assistance, City Solicitor's Department	73
Appointment of Assistant Coal Weigher	74
Tag Day - Halifax District Trades and Labor Council	75
Tag Days	75
Payment of Loan to Royal Bank - Grant, Mrs. Florence M. Palmer	76
Superannuation Allowance, Miss M.A. Hunter	77
Assignment of contributions paid into Police Superannuation Fund by Ex-Police Sergt. Macalder	78
Superannuation, Police Constable A.S. Horne	80
Appointment, Junior Clerk - Collector's Office	81
Borrowing Resolutions	83
Appointment of Bailiff, City Court	86
Appointment of Assistant City Treasurer	89
Salary, City Auditor	92
Tenders for Coal	93
Agreement between Harry Kitz and City of Halifax	95
Notice of motion by Alderman Gough	98
Appreciation of services to be extended to Miss M. A. Hunter	98
Appointments, Clerk of Works' Office	99
Street Lighting	99
Barrington Street Sidewalk	101
Water Supply outside City limits	102
South Street Sewer	103
Almon Street Sewer	104
Tenders for Corporation Cocks	105
Tenders for Valves	106
Tenders for Lead Pipe	107
Harvard Street encroachment	108
South Park Street Paving	109
Norwood Street - Sewer and Water Extension	110
Tenders, Concrete Sidewalks	111
Decision in Action, Phinney Music Co. versus City of Halifax	112

June 13th, 1935.

HEADLINES (Continued)

Supt's report re inmates in the City Home for the month of May, 1935.	115
Direct Relief Expenditures	115
Tax Collections for the month of May 1935	116
Notice of motion by Alderman Stech	117
Letter, Halifax District Trades and Labor Council re grant	117


E. J. Cragg,
MAYOR AND CHAIRMAN.

H. C. Powell,
CITY CLERK.

EVENING SESSION

8.05 o'clock,
Council Chamber,
City Hall,
~~June 13th~~, 1935.
July 11th

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, McManus, Freda, Hendry, J. F. McDonald, O'Toole, Curtis, Power, Gough, Smeltzer and Walker.

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 McManus, seconded by Alderman Walker that the minutes of the previous meeting as read be approved. Motion passed.

NOTICE OF MOTION BY ALDERMAN STECH RE EIGHT HOUR DAY FOR LABOURERS.

Read notice of motion by Alderman Stech re eight hour day for labourers.

"That all persons employed as labourers by the City of Halifax and paid so much per hour, be engaged on the basis of eight hours per day, and a full weeks work to be forty-four hours".

Moved by Alderman Stech, seconded by Alderman McManus and passed.

8.15 o'clock,
Alderman McCarthy arrives and takes his seat in Council.

July 11th, 1935.

NOTICE OF MOTION BY ALDERMAN GOUGH RE
ASSESSMENT, PAVING OF STREETS.

Read notice of motion by Alderman Gough
as follows:-

"RESOLVED that at the next regular meeting of this Council, a motion will be made that a special committee be appointed to investigate and report upon the assessment, paving of streets since 1919 with a view to make any necessary adjustment required in the interests of ratepayers and citizens".

Moved by Alderman Gough, seconded by Alderman Gates that His Worship the Mayor appoint a committee to deal with the matter of assessment, paving of streets; said committee to consist of one alderman from each ward, the City Engineer, City Assessor and City Auditor. Motion passed.

His Worship the Mayor appoints the following to comprise the new committee:-

Alderman Stech
" Donovan
" McCarthy
" Hendry
" Curtis
" Gough

LETTER, UNION OF N.S. MUNICIPALITIES RE ANNUAL
TOWN ELECTIONS.

Special Comm.
Read letter from the Union of N. S.
Municipalities re holding of annual town elections.

Bridgewater, N. S.
June 15th, 1935.

Dear Sir:-

At the 1934 convention the following resolution was passed:

"Resolved that the Executive of this Union be asked to consider the advantages that may result from having the annual town elections in December, and if in favour thereof to endeavour to obtain legislation therefor".

July 11th, 1935.

Before taking further action thereon the Executive wishes to obtain the opinion and to get the advice of all our towns and cities. Will you therefore please ask your Council to consider the question, and to let me know what they think about it, and if in favour of a change to give the reasons therefor. The matter will then be discussed and decided at our convention in August.

