

CITY COUNCIL MEETING,  
THURSDAY,  
JANUARY 12th, 1939.

A G E N D A

Minutes.

1. Notice of reconsideration by Alderman MacKay re City grants.
2. Notice of motion by Alderman Walker re revision of salaries.
3. " " " Lloyd re sale of City property.
4. Resolution re accounts.
5. Reports - Finance Committee.
6. Report Laws and Privileges Committee re amendment to Ordinance #3 relating to Streets.
7. " " " re Juries Act.
8. Report Charities Committee re milk contract, City Home.
9. " " insurance, inmates of the City Home.
10. Report Tax Property Sale Committee re sale of property.
11. Questions.
12. Deferred business -  
Report Comm.on Works and City Engineer re revision of rules and regulations, Water Department.
13. Report Comm.on Works and City Engineer re sewer and water extension, Rockcliffe St.
14. " " " shop in residential district, Cunard St.
15. " " " hall in residential district, Pepperell St.
16. " " " Morris St. widening.
17. " " " water supply, North Kline Street.
18. " " " Geldert Street and Connaught Avenue, right of way, C.N.R.
19. " " " lease of sewer, right of way, C.N.R.
20. " " " final certificate, Besto Caulking Co.
21. Letter, His Worship the Mayor re report on survey of City government.
22. Financial report, Provincial Exhibition Commission.
23. Order in Council approving of grant to Red Cross Society.
24. Report Charities Committee covering Supt's report re inmates in the City Home.
25. Report City Auditor re tax collections for the month of December, 1938.
26. " " " departmental appropriations and expenditures.

EVENING SESSION

8.00 o'clock,  
Council Chamber,  
City Hall,  
January 12th, 1939.

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 Batson, MacKay, Breen, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Lloyd, McDonald, Keshen, O'Toole, Power, Curtis, Gough, Walker and Daw.

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 Power, seconded by Alderman Walker that the minutes of the previous meetings be approved. Motion passed.

NOTICE OF RECONSIDERATION BY ALDERMAN MACKAY RE CITY GRANTS

*City Solicitor* Moved by Alderman MacKay, seconded by Alderman Batson that this matter be now reconsidered. Motion put and passed, 10 voting for the same and 8 against it as follows:-

FOR THE MOTION

Aldermen Batson  
MacKay  
Donovan  
Sullivan  
Freda  
Adams  
Lloyd  
Keshen  
O'Toole  
Curtis

-10-

AGAINST IT

Aldermen Breen  
Kinley  
Curran  
McDonald  
Power  
Gough  
Walker  
Daw

- 8-

January 12th, 1939.

The City Clerk then read the original notice of motion as submitted by Alderman Gough regarding City grants.

WHEREAS annually the City makes grants to various charitable and humane organizations without special investigation into the variable needs in each case;

THEREFORE BE IT RESOLVED that in order to insure a more rigid control by Council that at the time of the passing of the civic estimates all appropriations for such grants shall be approved by two-thirds of the whole Council, and that legislation be secured to carry out the provisions of this resolution.

Moved by Alderman Gough, seconded by Alderman Daw that the above resolution be approved. Motion passed, 10 voting for the same and 8 against it as follows:-

FOR THE MOTION

Aldermen Breen  
Curren  
Daw  
Freda  
Gough  
Kinley  
McDonald  
O'Toole  
Power  
Walker

-10-

AGAINST IT

Aldermen Adams  
Batson  
Curtis  
Donovan  
Keshen  
Lloyd  
MacKay  
Sullivan

-8-

NOTICE OF MOTION BY ALDERMAN WALKER RE  
REVISION OF SALARIES.

*Committee*

Read notice of motion by Alderman Walker re revision of salaries.

RESOLVED that a committee of Council be now named, to prepare a complete list of all city officials and permanent employees with salaries, and to report and recommend to Council what economies can be effected either by readjustment of salaries or by combining different positions.

Moved by Alderman Walker, seconded by Alderman Batson that the notice of motion as submitted be adopted.

January 12th, 1939.

Moved in amendment by Alderman Donovan, seconded by Alderman MacKay that the notice of motion be deferred until the consideration of the Brittain report. Amendment put and lost, 7 voting for the same and 11 against it as follows:-

FOR THE AMENDMENT

Aldermen MacKay  
Donovan  
Freda  
Adams  
Lloyd  
Keshon  
O'Toole

-7-

AGAINST IT

Aldermen Breen  
Batson  
Kinley  
Curran  
Sullivan  
McDonald  
Power  
Curtis  
Gough  
Walker  
Daw

-11-

The motion was put and passed, 12 voting for the same and 6 against it as follows:-

FOR THE MOTION

Aldermen Batson  
Breen  
Curran  
Curtis  
Daw  
Gough  
Kinley  
McDonald  
O'Toole  
Power  
Sullivan  
Walker

-12-

AGAINST IT

Aldermen Adams  
Donovan  
Freda  
Keshon  
Lloyd  
MacKay

-6-

Alderman Lloyd then nominated Alderman Walker as a member of the Salary Revision Committee.

