

EVENING SESSION

SPECIAL MEETING.

8.05 O'clock,
Council Chamber,
City Hall,
March 29th, 1939.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, Chairman; Aldermen Batson, MacKay, Breen, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Lloyd, McDonald, Keshen, Power, Curtis, Gough, Walker and Daw.

The meeting was called specially to consider:-

1. Report of Comm. re report of Citizens Research Institute of Canada.
2. Notice of motion by Alderman Daw re qualifications for Alderman.
3. Report Police Committee re late Const. McNeill.
4. Appropriation for Their Majesties Visit.

Alderman Gough informed Council that a delegation from the unemployed was present and wished to be heard.

Moved by Alderman Gough, seconded by Alderman Daw that Mr. McLeod, representing the unemployed, be permitted to address Council. Motion put and passed unanimously.

Mr. McLeod stated that on behalf of the Halifax Workmens Club he would ask Council to re-appoint a sub committee to go into the matter of a works programme and to notify the Deputy Minister of Labor of the action taken.

March 29th, 1939.

The Mayor suggested that Mr. McLeod attend the next meeting of the Committee on Works and explain what was desired by the Workmens Club.

REPORT OF SPECIAL COMMITTEE RE REPORT OF SURVEY
ON ADMINISTRATION AND FORM OF GOVERNMENT OF THE
CITY OF HALIFAX, BY THE CITIZENS RESEARCH
INSTITUTE OF CANADA.

Alderman MacKay, in submitting the report of the Special Committee regarding the report of the Citizens Research Institute of Canada, stated that he would make a separate motion on each recommendation of the Committee.

Read report of the Special Committee submitting recommendations.

Halifax, N. S.
March 28th, 1939.

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

The Committee appointed by the Council to consider the report of the Citizens Research Institute of Canada and the Committee of the Council as a whole, submit herewith the following recommendations respecting the said report.

A. M. MacKay,
CHAIRMAN.

RECOMMENDATIONS RE TREASURY DEPARTMENT - PAGE 18

The Committee on the Brittain Report and the Committee of the whole Council approved of recommendations 1, 2, and 3 and referred recommendation 4 to the Finance Committee as a detail to be dealt with by that committee; approved recommendation 5 with the exception that the words "Chief Accountant" in the second line be deleted and substituted by the word "Treasurer", and the words "Chief Accountant should despatch to the City Treasurer" to be deleted in lines six and seven, and substituting therefor the words "Treasurer shall retain custody of".

Moved by Alderman MacKay, seconded by Alderman Donovan that the recommendations of the Brittain Report Committee and concurred in by the

March 29th, 1939.

Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 12 voting for the same and 5 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
-12-

AGAINST IT

Aldermen Power
Curtis
Gough
Walker
Daw

-5-

CITY COLLECTOR AND OTHER REVENUE COLLECTING DEPARTMENTS - PAGES 21, 22, 23, 24.

All revenue collecting functions except fees, fines and penalties received or recovered in the City and Police Courts, and money received in the Citizens Free Library, be performed by the City Collector's Department. Other recommendations as laid down on pages 21, 22, 23 and 24 were agreed to. Details in connection with each to be worked out by the Finance-Executive Committee when the Collector's rearranged system is set up; it being understood that the City Collector's Department is to be a sub-department of the Department of Finance and the Collector is to rank with the Chief Accountant, Treasurer and Internal Auditor as shown on Chart B.

Moved by Alderman MacKay, seconded by

Alderman Lloyd that this recommendation as decided upon by the Brittain Report Committee and concurred in by the Committee of the whole Council, together with such recommendations as laid down on pages 21, 22, 23 and 24 of the Brittain Report be approved and legislation obtained to enable the City to purchase the necessary equipment as recommended in said report.

*Rescinded
see pages
429 & 430
Council minutes
1939/40*

March 29th, 1939.

Motion put and passed, 13 voting for the same and 4 against it as follows:-

<u>FOR THE MOTION</u>	<u>AGAINST IT</u>
<u>Aldermen Adams</u>	<u>Aldermen Curran</u>
Batson	Curtis
Breen	Gough
Daw	Power
Donovan	
Freda	
Keshen	
Kinley	
Lloyd	
McDonald	
MacKay	
Sullivan	
Walker	
-13-	-4-

RECOMMENDATIONS RELATIVE TO THE ACCOUNTING FUNCTIONS
OF THE WORKS DEPARTMENT - PAGE 25.

Recommendations 1, 2 and 3 were approved, subject to certain details re cost clerk to be decided between Finance and Works Committees.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

<u>For the Motion</u>	<u>Against it</u>
<u>Aldermen Breen</u>	<u>Alderman Power</u>
Batson	
MacKay	
Donovan	
Kinley	
Curran	
Sullivan	
Freda	
Adams	
Lloyd	
McDonald	
Keshen	
Curtis	
Gough	
Walker	
Daw	
-16-	-1-

March 29th, 1939,

RELATION OF ASSESSMENT DEPARTMENT - PAGE 26

Recommendation 1 was approved, and with reference to recommendation 2 it was felt that the present arrangement was satisfactory and that the recommendation that a property lawyer act on the Court of Appeal instead of the City Solicitor be not approved. Recommendation 3 was approved subject to the working out of details re the disposition of clerical employees of the Assessor's Department and the Accounting Division during rush periods.

Moved by Alderman MacKay, seconded by Alderman Lloyd that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

AGAINST IT

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker
-16-

Alderman Power

-1-

ACCOUNTING AND FINANCIAL RECORDING FUNCTION OF THE
CITY CLERK'S DEPARTMENT - PAGE 27

Recommendations 1 and 2 were unanimously concurred in.

Moved by Alderman MacKay, seconded by Alderman Kinley that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained.

March 29th, 1939.

Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

AGAINST IT

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Gough
Walker
Daw
-16-

Aldermen Power

-1-

FUNCTIONS OF THE CITY AUDITOR - PAGE 30

The tentative recommendation disapproving of the combination of auditing and originating accounting duties in the one official was approved.

Recommendation 1 was approved. Recommendation 2 was approved in principle and referred to the Finance-Executive Committee. Recommendations 3 and 4 were approved in principle and referred to the Finance-Executive Committee regarding details.

Moved by Alderman MacKay, seconded by Alderman Kinley that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

AGAINST IT

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker
-16-

Alderman Power

-1-

March 29th, 1939.

CAPITAL BUDGET - PAGE 33

The recommendations with reference to the five year plan for a capital budget as contained on page 33, namely, recommendations 1, 2 and 3, after some discussion were referred to the Finance-Executive Committee for final consideration.

Moved by Alderman MacKay, seconded by Alderman Lloyd that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 13 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovam
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Daw
-13-

AGAINST IT

Aldermen Power
Curtis
Gough
Walker

-4-

FINANCIAL ADMINISTRATION IN GENERAL - PAGES 33, 34, 35.

Recommendations 1, 2, 3, 4 and 5 were approved.

Moved by Alderman MacKay, seconded by Alderman Adams that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 15 voting for the same and 2 against it as follows:-

March 29th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Curtis
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-15-

AGAINST IT

Aldermen Daw
Power

-2-

METHODS OF ASSESSMENT AND TAXATION - PAGES 37 to 55
INCLUSIVE, WITH RECOMMENDATIONS ON PAGE 56

Recommendations 1 and 2 were covered by recommendation 4 on page 68. Recommendations 3 and 4 were approved; recommendation 5 was not approved; recommendation 6 was approved; recommendations 7 to 15 inclusive to be dealt with by the expert from the Citizens Research Institute of Canada in conjunction with the Assessment Committee.