As the Resolutions Committee have many matters of serious moment brought before them at the convention and little time to deal therewith our Executive at its last meeting decided to ask that all proposed resolutions be in writing and sent to the Secretary not later than the first of August, so that they can receive proper consideration before and at the convention. Will you please bear this in mind.

Our Convention this year will be at Amherst on August 21-22-23. There will be a programme of the usual high standard, and the good people of Amherst and Cumberland County can be depended upon to make it a most pleasant occasion. Will you please place this letter before your Council at its next meeting and ask them to appoint your delegates. We trust that your City will be well represented.

Yours faithfully,

Arthur Roberts,
SECRETARY.

City Clerk,
City Hall,
Halifax, N. S.

Moved by Alderman Donovan, seconded by Alderman Smeltzer that the matter be referred to the Finance Committee. Motion passed.

APPOINTING OF DELEGATES TO THE ANNUAL
CONVENTION OF THE UNION OF NOVA SCOTIA
MUNICIPALITIES.

Moved by Alderman Donovan, seconded by Alderman Gates that the Mayor be authorized to appoint delegates to attend the annual convention of the Union of N. S. Municipalities, which this year will be held in Amherst on August 21st, 22nd and 23rd. Motion passed.

July 11th, 1935.

LETTER, ASST. CITY CLERK RE ORDINANCES

Read letter from the Asst. City Clerk
re Ordinances.

July 11th, 1935.

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

Gentlemen:-

This is to inform the Council that amendments in connection with Ordinance No. 2 "Of Rules and Order in Council", Ordinance No. 14 respecting the regulation of trucks and Ordinance No. 16 respecting omnibuses have been approved by the Governor-in-Council on June 12th, 1935.

The old Ordinance No. 13 respecting the regulation of hacks was repealed and the new Ordinance as submitted was approved by the Governor-in-Council on June 12th, 1935.

Respectfully submitted,

Donalda M. Crawford,
ASST. CITY CLERK.

FILED

8.30 o'clock,

Alderman Lordly arrives and takes his
seat in Council.

Items 5 to 15, inclusive, on the
agenda covering accounts of various committees to
be considered later in the meeting.

TENDERS FOR REPAIRS, CITY PRISON

Prison
Committee
Read report of the City Prison
Committee covering tenders for repairs at the City
Prison.

Committee Room, City Hall,
July 4th, 1935.

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

Gentlemen:-

At a meeting of the City Prison
Committee held this day, your committee had under
consideration tenders for repairing roof, repairing
skylight and building new chimney at the City
Prison.

July 11th, 1935.

Your committee recommends that the tender of J. T. Inkpen for \$340.00 less 5%, being the lower of the two submitted, be accepted.

Respectfully submitted,

R. W. Hendry,
CHAIRMAN.

Moved by Alderman Hendry, seconded by Alderman McManus that the report be adopted and the tender of J. T. Inkpen be accepted. Motion passed.

TENDERS FOR BOOK WRAPPERS, CITIZENS
FREE LIBRARY.

Barnaby
Read report of the Library Committee submitting tenders for the purchase of book wrappers.

July 9th, 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 quotations on book wrappers as follows:-

Ross Print	45,000.	\$312.75
Nova Print	"	332.70
Royal Print	"	375.40

Your committee recommends that the quotation of Ross Print, being the lowest, be accepted.

Respectfully submitted,

L. F. Barnaby,
LIBRARIAN.

Moved by Alderman J.F. McDonald, seconded by Alderman Gough that the report be adopted and the tender of Ross Print Limited be accepted. Motion passed.

TENDERS FOR COAL AND ICE - CITY HOME

Home
Read report of the Charities Committee re tenders for coal and ice.

July 11th, 1935.

Halifax, N. S.

June 25th, 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, Gough and Gates.