Alderman Walker nominated Alderman Sullivan as a member.

Alderman Gough nominated Alderman Batson.

Council agreed that three members of Council was sufficient to comprise this committee and approved of the nominations.

January 12th, 1939.

NOTICE OF MOTION BY ALDERMAN LLOYD RE SALE OF  
CITY PROPERTY.

*Council*  
Alderman Lloyd stated that with the permission of Council he would like this item deferred until the next meeting, to which Council agreed.

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Committee on Finance amounting to \$7,334.67; Committee on Charities amounting to \$10,493.33; Gardens Committee amounting to \$635.22, Fleming Park amounting to \$136.00; City Prison Committee amounting to \$2,119.21; Committee on Firewards amounting to \$14,155.41 chargeable to Fire Department and \$2,133.53 chargeable to Fire Alarm; Committee on Works amounting to \$9,005.18; City Health Board amounting to \$5,853.84; Committee on Camp Hill Cemetery amounting to \$549.22; Library Committee amounting to \$411.09; Police Committee amounting to \$10,228.88 under the provisions of Section 315 of the City Charter.

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

ACCOUNT - CITIZENS RESEARCH INSTITUTE OF CANADA

Read report of the Finance Committee re account of the Citizens Research Institute of Canada.

Committee Room, City Hall,  
January 12th, 1939.

His Worship the Mayor,  
and Members of City Council.

At a meeting of the Finance Committee held this day, the attached letter from the Citizens Research Institute of Canada submitting an account amounting to the sum of \$4,500.00 for professional services rendered re report of survey of administration and form of government of the City of Halifax was considered.

January 12th, 1939.

Your committee recommends that the account be passed for payment under the provisions of legislation obtained at the last session of the legislature.

Respectfully submitted,

W. E. Donovan,  
CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report be adopted and the account paid. Motion put and passed, 14 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Breen  
Batson  
MacKay  
Donovan  
Kinley  
Sullivan  
Freda  
Adams  
Lloyd  
McDonald  
Keshon  
O'Toole  
Walker  
Daw  
-14-

AGAINST IT

Aldermen Curran  
Power  
Curtis  
Power  
.  
.  
-4-

SUMS ALLOTTED TO THE MUNICIPALITIES BY THE  
GOVERNMENT IN LIEU OF TAXES

Read report of the Finance Committee re sums allotted to the municipalities by the Government in lieu of taxation on railway property.

Committee Room, City Hall,  
January 12th, 1939.

His Worship the Mayor,  
and Members of City Council.

At a meeting of the Finance Committee held this day, the Auditor reported that the City was to receive the sum of \$6,082.74 as its share of an amount of \$30,333.33 allotted by the Government of Nova Scotia to the municipalities in lieu of taxation on railway property.

January 12th, 1939.

The amount is made up by taking the trackage of 76.65 miles in Halifax less 7.65 miles; the latter being a deduction in certain trackage deemed to be exclusively required for the purposes of repairs and making a net of 69 miles at a rate of \$85.60 per mile producing an amount of \$5,906.40.

In addition to this \$230.00 was allowed the City, being  $\frac{1}{2}\%$  of \$46,000.00 capital expenditures made by the City for the purposes of rights of way. The two amounts added together produces \$6,136.40 and deducting from it an amount of \$53.66 as the proportionate share of the expenses of the committee, leaves \$6,082.74.

This amount will be carried forward to next year's estimates and in next year a similar amount should be received.

Respectfully submitted,

W. E. Donovan,  
CHAIRMAN.

FILED

SUPERANNUATION ALLOWANCE - JAMES ARTHUR SHANKS,  
A FORMER MEMBER OF THE FIRE DEPARTMENT.

*City Solicitor  
Leamer*

Read report of the Finance Committee  
re superannuation allowance, James Arthur Shanks.

Committee Room, City Hall,  
January 12th, 1939.

His Worship the Mayor,  
and Members of City Council.

At a meeting of the Finance Committee held this day, your committee had under consideration the attached letter from the City Solicitor regarding the retiring allowance for James Arthur Shanks, who is a patient at the Nova Scotia Hospital.

Your committee recommends that legislation similar to that secured at the last session of the legislature be obtained so that the payments to Mrs. Frances Shanks, ~~wife of~~ James Arthur Shanks, formerly a member of the Fire Department, may be continued for the civic year 1939-40.