Moved by Alderman MacKay, seconded by Alderman Kinley that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 14 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Gough
Walker
Daw

-14-

AGAINST IT

Aldermen Curran
Power
Curtis

-3-

March 29th, 1939.

METHOD OF WORKS ADMINISTRATION - PAGE 64

Recommendations 1, 2 and 3 were approved by the Committee of the Brittain Report and the Committee of the whole Council.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 15 voting for the same and 2 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-15-

AGAINST IT

Aldermen Curtis
Power

-2-

PERSONNEL ADMINISTRATION - PAGE 68

Recommendations 1, 2 and 3 were approved. Recommendation 4 was approved as amended, as follows:-

"4. That in order to hold heads of departments responsible for results (a) all appointments to positions in a department be on the recommendation of the department head to his respective committee, (b) all discharges from a department to be made on the recommendation of the head of the department to his committee, (c) the head of a department may suspend any employee without pay for a period not exceeding two weeks".

Recommendations, 5, 6 and 7 were approved.

-623-

March 29th, 1939,

Moved by Alderman MacKay, seconded by Alderman Lloyd that this recommendation as approved by the Brittain Report Committee and concurred in by the committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained.

Moved in amendment by Alderman Daw, seconded by Alderman Lloyd that the word "only" be inserted in the third line of clause 4 following the word "be" and in the fifth line following the word "made". Amendment put and passed, 12 voting for the same and 5 against it as follows:-

FOR THE AMENDMENT

Aldermen MacKay
Donovan
Kinley
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Walker
Daw

-12-

AGAINST IT

Aldermen Breen
Batson
Curran
Power
Gough

-5-

The recommendations as amended were then approved.

METHODS OF PURCHASING - PAGE 70

Recommendations 1, 2, 3 and 4 were approved.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

-624-

March 29th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-16-

AGAINST IT

Aldermen Power

-1-

METHODS OF INTERDEPARTMENTAL CO-OPERATION - PAGE 73

With reference to recommendation 1, the committee agreed to co-ordinating all the financial and accounting functions under one head and agreed that the Assessor's Department be left as a separate department and the City Clerk and City Solicitor to be two separate officials with co-ordinated staffs; recommendation 2 was approved; recommendation 3 was approved subject to a report to be submitted by the Engineer regarding the feasibility of rearranging City Hall.

Moved by Alderman MacKay, seconded by Alderman Adams that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Gough
Walker
Daw

-16-

AGAINST IT

Alderman Power

-625-

-1-

March 29th, 1939.

FINANCIAL RELATIONS WITH THE COUNTY, SCHOOL BOARD
AND LOCAL BOARDS AND COMMISSIONS - PAGES 74,75,76.

The recommendations contained in these pages were approved.

Moved by Alderman MacKay, seconded by Alderman Kinley that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-16-

AGAINST IT

Aldermen Power

-1-

DEPARTMENT OF THE CITY SOLICITOR - PAGES 77 AND 78

Recommendations 1 and 2 were approved and amended to the effect that the City Solicitor continue to be Chairman of the Tax Appeals Court.

Moved by Alderman MacKay, seconded by Alderman Kinley that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

-626-

March 29th, 1939.

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Gough
Walker
Daw

-16-

AGAINST IT

Aldermen Power

-1-

DEPARTMENT OF THE CITY CLERK - PAGE 80

Recommendation 1 is dealt with under collections (see page 23, recommendation 5). Recommendation 2 already decided (see page 73, recommendation 1).

No motion required.

RECOMMENDATIONS AS TO PUBLIC HEALTH AND WELFARE -
PAGE 114.

Recommendation 1 with regard to consolidation was approved with the exception that the Department of Direct Relief being, it is hoped, a temporary department only, be not included under the Board of Public Health and Welfare, but retained as a separate department under the Finance-Executive Committee. Recommendation 3 was approved tentatively amended to the effect that the present set-up as far as administration is concerned be retained for the present with the addition of a full time medical officer. Recommendations 4, 5 and 6 were approved.

Moved by Alderman MacKay, seconded by Alderman Lloyd that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 13 voting for the same and 4 against it as follows:-

-627-

March 29th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Daw
Donovan
Freda
Gough
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-13-

AGAINST IT

Aldermen Curran
Curtis
Keshen
Power

-4-

GARDENS, PARKS AND COMMONS - PAGE 118.

Recommendations 1, 2 and 3 were approved.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 15 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Gough
Daw

-15-

AGAINST IT

Alderman Power

-1-

CAMP HILL CEMETERY - PAGE 119

Recommendations 1 and 2 were approved.

-528-

March 29th, 1939.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 13 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan

-13-

AGAINST IT

Aldermen Curtis
Daw
Power

-3-

CITY PRISON - PAGE 120

The recommendation on this page with respect to the City Prison was approved.

Moved by Alderman MacKay, seconded by Alderman Freda that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 15 voting for the same and 2 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Gough
Walker
Daw

-15-

AGAINST IT

Aldermen Power
Curtis

-2-

March 29th, 1939.

FIRE DEPARTMENT - PAGE 135

Recommendation 1 with respect to rules and regulations was approved, but first to be submitted to the Safety Committee. Recommendation 2 was approved; recommendation 3 was approved amended as follows:-

"That all matters of discipline be left to the Chief Officer who is also authorized to suspend any employee without pay for a period not exceeding two weeks; all such suspensions to be reported to the committee for their information. The objection may be raised that this places too much power in the hands of the Department Executive and leaves the way open for favouritism and autocracy. The Institute recognizes this element of danger but does not believe that in a department which may so vitally affect the lives and property of the citizens the head of the department can be rightfully held responsible for its efficient operation if the way is left open for constant interference in matters of discipline. If the power is abused at any time by the Executive Officer, Council has an adequate remedy at hand since the Officer may be replaced. To divide responsibility is to sow the seed of demoralization. A more definite line between the policy-forming body and the Executive Duties would be in the interest of good civic administration. That in the meantime all matters of discipline be heard by the Committee in private meeting".

Recommendations 4, 5 and 6 were approved; recommendation 7 was approved subject to final ratification by the Safety Committee; recommendation 8 was approved; a report on recommendations 9 and 10 is now being prepared; recommendations 11, 12, 13, 14, 15 were approved and specially referred to the Safety Committee.

Moved by Alderman MacKay, seconded by Alderman Curran that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 14 voting for the same and 3 against it as follows:-

March 29th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Daw
Donovan
Freda
Keshen
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker

-14-

AGAINST IT

Aldermen Curtis
Gough
Power

-3-

POLICE DEPARTMENT - PAGE 152

Recommendation 1 was approved.
Recommendation 2 was approved amended as follows:-

"That matters of discipline be left to the Chief and that his powers be increased to permit him to reprimand, fine or suspend any member of the force for dereliction of duty or conduct unbecoming an officer, for a period not exceeding two weeks without pay. All fines or suspensions shall be reported to the Committee for their information. The Chief is now held responsible for the discipline, good order, conduct and efficiency of the men under his command, but has only authority in minor cases to temporarily suspend or impose a fine not exceeding one day's pay. Responsibility for discipline should not be divided and there should be a distinct line between the duties of the policy-forming body (The Committee and Council) and the Executive head of the department. The Committee should make the Rules and Regulations (and the ones now in force are in the main excellent except on this point) and the Chief should see that they are put into effect, That in the meantime all matters of discipline be heard by the Committee in private meeting. While the Institute is of the opinion that it is generally more satisfactory to have the governing body of the Police Force composed of the Mayor and two independent appointees with judicial offices, it does not feel that such a change is warranted where an existing system is working satisfactorily and for this reason does not recommend such a change at this time in Halifax".