Tenders were opened and considered
for Coal and Ice, City Home, for a period of twelve
months from July 1st, 1935, as follows:-

COAL

Arthur Cox	1200 Tons Bras D'or	\$6.25 per ton	
Mathews Coal Co.	1200 Tons Acadia Run of Mine	6.60	"
	1200 " Drummond #5	6.30	"
	1200 " Springhill	6.75	"
	1200 " Bras D'or	6.25	"
	25 " Welsh Anthracite	14.25	"
N.S.Light & Power Co.Ltd.	Gas Coke	8.50	"
R. E. Archibald	1200 Tons Acadia Run of Mine	6.30	"
	1200 " Springhill	6.90	"
	1200 " Bras D'Or	5.90	"
	25 " Welsh Anthracite	13.25	"
Union Coal Co.Ltd.	1200 Tons Acadia Run of Mine	6.05	"
	25 " Welsh Anthracite	12.99	"

ICE

George Hutchinson	Ice	\$3.00 per ton	
	2 (10 lb.pieces daily)	5.00	" month
Otto's Ice Co.	Ice	3.00	" ton
	2 (10 lb.pieces daily)	4.00	" month

The tender of Union Coal Co.Ltd. for
Acadia Run of Mine and Welsh Anthracite, being the
lowest, is recommended for acceptance.

The tender of Otto's Ice Co. for
Ice, being the lowest, is recommended for acceptance.

Respectfully submitted,

J. W. McCarthy,
CHAIRMAN.

July 11th, 1935.

Moved by Alderman McCarthy, seconded by Alderman Donovan that the report be adopted and the tenders awarded accordingly. Motion passed.

DRAFT AMENDMENT TO AMEND ORDINANCE NO. 14

Read report of the Laws and Privileges Committee submitting draft amendment to amend Ordinance No. 14 relating to "Trucks".

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

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, the City Solicitor submitted draft amendment to amend Ordinance No. 14 relating to "Trucks".

Your committee recommends that the draft amendment be forwarded to the City Council for approval and first reading.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

Moved by Alderman Mitchell, seconded by Alderman McManus that the report be adopted and the draft amendment to amend Ordinance No. 14 relating to trucks be approved and now read a first time. Motion passed.

Read draft amendment to amend Ordinance No. 14 relating to trucks.

BE IT ENACTED by the Mayor and the Council of the City of Halifax as follows:

Ordinance #14 of the Ordinances of the City of Halifax is amended as follows.

1. Section 2 is repealed and the following substituted therefor:
2. (1) No person shall ply for hire with any truck without first obtaining a license therefor.
- (2) In this Ordinance the expression "ply for hire" includes -

July 11th, 1935.

(a) casual employment of a truck by any person for the purpose of conveying or transporting goods or other material whatsoever.

(b) continuous employment of a truck by any person not the owner thereof for the purpose of conveying or transporting goods or other material whatsoever.

2. Sub-section (1) of Section 4 is repealed and the following substituted therefor:

(1) The fees payable for truck license shall be:

Horse drawn vehicles -
1 horse \$5.00
2 horses or more 7.50

Motor vehicles of one ton or under of pay-load capacity, as licensed by the Department of Highways of the Province of Nova Scotia \$15.00

For every ton or fraction of a ton of such pay-load capacity in excess of one such ton (but not in any case to exceed \$25.00) \$5.00

3. Section 12 is amended by striking out the words "one-half chaldron" therein and substituting therefor the words "one ton".

4. Section 13 is amended by striking out the word "rattling" therein and substituting therefor the words "from making any undue noise".

5. Section 14 is amended by adding the following words "upon the left side thereof".

6. Sections 17, 18, 19, 21, 22 and 23 are hereby repealed.

7. The fare chargeable by any licensee shall be such as may be agreed upon between such licensee and the person engaging him.

8. The schedule of rates set out at the end of said ordinance is hereby repealed.

"First reading".

July 11th, 1935.

DRAFT AMENDMENT TO AMEND ORDINANCE No. 27

Read report of the Laws and Privileges Committee submitting draft amendment to amend Ordinance No. 27 respecting "Dogs".

Committee Room, City Hall,
July 5th, 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 submitting amendment to Ordinance No. 27 respecting "Dogs".

Your committee recommends that the letter of the City Solicitor be approved, and that the amendment be forwarded to the City Council for approval and first reading.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

Moved by Alderman Mitchell, seconded by Alderman McManus that the report be adopted and the draft amendment to amend Ordinance No. 27 respecting "Dogs" be approved and now read a first time. Motion passed.