Respectfully submitted,

W. E. Donovan,  
CHAIRMAN.

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

Motion put and passed unanimously; the following  
voting therefor:-

January 12th, 1939.

Aldermen Breen  
Batson  
MacKay  
Donovan  
Kinley  
Curran  
Sullivan  
Freda  
Adams  
Lloyd  
McDonald  
Koshen  
O'Toole  
Power  
Curtis  
Gough  
Walker  
Daw  
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*Treasurer*  
*Solicitor*  
*M. P. O'Toole* SUPERANNUATION - M. P. O'TOOLE, WATER METER READER

Read report of the Finance Committee.

re superannuation, M. P. O'Toole, water meter reader.

Committee Room, City Hall,  
January 12th, 1939.

His Worship the Mayor,  
and Members of City Council.

At a meeting of the Finance Committee held this day, the committee had under consideration the attached correspondence in connection with the superannuation of Matthew P. O'Toole, water meter reader.

Your committee recommends that Mr. O'Toole be superannuated as from February 1st next and that legislation be secured to increase his annual allowance to \$1,000.00 and that the difference between the sum he is entitled to receive under Section 148 of the City Charter, namely \$675.00 and \$1,000.00 be charged to the Water Department.

Respectfully submitted,

W. E. Donovan,  
CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report be adopted. Motion put and passed, 11 voting for the same and 6 against it as follows:-



January 12th, 1939.

FOR THE MOTION

Aldermen Adams  
Curtis  
Donovan  
Freda  
Gough  
Keshen  
Kinley  
MacKay  
McDonald  
Power  
Walker

-11-

AGAINST IT

Aldermen Batson  
Breen  
Curran  
Daw  
Lloyd  
Sullivan

-6-

Alderman O'Toole excused from voting.

Alderman Curran gives notice of reconsideration, and in this connection moved that a stay of proceedings be granted, which was seconded by Alderman Batson. On a vote being taken, the motion was lost, 6 voting for the same and 11 against it as follows:-

FOR THE MOTION

Aldermen Breen  
Batson  
Curran  
Sullivan  
Lloyd  
Daw

-6-

AGAINST IT

Aldermen MacKay  
Donovan  
Kinley  
Freda  
Adams  
McDonald  
Keshen  
Power  
Curtis  
Gough  
Walker

-11-

AMENDMENT TO ORDINANCE #3 RELATING TO STREETS

*Laws and Privileges  
Comm*

Read report of the Laws and Privileges Committee re amendment to Ordinance #3 relating to Streets.

Committee Room, City Hall,  
January 9th, 1939.

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

At a meeting of the Laws and Privileges Committee held this day, the attached amendment to Ordinance #3 relating to Streets, as prepared by the City Solicitor, was considered.

January 12th, 1939.

Your committee recommends that this amendment be now read and passed a first time.

Respectfully submitted,

A. M. MacKay,  
CHAIRMAN.

Moved by Alderman MacKay, seconded by Alderman Kinley that the report of the Laws and Privileges Committee be adopted. Motion passed.

Read amendment to Ordinance #3 relating to Streets.

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

Ordinance Number 3, respecting Streets is amended by adding thereto immediately following Section 61 thereof, the following section.

62. (1) No person shall deface, injure, knock down, disturb or remove any street name sign, erected or placed by or under the authority of the City or any official thereof.

(2) Every person who contravenes or fails to comply with the provisions of this section shall be liable to a penalty not exceeding twenty dollars and in default of payment to imprisonment for a period not exceeding twenty days.

Moved by Alderman MacKay, seconded by Alderman Kinley that the amendment to Ordinance #3 as set out above be now read and passed a first time. Motion passed.

JURIES ACT

Read report of the Laws and Privileges Committee re amendment to Juries Act.

Committee Room, City Hall,  
January 9th, 1939.

His Worship the Mayor,  
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, the matter of the revision of jury lists was considered.

*Attorney  
General*

January 12th, 1939.

Your committee recommends that the Attorney General be asked to amend the Juries Act to provide that the committee appointed by the City of Halifax to revise the jury list be comprised of the City Collector, City Assessor and City Clerk instead of the present set up, viz: two aldermen and the City Clerk.

Respectfully submitted,

A. M. MacKay,  
CHAIRMAN.

Moved by Alderman MacKay, seconded  
by Alderman Kinley that the report be adopted.

Motion passed.

*Charities Com  
Council*

MILK CONTRACT - CITY HOME

Read report of the Charities Committee  
re contract for milk at the City Home.

Halifax, N. S.,  
December 26th, 1938.

His Worship the Mayor,  
and Members of City Council.

The Charities Committee met this  
day and beg to submit the following report.