Recommendations 3 and 4 to be considered with the general superannuation plan. Recommendation 5 was approved; recommendation 6 was not approved. Recommendations 7, 8 and 9 were approved. Recommendation 10 was tentatively approved and referred to the Finance-Executive Committee. Recommendation 11 was approved and referred to the Engineer. Recommendations 12 and 13 were approved.

-631-

March 29th, 1939.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Curtis
Gough
Walker
Daw

-16-

AGAINST IT

Aldermen Power

-1-

HALIFAX HOUSING COMMISSION - PAGE 167

Recommendation 1 was approved. Recommendation 2 was approved with the elimination of the words "City Clerk" on the 9th and 10th lines and the substitution therefor of the words "City Assessor". Recommendation 3 was approved, subject to the deletion of the words "City Clerk" and the substitution therefor of the words "City Assessor".

Moved by Alderman MacKay, seconded by Alderman Lloyd that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 15 voting for the same and 1 against it as follows:-

-632-

March 29th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Kinley
Lloyd
McDonald
MacKay
Sullivan
Walker
-15-

AGAINST IT

Alderman Power

-1-

METHODS OF FINANCING THE OILING OF STREETS - PAGE 170

This recommendation was deferred and referred to the new City Council and new Finance Executive Committee.

Moved by Alderman MacKay, seconded by

Alderman Donovan that this recommendation be concurred in. Motion put and passed, 16 voting for the same and 1 against it as follows:-

*Rescinded
see page 324
Council minutes
1939-40*

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Power
Gough
Walker
Daw
-16-

AGAINST IT

Alderman Curtis

-1-

FINANCING OF DIRECT UNEMPLOYMENT RELIEF - PAGE 172

The principle contained in these recommendations has already been adopted by Council, consequently no direct action is necessary in this matter.

March 29th, 1939.

Moved by Alderman MacKay, seconded by Alderman Donovan that this resolution be concurred in. Motion put and passed.

PERSONNEL ADMINISTRATION - PAGE 173

This deals mainly with the question of a proper and actuarially sound superannuation plan, which is at present under consideration, consequently no special consideration is required.

Moved by Alderman MacKay, seconded by Alderman Donovan that this resolution be concurred in. Motion put and passed unanimously.

CITY HALL - PAGE 174

The recommendation as to more adequate and up to date quarters was discussed in considerable detail by your Brittain Report Committee and the Committee of the whole Council, it being finally decided, subject to the approval of Council, that legislation be sought to borrow the sum of \$150,000.00 for the purpose of making alterations to the present City Hall, and if necessary to provide additional accommodation for the Police Department, the City and Police Courts.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 14 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Walker
Daw

-14-

AGAINST IT

Aldermen Power
Curtis
Gough

-3-

March 29th, 1939.

SUPERANNUATIONS

The Committee on the Brittain Report, concurred in by the Committee of the whole Council, agreed to adopt the principle of superannuation and decided to ask all the insurance companies who have been interested in submitting plans to tender on Plan "D" (as outlined in the Auditor's report), and that the present legislation re superannuations be amended to include the Fire and Police Departments.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 12 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Donovan
Freda
Keshen
Kinley
McDonald
MacKay
Sullivan
Walker
-12-

AGAINST IT

Aldermen Curtis
Daw
Gough
Power

-4-

COMMITTEES - PAGE 11

The Committee on the Brittain Report and the Committee of the whole Council approved of the set-up of committees as laid down on pages 11 and 12 of this report, amended as follows with regard to functions:-

1. Finance-Executive Committee - Pass on all financial matters; prepare the budgets, current and capital for Council; report to Council on the appointment of the heads of all departments. Discharge all functions not otherwise assigned.

March 29th, 1939.

2. Works Committee - Discharge all the functions of the present Works Committee and in addition those of the Gardens, Parks and Commons Committee and Camp Hill Cemetery Committee.
3. Health and Welfare Committee - All the functions of the present Health, Charities and Prison Committees.
4. Safety Committee - All the functions of the present Firewards and Police Committees.

The question of the number of Aldermen to constitute each committee being held over for the present.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained. Motion put and passed, 12 voting for the same and 5 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Gough

-12-

AGAINST IT

Aldermen Curran
Power
Curtis
Walker
Daw

-5-

CITY COUNCIL - PAGE 1

Council
The Committee on the Brittain Report together with the Committee of the whole Council agreed that for the present we retain six wards as presently effective with two Aldermen representing each ward; that legislation be sought whereby all the Aldermen would retire in 1940, 12 new Alderman to be elected, the Alderman returned in each ward with the larger majority to be elected to hold office for a period of three years; the other Alderman in each ward to be elected to hold office for a period of two years; effective 1942 all Aldermen to be elected for a three year period.

-636-

March 29th, 1939.

Moved by Alderman MacKay, seconded by Alderman Donovan that this recommendation as approved by the Brittain Report Committee and concurred in by the Committee of the whole Council be approved, and any legislation necessary to carry this into effect be obtained.

The City Solicitor stated that he was asked to report to Council that the legislation re the Brittain Report would not come into effect until after the session of the Legislature in 1940.

Moved in amendment by Alderman Kinley, seconded by Alderman Lloyd that
BE IT RESOLVED that the number of wards in the City be reduced from six as at present to three, as recommended in the report of Citizens Research Institute of Canada, and that the number of Aldermen on the Council be reduced from eighteen as at present to ten to be elected as follows:-

Two Aldermen from each ward to hold office for two years - one retiring each year.

Four Aldermen elected from the City at large to hold office for three years, and retiring at the same time

The above amendment to be effective in time for the 1940 elections.

Amendment put and lost, 5 voting for the same and 11 against it as follows:-

FOR THE AMENDMENT

Aldermen Adams
Batson
Kinley
Lloyd
MacKay

AGAINST IT

Aldermen Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
McDonald
Power
Sullivan
Walker

-11-

-5-

-637-

March 29th, 1939.

Moved in amendment by Alderman MacKay,

seconded by Alderman Kinley that

BE IT RESOLVED that legislation be obtained at the present session of the Legislature to amend the Charter in order to provide that, effective at the beginning of our fiscal year 1940, the Council shall be composed of a Mayor and twelve (12) Aldermen elected from the City at large, the Mayor to be elected annually, the Aldermen to be elected for three, two, and thereafter for three year periods.

Amendment put and lost, 4 voting for the same and 12 against it as follows:-

FOR THE AMENDMENT

Aldermen MacKay
Kinley
Adams
Lloyd

AGAINST IT

Aldermen Breen
Batson
Donovan
Curran
Sullivan
Freda
McDonald
Power
Curtis
Gough
Walker
Daw
-12-

-4-

The original motion was then put and resulted in a tie vote as follows:-

FOR THE MOTION

Aldermen Batson
MacKay
Donovan
Kinley
Adams
Lloyd
McDonald
Daw
-8-

AGAINST IT

Aldermen Breen
Curran
Sullivan
Freda
Power
Curtis
Gough
Walker
-8-

The Mayor casts the deciding vote in favor of the motion and declares it passed.