Read draft amendment to amend Ordinance No. 27 respecting "Dogs".

BE IT ENACTED by the Mayor and City Council of the City of Halifax as follows:

Section 19 of Ordinance Number 27, respecting "Dogs" is amended by inserting immediately after the word "clerk" in the ninth line thereof, the words "of the Police Court".

"First reading".

July 11th, 1935.

*Solicitor
Auditor*

LAW BOOKS, CITY SOLICITOR'S DEPARTMENT

Read report of the Laws and Privileges
Committee re purchase of law books, City Solicitor's
Department.

Halifax, N. S.
July 11th, 1935.

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

Gentlemen:-

At a meeting of the Laws and Privileges
Committee held this day, the report of the City
Solicitor recommending the purchase of a set of
Supreme Court of Canada annotated reports was
considered and it was recommended to the Council
that the same be purchased at the sum of \$360.00.

Yours very truly,

Walter Mitchell,
CHAIRMAN.

Moved by Alderman Mitchell, seconded
by Alderman McManus that the report be adopted
and the law books purchased. Motion passed.

CANADIAN PERFORMING RIGHTS SOCIETY

Read report of the Laws and
Privileges Committee and letter from the City
Solicitor re Canadian Performing Rights Society.

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

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

Gentlemen:-

At a meeting of the Laws and
Privileges Committee held this day, the attached
letter from the City Solicitor was read and ordered
forwarded to the City Council for its information.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

July 11th, 1935.

*City Solicitor
City Auditor*

LAW BOOKS, CITY SOLICITOR'S DEPARTMENT

Read report of the Laws and Privileges
Committee re purchase of law books, City Solicitor's
Department.

Halifax, N. S.
July 11th, 1935.

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

Gentlemen:-

At a meeting of the Laws and Privileges
Committee held this day, the report of the City
Solicitor recommending the purchase of a set of
Supreme Court of Canada annotated reports was
considered and it was recommended to the Council
that the same be purchased at the sum of \$360.00.

Yours very truly,

Walter Mitchell,
CHAIRMAN.

Moved by Alderman Mitchell, seconded
by Alderman McManus that the report be adopted
and the law books purchased. Motion passed.

CANADIAN PERFORMING RIGHTS SOCIETY

Read report of the Laws and
Privileges Committee and letter from the City
Solicitor re Canadian Performing Rights Society.

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

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

Gentlemen:-

At a meeting of the Laws and
Privileges Committee held this day, the attached
letter from the City Solicitor was read and ordered
forwarded to the City Council for its information.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

July 11th, 1935.

Halifax, N. S.
June 28th, 1935.

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

Dear Sir:-

At the last meeting of your committee I was instructed to appear before the Royal Commission considering the Canadian Performing Rights Society. I wish to advise that I attended at this Commission and presented my case, setting forth the objections on behalf of the City, and particularly of the Exhibition Commission as regards the above named Society.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Mitchell, seconded by Alderman McManus that the report and letter be filed. Motion passed.

TILLY VERSUS CITY OF HALIFAX

City Solicitor

Read report of the Laws and Privileges Committee and letter from the City Solicitor re the case of Tilly versus City of Halifax.

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

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

Gentlemen:-

At a meeting of the Laws and Privileges Committee held this day, the attached letter from the City Solicitor re appeal in the case Tilly versus City of Halifax, was read.

The committee instructed the City Solicitor not to oppose the application for leave to appeal.

Respectfully submitted,

Walter Mitchell,
CHAIRMAN.

July 11th, 1935.

Halifax, N. S.
April 27th, 1935.

His Worship the Mayor,
and Members of City Council.

Gentlemen:- Tilly vs. City of Halifax

I am advised by Mr. J. J. Power, K.C., that as Solicitor for the plaintiff in the above entitled action, he proposes to apply to the Privy Council in London at the Trinity sittings of the Privy Council in July for leave to appeal in forma pauperis from the decision of the Supreme Court of Nova Scotia in favour of the City.

This was an action of damages brought by one George Tilly (or Tully) for injuries caused to his eye, while he was a prisoner at the City Prison in Halifax. The decision of the Supreme Court of Nova Scotia was in favour of the City, hence this proposed appeal.