Members Present:- The Chairman,  
Alderman Batson; Aldermen Mrs. Sullivan, Freda,  
Curran, Walker and Keshen.

"BE IT RESOLVED that due to the  
Milk Contract for the City Home being cancelled by  
the Provincial Arbitration Milk Board that the  
Ideal Dairy Limited supply the City Home with Milk  
at the price fixed by said Board, for the remaining  
five months dating from January 1st, 1939".

Respectfully submitted,

E. B. Batson,  
CHAIRMAN.

Moved by Alderman Batson, seconded  
by Alderman Curran that this matter be deferred for  
one month.

Motion put and passed.

Alderman Gough wishing to be  
recorded against.

January 12th, 1939.

INSURANCE - INMATES AT THE CITY HOME

*London Life*

Read reports of the Charities Comm.  
re insurance on two inmates at the City Home.

Halifax, N. S.,  
January 9th, 1939.

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

Your Worship and Aldermen:-

At a meeting of the Charities Committee held this day, the matter of certain moneys due to Lillian Williams, an inmate of the City Home, under a matured Endowment Policy with the London Life Insurance Company, being Policy #620408, was considered. A report was submitted from the City Solicitor stating that he had arranged with the Insurance Company to pay this sum of \$52.10 to the City to be applied toward the support and maintenance of Lillian Williams in the City Home, upon receipt from the City of an undertaking whereby the City agreed that in the event of any person being successful in substantiating a claim to receive this money, that the City would refund the sum to the Insurance Company.

Your committee recommends that this course be adopted and attaches hereto an undertaking prepared by the City Solicitor to be signed on behalf of the City and forwarded to the London Life Insurance Company.

Yours very truly,

H. A. Garrison,  
SECRETARY.

Halifax, N. S.,  
January 9th, 1939.

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

Your Worship and Aldermen:-

At a meeting of the Charities Committee held this day, the matter of certain instalments due to William Stonley, an inmate of the City Home, under an insurance policy, was considered.

January 12th, 1939.

A report was submitted from the City Solicitor, stating that he had arranged with the Insurance Company to pay these sums to the City to be applied toward the support and maintenance of William Stonley in the City Home, upon receipt from the City of an undertaking whereby the City agreed that in the event of any person being successful in substantiating a claim to receive these moneys that the City would refund the same to the Insurance Company.

Your committee recommends that this course be adopted and attaches hereto an undertaking prepared by the City Solicitor to be signed on behalf of the City and forwarded to the London Life Insurance Company.

Yours very truly,

H. A. Garrison,  
SECRETARY.

Moved by Alderman Batson, seconded by Alderman Curran that the reports be adopted.

Motion passed.

SALE OF PROPERTY

Read report of the Tax Property Sale

Committee re sale of property.

January 11th, 1939.

His Worship the Mayor,  
and Members of the City Council,  
City of Halifax,  
CITY HALL.

Gentlemen:-

I submit for your consideration and approval the following extracts from the minutes of a meeting of the Tax Property Sale Committee held January 9th, 1939, at twelve o'clock noon in the Mayor's Office.

A tender from the Garden Taxi Service offering \$900.00 for the Ead lot, corner of Hunter and Cunard Streets, was placed before the committee.

Moved by Alderman Daw, seconded by Alderman Batson that the offer of the Garden Taxi Service be not accepted.

Moved in amendment by Alderman Keshon, seconded by Alderman Donovan that the offer of the Garden Taxi Service, Limited, be accepted.

*Tax Property  
Sale Com.*

January 12th, 1939.

Amendment put and passed - four voting for same and one against, as follows:-

For the Amendment

Aldermen Batson  
" Donovan  
" Keshen  
" Sullivan

Against it

Alderman Daw

Motion not put.

A tender from Blanche Mary Baxter offering \$500.00, for the Moody lot on Duffus Street was placed before the committee.

Moved by Alderman Daw, seconded by Alderman Sullivan that the offer of Miss Baxter be accepted.

Motion put and passed - the following voting for it:-

Alderman Batson,  
" Daw,  
" Donovan,  
" Keshen,  
" Sullivan.

A tender from H. Hemming offering \$210.00 for the Langille lot, east side of Poplar Street was placed before the committee.

Moved by Alderman Keshen, seconded by Alderman Donovan that the tender of Mr. Hemming be accepted.

The motion was put and passed by the following vote.

For the motion

Alderman Batson  
" Donovan  
" Keshen  
" Sullivan

Against the motion

Alderman Daw

Yours very truly,

A. T. E. Crosby,  
SECRETARY, TAX PROPERTY  
SALE COMMITTEE.

Moved by Alderman Daw, seconded by Alderman Donovan that the matter of the sale of the Ead property be referred back to the Tax Property Sale Committee. Motion passed.