Alderman Curran gives notice of reconsideration.

NOTICE OF MOTION BY ALDERMAN DAW RE QUALIFICATIONS FOR ALDERMAN.

Deferred until the next regular meeting.

March 29th, 1939.

REPORT, POLICE COMMITTEE RE LATE CONST. MCNEIL

Read report of the Police Committee re
late Const. McNeil .

March 27th, 1939.

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

At a meeting of the Police Committee held this date, Mayor Walter Mitchell, Aldermen Adams, Donovan and MacKay being present, it was moved by Alderman Adams, seconded by Alderman Donovan that the City, in consideration of the faithful service and excellent record of Police Officer Edward N. McNeil, deceased, pay to Mrs. Violet McNeil, widow of the said Edward N. McNeil, the sum of \$800.00 in sixteen monthly instalments of \$50.00 each and that legislation be sought to enable this expenditure to be made, the said sums to be borrowed from any bank or fund available and with the interest thereon included in the estimates for the civic year 1940-1941 and repaid therefrom.

Alderman MacKay dissenting.

The attached legislation, prepared by the City Solicitor, is submitted for the approval of Council.

Yours very truly,

J. B. Carter,
SECRETARY, POLICE COMMITTEE.

The City may pay to Mrs. Violet McNeil, widow of Edward N. McNeil, deceased, recently a member of the Police Force of the City, from and after the passing of this Act, the sum of Eight Hundred Dollars (\$800.00) in monthly payments of Fifty Dollars (\$50.00) and any sums required for the said payments may be borrowed from any bank or fund available and with the interest thereon included in the estimates for the civic year 1940-1941 and repaid therefrom.

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

Moved in amendment by Alderman Curtis, seconded by Alderman Walker that this matter be referred to the Finance Committee for the purpose of formulating a policy. Amendment put and passed, 13 voting for the same and 3 against it as follows:-

March 29th, 1939.

FOR THE AMENDMENT

Aldermen Breen
Batson
MacKay
Kinley
Curran
Sullivan
Freda
McDonald
Keshen
Curtis
Gough
Walker
Raw

-13-

AGAINST IT

Aldermen Donovan
Adams
Power

-3-

Motion not put.

APPROPRIATION FOR THEIR MAJESTIES VISIT

Read report and resolution re
appropriation for Their Majesties Visit.

Mayor's Office,
City Hall,
March 29th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Royal Visit
Committee held this day, it was decided to recommend
to City Council that the sum of \$10,000.00 be
borrowed for the purpose of paying the costs of
decorating, etc. for the visit of Their Majesties the
King and Queen.

A resolution is herewith attached for
Council's approval.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

BE IT RESOLVED that upon the passing
of legislation authorizing the City to do so, the
City may borrow a sum not exceeding \$10,000.00 for
the purpose of defraying the expenses of celebrating
the visit to the City of Halifax of His Majesty the
King; the said sum to be included in the estimates
for the civic year 1940-41.

BE IT FURTHER RESOLVED that the
Committee appointed to arrange for the celebration of
the Royal Visit be authorized to expend the
appropriation so provided, provided that each such
expenditure shall be approved by the Mayor, and that
full detail of all expenditures and commitments be
immediately reported to the City Auditor.

March 29th, 1939.

AND BE IT FURTHER RESOLVED that authority is hereby given to the said committee so appointed, as aforesaid, to add to its numbers such persons as it shall deem fit.

Moved by Alderman Donovan, seconded by Alderman Gough that the report and resolution as submitted be adopted. Motion put and passed, 16 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
McDonald
Keshen
Power
Gough
Walker
Daw
-16-

AGAINST IT

Alderman Power

-1-

10.20 P.M.,

Moved by Alderman Donovan, seconded by

Alderman Power that this meeting do now adjourn.

Motion passed.

Meeting adjourned.

LIST OF HEADLINES

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Appropriation for Their Majesties Visit	640

Walter Mitchell
Walter Mitchell,
MAYOR AND CHAIRMAN.

W. P. Publicover
W. P. Publicover,
CITY CLERK.

CITY COUNCIL MEETING,
THURSDAY,
APRIL 13th, 1939.
A G E N D A

Minutes.

1. Notice of reconsideration by Alderman Curran re City Council.
2. Notice of motion by Alderman Daw re qualifications of Aldermen.
3. Notice of motion by Alderman Gough re Confederation.
4. Resolution re accounts.
5. Report Finance Committee re transfer of clerk from Collector's to Auditor's Department.
6. " " superannuation of Const. James Collins.
7. " " " " Sergt. Phalen.
8. " " superannuations (Alderman Curran's notice of motion).
9. " " account, Workmens Compensation Board.
10. Report Gardens Committee re Lynch's shows.
11. " " tenders for refreshment privileges, Public Gardens and Fleming Park.
12. " " tenders for painting, Public Gardens.
13. " " tenders for repairs to canteen, Fleming Park.
14. Report Prison Committee re purchase of horse.
15. " " appointments.
16. Report Firewards Committee re purchase of nozzle.
17. Report Tax Property Sale Committee.
18. Report Police Committee re tenders for clothing.
19. Report Direct Relief Committee re borrowing.
20. Report Charities Committee re accounts to be written off.
21. Questions by Aldermen.
Deferred Business
22. Notice of motion by Alderman Kinley re Industrial Committee.
23. Report Charities Committee re milk contract.
24. Report Laws and Privileges Committee re amendment to Ordinance #28 - Second reading.
25. Report Comm.on Works re Workmens Compensation Board - assessment instalments.
26. Report Comm.on Works and City Engineer re underground cables.
27. " " " " sewer and water extensions.
28. " " " " Morris Street widening.
29. " " " " Bluebell Lane acceptance.
30. " " " " tenders for supplies and services.
31. " " " " re final certificate, Brantford Carritte Co.Ltd.
32. " " " " final certificate, Alexander Murray & Co.Ltd.
33. " " " " replacing high service water main.
34. " " " " water bill reductions.
35. " " " " street oiling.
36. " " " " street paving.
37. Letter Deputy Minister of Labor re direct relief agreement.
38. Letter Minister of Highways re amendment to Motor Vehicle Act.
39. Letter Board of Trade re Brittain report.
40. Letter N. S. Board of Fire Underwriters re reduction in key rates.
41. Letter Council of Social Agencies re appreciation.
42. Report Police Committee re License Inspector's report.
43. Report Charities Committee re Supt's report re inmates in the City Home.
44. Report City Auditor re tax collections for the month of March, 1939.
45. " " departmental appropriations and expenditures.

EVENING SESSION

8.05 o'clock,
Council Chamber,
City Hall,
April 13th, 1939.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Deputy Mayor, Chairman; and Aldermen Batson, MacKay, Breen, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Lloyd, Keshen, 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 Donovan, seconded by Alderman Walker that the minutes of the previous meetings be approved. Motion passed.

NOTICE OF RECONSIDERATION BY ALDERMAN CURRAN RE
CITY COUNCIL.

Moved by Alderman Curran, seconded by Alderman Gough that this matter be reconsidered. Motion put and passed, 10 voting for the same and 5

against it as follows:-

FOR THE MOTION

Aldermen Breen
Curran
Curtis
Freda
Gough
Keshen
Kinley
Lloyd
Sullivan
Walker

-10-

AGAINST IT

Aldermen Adams
Batson
Daw
Donovan
MacKay

-5-

April 13th, 1939.