I wish to have instructions to oppose both the petition and the appeal, if leave to appeal is granted.

The appellant proposes to appeal in forma pauperis (i.e. as a pauper) and if the City Council should succeed in defending the appeal it means that in spite of this the City will not be able to recover costs from the loser in the action.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Mitchell, seconded
by Alderman McManus that the report of the Laws
and Privileges Committee be approved. Motion
passed.

FINAL PAYMENT TO FARQUHAR PLUMBING & HEATING CO.

Read report of the Gardens, Parks
and Commons Committee recommending final payment
to the Farquhar Plumbing & Heating Co. Ltd. of the
sum of \$565.00, being the balance due on their
contract.

*Mr. Hall
City Engineer*

July 11th, 1935.

Committee Room, City Hall,
July 10th, 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 committee had under consideration a report from the City Engineer recommending final payment to The Farquhar Plumbing & Heating Co. Ltd. of the sum of \$565.00, being the balance on their contract for installing hot water system in the Green House at the Public Gardens.

Your committee concurs in the City Engineer's recommendation, and same is forwarded to Council for approval.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman McDonald that the report be adopted.
Motion passed.

PURCHASE OF GESTETNER. CITY CLERK'S OFFICE

*City Auditor
& Clerk*
Read report of the Finance Committee recommending the purchase of a Gestetner Duplicator for use in the City Clerk's Department and other departments.

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

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

Gentlemen:

At a meeting of the Finance Committee held this day, the request of the City Clerk made sometime ago that an Electric Model Gestetner Duplicator be purchased for his department and other departments was considered.

The committee, having been advised that satisfactory arrangements could not be made with the Police Department for the transference of their machine to the City Clerk's Office, wish to recommend the purchase of the machine now on loan in the City Clerk's Office at a price of \$400.00 net, payable at the rate of \$200.00 now and \$200.00 in May 1936. This price includes trade-in allowance of \$175.00 for the old model, the new model being priced at \$575.00.

July 11th, 1935.

It was recommended that the cost of this machine be apportioned by the City Auditor against certain civic departments in accordance with the use made of it by such departments.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

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

Motion passed.

UNCOLLECTABLE TAXES

City Collector
Read report of the Finance Committee and letter from the City Collector recommending the cancellation of certain uncollectable taxes.

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

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

Gentlemen:-

At a meeting of the Finance Committee held this day, a letter was read from the City Collector submitting list of household taxes assessed against various people. The Collector requested that as these accounts are uncollectable, they be written off.

Your committee concurs in the recommendation of the Collector and forwards same to Council for its approval.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

July 5th, 1935.

The Chairman,
Finance Committee,
City of Halifax,
CITY HALL.

Dear Sir:-

I submit herewith list of household taxes assessed against various people, that include Civic Years 1914 to 1933.

In all cases affidavits are submitted by the widow to the effect that there were no assets left after death.

July 11th, 1935.

Under Section #287 of the City Charter, I would ask your committee to recommend to Council the cancellation of these taxes, as uncollectable.

Yours very truly,

A. T.E. Crosby,
CITY COLLECTOR.

<u>ESTATE</u>	<u>TAX</u>	<u>AMOUNT</u>
Clinton Groggett	Household taxes	\$46.74
Thos. F. O'Toole	"	28.39
James Armstrong	Household & Business Taxes.	228.43
Fred V. Young	Household taxes	84.95
George Baker	Do	27.54
Samuel Fried	Do	151.41
James Clarke	Do	39.95
Ira Zinck	Do	43.28
John D. Cahill	Do	127.12
Geo. P. Snow	Do	13.70
J. S. McDonald	Do	23.95
Wm. Hatter	Do	9.90
A. W. Jones, K.C.	Business taxes	138.40
Geo. Tolliver	Household taxes	118.24
Rev. Wm. H. Bullock	Do	44.75
Mrs. Annie Muleahy	Do	80.80
Miss L. Hunter	Business taxes	86.80
E. E. Buchanan	Household taxes	69.65
Peter L. Craig	Do	5.18
Wm. Adams	Do	69.87
J. F. MacCombes	Do	61.08
Henry Sheppard	Do	74.31
Wm. S. Murphy	Business and Household taxes	219.97
Chas. B. Naylow	Business and Household taxes	321.86
A.N. Hagen (letter from Solicitor requesting account be written off)		25.35
Thos. Mousse	Household taxes	121.81
		<u>\$2,263.43</u>

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

*City Auditor
Chief of Police*

SUPERANNUATION CONTRIBUTIONS DUE TO MRS.
MULLALEY, WIDOW OF LATE CONST. MULLALEY

Read report of the Finance Committee
recommending that Mrs. Mullaley be paid the sum
of \$1,131.34 due her from the contributions of
her late husband to the Superannuation Fund.