The City Clerk read the original motion which was passed at a meeting of the City Council held on March 29th, 1939, as follows:-

The Committee on the Brittain Report together with the Committee of the whole Council agreed that for the present we retain six wards as presently effective with two Aldermen representing each ward; that legislation be sought whereby all the Alderman would retire in 1940, 12 new Aldermen to be elected, the Alderman returned in each ward with the larger majority to be elected to hold office for a period of three years; the other Alderman in each ward to be elected to hold office for a period of two years; effective 1942 all Aldermen to be elected for a three year period.

Moved by Alderman Daw, seconded by Alderman Donovan that the motion be approved,

Moved in amendment by Alderman Curran, seconded by Alderman Kinley that Council be reduced to 12 Aldermen, two for each ward; beginning in 1940 six Aldermen to retire and there to be no election; in 1941 six Aldermen to retire and six to be elected for a period of three years. Amendment put and lost, 3 voting for the same and 12 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Kinley
Curran

AGAINST IT

Aldermen Batson
MacKay
Donovan
Sullivan
Freda
Adams
Lloyd
Keshen
Curtis
Gough
Walker
Daw

-12-

-3-

Motion put and passed, 12 voting for the same and 3 against it as follows:-

-643-

*Rescinded
see page 36
Council minutes
1939/40*

April 13th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Curtis
Daw
Donovan
Freda
Gough
Keshen
Lloyd
MacKay
Sullivan
Walker

AGAINST IT

Aldermen Breen
Curran
Kinley

-12-

-3-

Alderman Kinley stated that at the next meeting of Council he would move to rescind this resolution and submit a notice of motion.

NOTICE OF MOTION BY ALDERMAN DAW RE LEGISLATION -
QUALIFICATION OF MAYOR AND ALDERMEN

Read notice of motion by Alderman Daw re legislation - qualification of Mayor and Aldermen.

TAKE NOTICE that at the next meeting of the City Council I will move the following resolution:-

That at the session of the legislature now being held, the City submit legislation:-
(a) Amending paragraph (1) of clause (d) of sub-section (1) of Section 14, as enacted by sub-section (1) of Section 2, of Chapter 48, of the Acts of 1935, by striking out the words and figures "Fifty Dollars (\$50.00)" in the sixth line thereof, and substituting therefor the words and figures "One Hundred and Fifty Dollars (\$150.00)",

(b) Amending clause (4) of the affidavit of qualification attached to sub-section (4) of Section 15, as the same is enacted by sub-section 2 of section 2 of Chapter 48 of the Acts of 1935, by striking out the words and figures "Fifty Dollars \$50.00" in the sixth line thereof and substituting therefor the words and figures "One Hundred and Fifty Dollars \$150.00".

(c) By amending clause (j) of Section 17 by inserting therein between the word "company" and "which" in the second line thereof the words "or manager" for a partnership required to be registered under the Registration of Partnerships Act^m.

(d) By amending clause (c) of Section 18 by inserting therein between the words "any" in the first line and "company" in the second line the words "Partnership required to be registered under the Registration of Partnerships Act of which is the manager or any" .

April 13th, 1939.

Moved by Alderman Daw, seconded by Alderman Lloyd that the resolution be approved.

Moved in amendment by Alderman Kinley, seconded by Alderman Donovan that this matter be referred to the Laws and Privileges Committee.

Amendment put and passed, 12 voting for the same and 3 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
Keshen
Curtis

-12-

AGAINST IT

Aldermen Gough
Walker
Daw

-3-

Motion not put.

NOTICE OF MOTION BY ALDERMAN GOUGH RE CONFEDERATION

Read notice of motion by Alderman Gough re confederation.

TAKE NOTICE that at the next regular meeting of the Council I will move the following resolution:-

WHEREAS in the opinion of this Council it is desirable that some action be taken by the Province of Nova Scotia to retrieve our markets and to maintain her rightful place in world trade.

AND WHEREAS in the opinion of this Council the progress of this Province in obtaining the matters hereinbefore referred to is seriously hindered by the fact that the Province is associated with other Provinces of Canada in a confederation.

BE IT THEREFORE RESOLVED that this Council express as its considered opinion that it is in the interest of the Province of Nova Scotia that this Province withdraw from Confederation and cease to be a part of the Dominion of Canada but maintain its membership as a portion of the British Empire.

-645-

April 13th, 1939.

AND BE IT FURTHER RESOLVED that a copy of this resolution be sent to the Premier of this Province, Honourable P. C. Black, Leader of the Opposition, Mr. Harold Connolly, M.L.A., and Dr. W. D. Forrest, M.L.A.

Moved by Alderman Gough, seconded by Alderman Walker that the resolution be approved.

Moved in amendment by Alderman Gough, seconded by Alderman Walker that this matter be deferred for three months. Amendment put and lost, 4 voting for the same and 11 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Freda
Gough
Walker

AGAINST IT

Aldermen Adams
Batson
Curran
Curtis
Daw
Donovan
Keshen
Kinley
Lloyd
MacKay
Sullivan
-11-

-4-

Moved by Alderman Lloyd, seconded by Alderman Kinley that the motion be now put.

Motion put and passed, 10 voting for the same and 5 against it as follows:-

FOR THE MOTION

Aldermen Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Adams
Lloyd
Keshen
Daw
-10-

AGAINST IT

Aldermen Breen
Freda
Curtis
Gough
Walker

-5-

A vote on the original resolution was then put and lost, 1 voting for the same and 14 against it as follows:-

-646-

April 13th, 1939.

FOR THE RESOLUTION
Alderman Gough

AGAINST IT
Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Keshen
Kinley
Lloyd
MacKay
Sullivan
Walker
-14-

-1-

Moved by Alderman Gough, seconded by Alderman Kinley that item 18 "Report Police Committee re tenders for clothing" be now considered. Motion put and passed.

TENDERS FOR CLOTHING - POLICE DEPARTMENT

Read report of the Police Committee re tenders for clothing.

April 11th, 1939.

His Worship the Mayor,
and City Council.

Gentlemen:-

At a meeting of the Police Committee held this date, the following tenders for clothing for the police force were accepted and ordered forwarded to you for approval:-

<u>Colwell Bros.:</u>	69 uniforms @ \$21.20	-	\$1,462.80
<u>Bloomfield Men's Wear:</u>	66 summer caps @2.25	-	148.50
	3 officer's caps @11.00-		33.00
	4 civilian suits @16.75	-	67.00
	4 civilian hats @. 2.65	-	10.80
<u>Kellys Ltd:</u>	6 Sam Browne belts @3.80-		22.80

Respectfully submitted,

J. B. Carter,
SECRETARY, POLICE COMMITTEE.

Moved by Alderman Donovan, seconded by

Alderman MacKay that the report be adopted.

-647-

April 13th, 1939.

Moved by Alderman Gough, seconded by Alderman Kinley that a representative from Clayton's be heard.

Moved in amendment by Alderman MacKay, seconded by Alderman Donovan that the representative be not now heard. Amendment put and passed, 8 voting for the same and 6 against it as follows:-

FOR THE AMENDMENT

Aldermen Adams
Batson
Breen
Curran
Donovan
Freda
MacKay
Sullivan

-8-

AGAINST IT

Aldermen Curtis
Daw
Gough
Kinley
Lloyd
Walker

-6-

The motion to hear a representative from Clayton's was not put.

The original motion was put and passed, 11 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Donovan
Freda
Kinley
Lloyd
MacKay
Sullivan
Walker

-11-

AGAINST IT

Aldermen Curtis
Daw
Gough

-3-

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 \$4,897.25; Committee on Charities amounting to \$7,078.79; Gardens Committee amounting to \$649.91, Fleming Park amounting to \$139.45;

-648-

April 13th, 1939.

City Prison Committee amounting to \$2,137.82;
Committee on Firewards amounting to \$13,712.18
chargeable to Fire Department and \$697.49 chargeable
to Fire Alarm; Committee on Works amounting to
\$12,547.85; City Health Board amounting to \$5,734.29;
Committee on Camp Hill Cemetery amounting to
\$511.85; Library Committee amounting to \$463.31;
Police Committee amounting to \$10,275.22 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.

TRANSFER OF CLERK

Read report of the Finance Committee
and letter of the City Auditor re transfer of clerk.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee
held on the above date, the attached letter of the
City Auditor recommending the appointment of W. E.
Anderson of the Collector's Department to fill the
vacancy caused by the death of a former member of
the Audit Department was considered.

Your committee recommends that Mr.
W. E. Anderson be transferred to the Audit Department
as requested, effective May 1st next.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

April 11th, 1939.

The Chairman,
Finance Committee.

Dear Sir:-

I ask that the vacancy in the Audit
Office caused by the death of a former member be
filled effective May 1st next.

I recommend the appointment of Mr.
W. E. Anderson, of the Collector's Department, because
of his ability and initiative.

April 13th, 1939.

Under the circumstances that this appointment will permit of a promotion within the staff of the City Hall, the City Collector has approved of releasing Mr. Anderson from his staff.

Yours very truly,

A. M. Butler,
CITY AUDITOR.

Moved by Alderman Donovan, seconded by Alderman Batson that the report and letter be adopted. Motion put and passed unanimously.

SERVICE STATION - SOUTH STREET

Read report of the Committee on Works re service station, South Street.

April 13th, 1939.

The City Council.

At a meeting of the Committee on Works held on this date, the attached report of the City Engineer on an application from Donald S. Logan for permission to erect a service station on the property at the south-west corner of Davis and South Street was considered.

On motion of Alderman Freda and Alderman Walker the committee recommended to Council that the application be granted, Aldermen MacKay and Alderman Donovan dissenting.

John J. Power,
DEPUTY MAYOR AND CHAIRMAN.

Moved by Alderman Freda, seconded by Alderman Walker that the report be adopted.

Alderman Batson stated that there was a delegation present who wished to address Council on this subject.

It was then moved by Alderman Batson, seconded by Alderman Keshen that a representative of the delegation be permitted to address Council. Motion put and passed, 12 voting for the same and 3 against it as follows:-

April 13th, 1939.

FOR THE MOTION

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
Keshen
Curtis

-12-

AGAINST IT

Aldermen Gough
Walker
Daw

-3-

Mr. C. R. Chipman then stated that the Engineer had been presented with a petition signed by all the ratepayers, with one exception, between Robie and Seymour Streets, asking that the service station be not erected.

Motion put and lost, 6 voting for the same and 9 against it as follows:-

FOR THE MOTION

Aldermen Breen
Curran
Daw
Freda
Gough
Walker

-6-

AGAINST IT

Aldermen Adams
Batson
Curtis
Donovan
Keshen
Kinley
Lloyd
MacKay
Sullivan

-9-

SUPERANNUATION - CONSTABLE JAMES COLLINS

Read report of the Finance Committee and resolution re superannuation of Constable James Collins.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the attached report from the Police Committee regarding superannuation of Constable James Allen Collins was considered.

-651-

April 13th, 1939.

Your committee recommends that Mr. Collins be superannuated under the provisions of Section 270, Sub-section 1 of the City Charter effective May 1st, 1939, and submits herewith a resolution for Council's adoption.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

WHEREAS the City of Halifax requires money for the purpose of meeting the obligations of the City in respect of superannuation allowance for civic year 1939-40.

THEREFORE BE IT RESOLVED that an amount of Eleven Hundred, Forty-two Dollars and Eighty-four Cents (\$1,142.84) be appropriated for the aforesaid purpose, pursuant to the provisions of Section 332A. of the City Charter, and that the said sum be borrowed from any bank or fund available and repaid when placed in the estimates for the civic year 1940-41.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report and resolution as submitted be approved. Motion put and passed unanimously.

SUPERANNUATION - SERGT. THOMAS PHELAN

Read report of the Finance Committee and resolution re superannuation, Sergt. Thos. Phelan.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held on the above date, the attached report from the Police Committee regarding the superannuation of Thomas Phelan was considered.

Your committee recommends that Sergt. Phelan be superannuated under the provisions of Section 270, Sub-section 1 of the City Charter effective May 1st, 1939, and submits herewith a resolution for Council's adoption.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

April 13th, 1939.

WHEREAS the City of Halifax requires money for the purpose of meeting the obligations of the City in respect of superannuation allowance for civic year 1939-40.

THEREFORE BE IT RESOLVED that an amount of Thirteen Hundred and fifty-seven dollars and twelve cents (\$1,357.12) be appropriated for the aforesaid purpose, pursuant to the provisions of Section 332A. of the City Charter, and that the said sum be borrowed from any bank or fund available and repaid when placed in the estimates for the civic year 1940-41.

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

SUPERANNUATION OF OFFICIALS, ETC.

Read report of the Finance Committee re superannuation of officials, etc.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held on the above date, the attached extract from minutes of a meeting of the City Council held on the 16th day of March, 1939, regarding Alderman Curran's notice of motion re superannuations was considered.

Your committee recommends that this matter be deferred until such time as the City Council considers a general superannuation scheme.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report be adopted. Motion put and passed, 13 voting for the same and 1 against it as follows:-

April 13th, 1939.

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curtis
Daw
Donovan
Freda
Gough
Keshen
Kinley
Lloyd
MacKay
Sullivan

AGAINST IT
Alderman Curran

-13-

-1-

ACCOUNT - WORKMENS COMPENSATION BOARD

Read report of the Finance Committee
re account, Workmens Compensation Board.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held on the above date, the attached resolution from the Direct Relief Committee regarding the payment of an amount of \$2,276.77 being assessment from the Workmens Compensation Board was considered.

Your committee recommends that the account be paid in two instalments as follows:-

\$1,451.77 on or before June 1st, 1939 and
825.00 on or before September 1st, 1939.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion put and passed unanimously.

LYNCH'S SHOWS

Read report of the Gardens, Parks and
Commons Committee re Lynch's shows.

-654-

April 13th, 1939.

Committee Room, City Hall,
April 3rd, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held on the above date, an application from Mr. W. P. Lynch requesting permission to use a portion of the Commons for an engagement of his show for a period from six to ten days between May 17th and June 3rd, 1939, was considered.

Your committee recommends that the application be granted and permission given Mr. Lynch to conduct his show as requested at the usual rental of \$50.00 per day, plus \$50.00 for cleaning up the grounds after the show.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

Moved by Alderman MacKay, seconded by Alderman Donovan that the report be adopted. Motion put and passed, 11 voting for the same and 3 against

it as follows:-

FOR THE MOTION

Aldermen Adams
Breen
Curran
Donovan
Freda
Keshen
Kinley
Lloyd
MacKay
Sullivan
Walker

-11-

AGAINST IT

Aldermen Curtis
Daw
Gough

-3-

REFRESHMENT PRIVILEGES - PUBLIC GARDENS

Read report of the Gardens, Parks and Commons Committee re refreshment privileges, Public Gardens.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held this day, the attached tender from Mr. E. W. Spriggs of \$265.00 for refreshment privileges at the Public Gardens was considered.