July 11th, 1935.

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

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

Gentlemen:--

At a meeting of the Finance Committee held this day, your committee had under consideration an application from Mrs. Mullaley, widow of the late Const. Mullaley for the monies due her from the contributions of her late husband, to the Superannuation Fund.

Your committee recommends that Mrs. Mullaley be paid the sum of \$1,131.34, which is the amount due her under the provisions of Chapter 63 of the Acts of 1935; \$200.00 having been previously paid in accordance with legislation then effective.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

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

ASSISTANCE, CITY SOLICITOR'S DEPARTMENT

City Auditor
City Solicitor
Read report of the Finance Committee recommending that Mr. R. L. Rooney be temporarily employed in the City Solicitor's Department until the end of the civic year, also resolution providing for Mr. Rooney's salary.

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

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

Gentlemen:--

At a meeting of the Finance Committee held this day, a report of the Laws and Privileges Committee was considered; said report dealing with the temporary employment of Mr. R. L. Rooney as an assistant in the City Solicitor's Department.

Your committee recommends that Mr. Rooney be temporarily employed until the end of the civic year, prior to which time an opportunity will arise to deal with the necessity of assistance in this office when the estimates for 1936-37 are being considered.

July 11th, 1935.

The attached resolution is submitted to provide for Mr. Rooney's remuneration at the rate of \$100.00 net per month.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

WHEREAS Section 24 of Chapter 70 of the Acts of 1931 authorizes the City to employ persons with special skill and knowledge for civic purposes.

BE IT THEREFORE RESOLVED that as the City Solicitor continues to require assistance in his department that Mr. R. L. Rooney, Solicitor, be employed under the provisions of the foregoing section at the rate of \$100.00 net per month from July 16th, 1935 to April 30th, 1936.

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

PAYMENT OF DEFICIT, EXHIBITION COMMISSION

City Record
Read report of the Finance Committee and letter from the City Auditor requesting permission to pay to the Exhibition Commission one-half of the audited deficit of \$28,096.65.

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

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

Gentlemen:-

At a meeting of the Committee on Finance held this day, a letter was read from the City Auditor requesting permission to pay to the Exhibition Commission one-half of the audited deficit of \$28,096.65.

Your committee recommends that the letter of the Auditor be approved.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

July 11th, 1935.

Halifax, N. S.
July 5th, 1935.

The Chairman,
Finance Committee.

Dear Sir:-

Permission is requested to pay to the Exhibition Commission one-half of the audited deficit of \$28,096.65.

This requires a payment by the city of an amount of \$14,048.32 which sum has been provided in the 1935-36 estimates, and authorization to pay should carry with it directions that all accounts due to the Water Department and to the Collector for instalments due in the case of local improvements be deducted.

Yours very truly,

A. M. Butler,
CITY AUDITOR.

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

Motion passed.

BEQUEST FROM EST. OF JAIRUS HART TO CITY
OF HALIFAX.

*City Solicitor
H. D. Payant*
Read report of the Finance Committee and letter from the City Solicitor re income from a bequest of \$10,000.00 from Estate of Jairus Hart.

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

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

Gentlemen:-

At a meeting of the Finance Committee held this day, a letter from the City Solicitor was read advising that the income from a bequest of \$10,000.00 from the Estate of Jairus Hart was available to the City for the purpose of purchasing books for a public library, subject to the condition that the said library was housed in a building to be provided by the city for such purpose.

The committee directs that the letter be forwarded to Council for its information, as there does not appear to be the opportunity to take advantage of the offer at present.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

July 11th, 1935.