April 13th, 1939.

Your committee recommends that the tender of Mr. Spriggs be accepted for one year, renewable at the expiry of said year for a further period of one or two years.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion put and passed unanimously.

REFRESHMENT PRIVILEGES - FLEMING PARK

Read report of the Gardens, Parks and Commons Committee re refreshment privileges, Public Gardens.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held this day, tenders for refreshment privileges at Fleming Park were considered as follows:-

Mrs. Margaret Martin	\$200.00
E. W. Maling	200.00
T. W. Martin - one year	
from May 1st, 1939	205.00
one year	
from May 1st, 1940	225.00
one year	
from May 1st, 1941	225.00

Your committee recommends that the tender of Mrs. Margaret Martin at \$200.00 be accepted for one year, renewable at the expiry of said year for a further period of one or two years.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion put and passed unanimously.

April 13th, 1939.

TENDERS FOR PAINTING BANDSTAND - PUBLIC GARDENS

Read report of the Gardens, Parks and Commons Committee re tenders for painting bandstand, Public Gardens.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held this day, tenders for painting the bandstand at the Public Gardens were considered as follows:-

West End Painters and Decorators	\$75.00
Cosgrove Bros.	100.00

Your committee recommends that the tender of the West End Painters and Decorators be accepted.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

Moved by Alderman MacKay, seconded by Alderman Donovan that the report be adopted. Motion put and passed unanimously.

TENDERS FOR PAINTING TEA ROOM - PUBLIC GARDENS

Read report of the Gardens, Parks and Commons Committee re tenders for painting tea room, Public Gardens.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held on the above date, tenders for painting the tea room at the Public Gardens were considered as follows:-

West End Painters and Decorators	\$60.00
Cosgrove Bros.	95.00

April 13th, 1939.

Your committee recommends that the tender of the West End Painters and Decorators be accepted.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion passed.

TENDERS FOR PAINTING FOUNTAINS - PUBLIC GARDENS

Read report of the Gardens, Parks and Commons Committee re tenders for painting.

Committee Room, City Hall,
April 13th, 1939.

Hid Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held on the above date, tenders for painting the two fountains at the Public Gardens were considered as follows:-

Cosgrove Bros.	\$110.00
Halifax Auto Paint Works	160.00

Your committee recommends that the tender of Cosgrove Bros. be accepted.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion put and passed unanimously.

REPAIRS TO CANTEEN, FLEMING PARK

Read report of the Gardens, Parks and Commons Committee re repairs to canteen, Fleming Park.

April 13th, 1939.

Committee Room, City Hall,
April 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks
and Commons Committee held this day, tenders for
repairs to the canteen at Fleming Park were
considered as follows:-

John T. Inkpen	\$700.00
Cosgrove Bros.	1,050.00

Your committee recommends that the tender
of Mr. J. T. Inkpen at \$700.00 be accepted.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion put and passed unanimously.

APPOINTMENT OF GUARD - CITY PRISON

Read report of the City Prison
Committee recommending that Mr. Marshall R. Merson be
appointed to the position of guard.

Committee Room, City Hall,
March 17th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the City Prison
Committee held this day, applications for the position
of guard were considered.

Your committee recommends that the
application of Mr. Marshall R. Merson be accepted
and he appointed to the position of guard at the
City Prison.

Respectfully submitted,

H. W. Freda,
CHAIRMAN.

Moved by Alderman Freda, seconded by
Alderman Gough that the report be adopted. Motion
put and passed.

April 13th, 1939,

APPOINTMENT OF DEPUTY GOVERNOR - CITY PRISON

Read report of the City Prison Comm.
recommending that Mr. Roy Crowell be promoted to the
position of Deputy Governor.

Committee Room, City Hall,
March 13th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the City Prison
Committee held this day, the matter of filling the
vacancy of Deputy Governor at the City Prison caused
by the superannuation of Mr. W. H. Handsley was
considered.

The Governor of the Prison recommended
that Mr. Roy Crowell be promoted to the position of
Deputy Governor and your committee concurs in this
recommendation.

Respectfully submitted,

H. W. Freda,
CHAIRMAN.

Moved by Alderman Freda, seconded by
Alderman Gough that the report be adopted. Motion
put and passed.

Alderman Daw against.

PURCHASE OF NOZZLE / FIRE DEPARTMENT

Read report of the Firewards Comm.re
purchase of nozzle.

April 6th, 1939.

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

At a meeting of the Committee of
Firewards held this day, consideration was given to
the recommendation of the Chief of Fire Department to
purchase a three-way portable monitor nozzle or
deluge gun at an approximate cost of \$350.00.

Your committee recommends that this
purchase be made.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

April 13th, 1939,

Moved by Alderman Curran, seconded by Alderman Batson that the report be adopted. Motion put and passed unanimously.

TAX PROPERTY SALE

Read report of the Tax Property Sale Committee as follows:-

April 13th, 1939.

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

I beg to submit for your approval the following extracts from the minutes of the meeting of the Tax Property Sale Committee held at 7.30 P.M. April 13th, 1939.

A tender from the Nova Scotia Highway Department offering \$800.00 for section "G" of the Hendry sub-division on Kempt Road was placed before the meeting.

Moved by Alderman Donovan, seconded by Alderman Batson that the tender of the Highway Department be accepted.

FOR

Alderman Donovan
" Sullivan
" Batson
" Power

A tender from Peter Keddy offering \$100.00 per year rental for the Hendry property Windsor Street to be used as a pasture was placed before the committee.

Moved by Alderman Batson, seconded by Alderman Sullivan that this property be offered at the monthly rental of \$10.00 a month for one year subject to cancellation of lease on 30 days notice by the City.

FOR

Alderman Donovan
" Sullivan
" Batson
" Power.

The McLeod matter re rental monies was placed before the committee by the City Solicitor.

Moved by Alderman Donovan, seconded by Alderman Batson that the City Solicitor be authorized to accept \$200.00 and costs in settlement.

Respectfully submitted,

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

April 13th, 1939.

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

Moved in amendment by Alderman Daw, seconded by Alderman Gough that the tender of \$800.00 from the N. S. Highway Department be referred back to the Tax Property Sale Committee for further consideration. Amendment put and resulted in a tie vote as follows:-

FOR THE AMENDMENT

Aldermen Adams
Breen
Curtis
Daw
Freda
Gough
Walker

-7-

AGAINST IT

Aldermen Batson
Curran
Donovan
Kinley
Lloyd
MacKay
Sullivan

-7-

The Deputy Mayor voted in favor of the amendment and declared it passed.

Moved in amendment by Alderman Daw, seconded by Alderman Gough that the Hendry property, Windsor Street, be rented to Peter Keddy as a pasture for \$10.00 per month. Amendment put and passed unanimously.

Moved in amendment by Alderman Donovan, seconded by Alderman Batson that the sum of \$200.00 and costs be accepted by the City Solicitor as settlement in the McLeod matter. Amendment put and passed, 11 voting for the same and 3 against it as

follows:-

FOR THE AMENDMENT

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
Gough

-11-

AGAINST IT

Aldermen Jurtis
Walker
Daw

-3-

April 13th, 1939.