Office of the City Solicitor,
Halifax, N. S.
June 24th, 1935.

H. J. Stech, Esq.,
Chairman, Finance Committee,
City Hall,
Halifax, N. S.

Dear Sir:-

I wish to call your attention to the fact that no action has been taken by the City to qualify for the bequest of \$10,000.00 for the purpose of the Library, left by this estate. I am enclosing herewith a copy of a letter received from Mr. W. D. Payzant, solicitor for the estate, dated May 15th, 1933.

I have several times called this matter to the attention of the various Library Committees, but I wish to finally call the attention of the Finance Committee to the fact that unless the City qualifies for this sum within the near future, the estate will be divided without paying the City its share. I would be pleased to submit any further information regarding this matter which I may have.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

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

CASH REGISTER, CITY CLERK'S OFFICE

City Auditor
Read report of the Finance Committee and letter from the City Auditor re cash register, City Clerk's Office.

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

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

Gentlemen:-

At a meeting of the Finance Committee held this day, a letter from the City Auditor was read apprising the committee of the fact that the cash register purchased by the city pursuant to a resolution of Council passed May 16th, 1935 would not print the year when issuing its receipts.

July 11th, 1935.

As the committee is of opinion that any receipt issued by the cash register, in acknowledgment of civic revenue, should imprint the year, it was decided to advise Council that an arrangement could be made to purchase a demonstration model at the same price as the model first considered. The model now recommended for purchase will print the year and in addition will provide 27 control totals. Its price, when new, ranges around \$1700.00, and as the machine has not been in service other than for purposes of demonstration, the committee request the permission of Council to alter the contract with the National Cash Register Company to this extent.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

July 5th, 1935.

The Chairman,
Finance Committee.

Dear Sir:-

At a meeting of the committee held May 9th, I asked for authorization to purchase from the National Cash Register Company one cash register at a price of \$1,340.00 less 5% cash discount. This authorization was duly approved by council and a machine ordered.

The machine the city has in operation now in the Collector's Office prints, in addition to the month and the day, the year as well, and because it did not occur to me to question the printing of the date on the new machine I did not do so, nor was the date discussed with me by the National Cash Register officials.

It now appears that certain cash registers do not, until they get into the higher prices, print the year, and as it is most important that the receipts to be issued by this cash register print the year, I consider that the matter should be again brought before the committee.

The situation is this way, the city has contracted for one cash register at a price of \$1,340.00 less 5% cash discount carrying 9 controls, but which in the printing of the date will not print the year; and,

1. If the committee regard the non-printing of the year as not being essential no change in the model to be purchased will be necessary.

July 11th, 1935.

2. The company has a demonstration model on hand at Halifax, the retail price of which now is \$1,340. less 5% cash discount. This machine carries 27 controls, will print the year and can be sold to the city for the same price as the machine at present on order.

3. A new machine which will print the year and will provide 27 controls will cost an additional \$360.00, less 5%.

In view of the recent change in the City Clerk's Office and the necessity for a separate control of the cash transactions of the Court and the Clerk's Office by the cash register, and to provide as well for expansion that will take place in civic activities in the future, the machine carrying 27 controls is to be preferred to the machine with 9 controls. The 9 control machine however, is suitable, for our immediate needs and those for sometime to come, but the model at a cost of \$1700. less 5% with a 27 key control could be utilized as a machine to be operated by a central cashier, if and when such arrangements are made.

Yours very truly,

A. M. Butler,
CITY AUDITOR.

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

COMPENSATION, REGISTRAR OF DEEDS

City Auditor
City Treasurer
Read report of the Finance Committee,
letter of City Auditor, and resolution covering
compensation Registrar of Deeds.

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

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

Gentlemen:-

At a meeting of the Finance Committee held this day, a letter was read from the City Auditor advising that the appropriation, out of which the Registrar of Deeds is paid for services performed in advising the City of property transfers was exhausted; this appropriation being reduced from \$270.00 to \$70.00 when the estimates were considered.

Your committee recommends, in order that we may be able to continue to receive this service, that an amount of \$200.00 be borrowed under the provisions of Section 332A.

Respectfully submitted,

H. J. Stech,

CHAIRMAN.

July 11th, 1935.

July 5th, 1935.