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

Moved in amendment by Alderman Daw, seconded by Alderman Gough that the tender of \$800.00 from the N. S. Highway Department be referred back to the Tax Property Sale Committee for further consideration. Amendment put and resulted in a tie vote as follows:-

FOR THE AMENDMENT

Aldermen Adams
Breen
Curtis
Daw
Freda
Gough
Walker

-7-

AGAINST IT

Aldermen Batson
Curran
Donovan
Kinley
Lloyd
MacKay
Sullivan

-7-

The Deputy Mayor voted in favor of the amendment and declared it passed.

Moved in amendment by Alderman Daw, seconded by Alderman Gough that the Hendry property, Windsor Street, be rented to Peter Keddy as a pasture for \$10.00 per month. Amendment put and passed unanimously.

Moved in amendment by Alderman Donovan, seconded by Alderman Batson that the sum of \$200.00 and costs be accepted by the City Solicitor as settlement in the McLeod matter. Amendment put and passed, 11 voting for the same and 3 against it as

follows:-

FOR THE AMENDMENT

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
Gough

-11-

AGAINST IT

Aldermen Curtis
Walker
Daw

-3-

April 13th, 1939.

The original motion not put.

DIRECT RELIEF BORROWING

Read report of the Direct Relief Comm.
submitting resolution re direct relief borrowing.

April 12th, 1939.

W. P. Publicover, Esq.,
City Clerk,
City Hall,
Halifax, N. S.

Dear Sir:-

Enclosed herewith is extract from minutes of meeting of Direct Relief Committee held on 11th instant, which is to be submitted to City Council for consideration.

Yours truly,

C. H. Vaughan,
SECRETARY.

BE IT RESOLVED that under the provisions of Chapter 7 of the Acts of 1932, and an agreement between the Province and the City of Halifax in respect to disbursement of Direct Relief, the City do borrow from any bank or fund available the sum of Eighty Thousand Dollars (\$80,000.) to be expended between the first day of May, 1939, and the thirty-first day of July, 1939, on the order of the Direct Relief Committee, for the purpose of giving Direct Relief and temporary shelter as approved by Council from time to time to bona fide residents of the City of Halifax or temporary direct relief to any other persons as the committee may deem advisable.

BE IT FURTHER RESOLVED, that the City under the authority of Chapter 7 of the Acts of 1932, authorize an appropriation of not exceeding Five Thousand Dollars (\$5,000.) for the purpose of defraying the cost of administration of direct relief for the period from May 1st, 1939 to July 31st, 1939.

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

April 13th, 1939.

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

Moved by Alderman Gough, seconded by Alderman Curtis that the report and resolution be adopted. Motion put and passed unanimously.

The following Aldermen being present and voting therefor:-

Aldermen Adams
Batson
Breen
Curran
Curtis
Daw
Donovan
Freda
Gough
Kinley
Lloyd
MacKay
Sullivan
Walker
-14-

ACCOUNTS TO BE WRITTEN OFF - CHARITIES DEPARTMENT

Read report of the Charities Committee re accounts to be written off.

Halifax, N. S.,
March 13th, 1939.

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, Curran,
Keshen and Walker.

The following accounts were recommended to be written off the City Home ledger and placed in a doubtful account book.

April 13th, 1939.

NAME	AMOUNT	REMARKS
<u>City Home</u>		
Mary P. Hammett	\$514.00	Has nothing, unable to pay.
C. J. Mulcahy	587.42	" " "
William Muir	1,616.82	Deceased
Edward McNeill	48.00	"
	<u>2766.24</u>	
<u>Nova Scotia Hospital</u>		
John T. O'Leary	186.43	Unable to locate
R. Bedell	170.35	Patient in Insane Institution
Edward McNeill	264.00	620.78 Deceased.
	<u>620.78</u>	
<u>Wood</u>		
E. R. Henry	1.50	Left City
T. Woolnough	2.00	Has nothing
G. P. Laidlaw	1.00	Left City
J. Graham	1.50	Claims charged in error.
Mrs. Alford	2.00	Address unknown
Mrs. Emily L. Walsh	2.75	Address unknown
Est. W. J. O'Hearn	15.50	Wife in Montreal
Mrs. Kane	2.75	Address unknown
Mrs. Fraser	2.00	Understand to be in Montreal
F.R.C. MacDonald	1.50	Ignores a/c, outlawed
E. Grant	1.00	Claims no account
Mrs. M. Power	.75	Claims no account
Thomas E. Guy	.75	Unable to locate
Mrs. O'Neil	.75	Unable to locate
A. D. Markel	.75	Claims no account
Mrs. Williams	.75	Unable to locate
Miss McKenzie	.75	Claims wood paid for
Miss Egan	3.50	Unable to locate
J. Wade	.75	Unable to locate
83 Queen	.75	Can't locate party
Mrs. Barrett	1.75	Unable to locate
Mrs. Wylie	.75	Deceased
Mrs. Sims	1.75	Unable to locate
Mr. Duggan	3.00	Denies charge
27 Allen St.	2.00	Can't locate party
H. McL. Wylie	.75	Deceased
E. M. Hyland	4.00	Unable to locate
Mrs. Welsh	2.25	Unable to locate
T. J. Whalen	3.00	Deceased
61½ Victoria Road	.60	Can't locate party
Mrs. F. J. Burchell	9.00	Unable to locate
89 Cedar St.	2.25	Claims no charge
Mrs. Probert	2.40	76.50 Unable to pay.
	<u>76.50</u>	

Respectfully submitted,

E. B. Batson,
CHAIRMAN.

Moved by Alderman Batson, seconded by
Alderman Curran that the report be adopted.
Motion put and passed unanimously. The following
Aldermen being present and voting therefor:-

April 13th, 1939.

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Lloyd
Curtis
Gough
Walker
Daw

NOTICE OF MOTION BY ALDERMAN KINLEY

Alderman Kinley submitted the following notice of motion:-

At the next meeting of the City Council I will move that the City Solicitor be instructed to draft the following legislation:-

(1) Section 9 is amended by adding thereto the following sub-section, immediately following sub-section (3) thereof.

(a) In the event of the deputy-mayor acting as Mayor upon any of the occasions enumerated in sub-section (2) hereof, excepting however when acting in the event of a vacancy in the office of the Mayor, as provided for in sub-section (3) hereof, such deputy-mayor shall be entitled to receive for so acting as Mayor such allowance as the Council shall determine, which allowance, however, shall not exceed the proportionate amount of salary which the Mayor is entitled to receive in respect to the said period of time.

(b) Any sums required to pay such allowance to the deputy-mayor may be borrowed from any bank or fund available and, with the interest thereon, included in the estimates next prepared by the City following the payment of such allowance.

(2) This section shall be read and construed and shall be given effect as if it had been enacted on, from and after, but not before, the 1st day of May, A. D. 1938.

Alderman Donovan, at this time, wished to submit a resolution in connection with the building of a new high school, but the City Solicitor ruled that this matter could not be introduced until after the 16th instant.

April 13th, 1939.

11.20 P.M.,

Moved by Alderman Walker, seconded by Alderman Gough that this matter be deferred and Council now adjourn until Tuesday, April 18th at 8 P.M. Motion passed.

Meeting adjourned.

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J. J. Power,
DEPUTY MAYOR AND CHAIRMAN.

W. P. Publicover
W. P. Publicover,
CITY CLERK.