The Chairman,
Finance Committee.

Dear Sir:--

At the time the estimates were being considered by the Finance Committee an amount of \$270.00, which has for many years been paid to the Registrar of Deeds for services performed by him in advising the city of property transfers, was eliminated and an amount of \$70.00 substituted therefor; the latter being a provision for actual expenses which the city would be under in making note of such property transfers.

The Registrar of Deeds, not being advised of this change, proceeded with the work as usual for the month of May, and, of course, we are unable to pay his account. In view also of the difficulties in the way of the city having access to the records on such occasions when our officials will call at his office, it seems to me that the actual cost to the city would run very much in excess of the amount heretofore paid.

In view also of the fact that at the end of May we stopped receiving advices of property transfers, I suggested to the Registrar that he should record these as usual as it was my intention to bring the matter before your committee and ask that the appropriation be restored for this very important work. For the service obtained and its cost, it seems that to have this work undertaken by city officials, other than the solicitor or his assistant, would be to expose ourselves to a number of mistakes which might prove costly, and in addition it would represent a large wastage of time.

I would therefore ask that an appropriation be passed under 332A in order that we may be able to continue as usual to receive this service.

Yours very truly,

A. M. Butler,
CITY AUDITOR.

WHEREAS the City requires money for the purpose of paying compensation to the Registrar of Deeds for work performed by the Registrar in supplying to the City notices of change of ownership of properties, and no funds have been provided in the estimates to pay the aforesaid Registrar such compensation;

July 11th, 1935.

AND WHEREAS Section 332A of the City Charter as enacted in Chapter 53 of the Acts of 1932 authorizes the City to borrow for such purpose;

BE IT RESOLVED that an amount not exceeding \$200.00, being the difference between the amount required to be paid to the Registrar, namely \$270.00, and the amount provided in the estimates, namely \$70.00, as a provision for expenses should the work have been done by civic officials, be borrowed from any bank or fund available under the provisions of the said enactment, the money so borrowed with interest thereon shall be assessed in the estimates for the civic year 1936-37 and repaid to the lender thereof.

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

Moved by Alderman Stech, seconded by Alderman Donovan that the resolution as submitted be adopted. Motion passed.

GOVERNMENT HIGHWAY TAX

City Auditor
Read report of the Finance Committee and letter from the City Auditor re payment of Government Highway Tax.

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

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

Gentlemen:-

At a meeting of the Committee on Finance held this day, a letter was read from the City Auditor advising the committee that payment of the sum of \$47,102.09 was made on June 29th to the Provincial Government for highway tax. As the bill had not been rendered until after the June Council meeting, the Auditor obtained approval from a majority of aldermen for this action, which was necessary in order to save the City an amount of \$717.29 in discount.

Your committee requests the approval of Council of the payment so made.

Respectfully submitted,

H. J. Stech,
CHAIRMAN.

July 11th, 1935.

July 5th, 1935.

The Chairman,
Finance Committee.

Dear Sir:-

The city having received from the Provincial Government its bill for highway tax after the June Council meeting, it was necessary for me in order to save the discount and prevent the accrual of interest to communicate directly with certain aldermen for their individual permission to pay the account.

This was done on June 29th, and I am asking approval of this payment. The amount of the tax was \$47,819.38 less discount \$717.29, representing a net payment of \$47,102.09.

Yours very truly,

A. M. Butler,
CITY AUDITOR.

Moved by Alderman Stech, seconded by Aldermen Donovan that the report of the Finance Committee be adopted approving the payment of the sum of \$47,102.09 to the Provincial Government for highway tax. Motion passed.

SUPERANNUATION, POLICE SERGT. W. O. MITCHELL

Read report of the Police Committee and letter from the City Treasurer re superannuation, Police Sergt. Mitchell.

July 8th, 1935.

His Worship the Mayor,
and City Council.

Gentlemen:-

Attached herewith is a report of the City Treasurer stating the amount of superannuation due Sergt. Welsford O. Mitchell.

At a meeting of the Police Committee held this date, the attached application for superannuation of Sergt. Mitchell was accepted and is recommended to you for approval.

Respectfully submitted,

J. B. Carter,
SECRETARY.

*Finance
Comm.*