

CITY COUNCIL MEETING,
THURSDAY,
DECEMBER 14th, 1939.

A G E N D A

Minutes.

1. Resolution re accounts.
2. Report Finance Committee re tenders for loan.
3. " " action, N.S. Trust Co. vs. City of Halifax.
4. " " grant, Childrens Aid Society.
5. Report Laws and Privileges Committee re appointment of coal
weigher.
6. " " " re amendment to Ordinance
#14 re scale of rates,
(trucks).
7. " " " re amendment to Ordinance
#15 relating to bicycles.
8. " " " re acceptance of tenders.
9. Report Firewards Committee re aerial ladders, etc.
10. Report Camp Hill Cemetery Committee re special account, sale of
lots.
11. Report City Health Board re appointment of nurse, T.B. Hospital.
12. Report Tax Property Sale Committee re rental of property.
13. Report Charities Committee re Superintendent's car.
14. Report Cabs Committee re tenders for dog tags, license plates, etc.

Deferred Business.

15. Qualifications of Mayor and Aldermen.
16. Questions by Aldermen.
17. Report City Engineer re City Plan, Section 8A.
18. Report Comm. on Works and City Engineer re illuminated sign.
19. " " " re Harvey St. widening.
20. " " " re final certificates,
Bianco Bros., Standard
Construction Co., James
P. Kelly and Carter &
Smith.
21. Report Charities Committee covering Superintendent's report re
inmates in the City Home.
22. Report City Auditor re departmental appropriations and
expenditures.
23. " " re tax collections for the month of
November, 1939.

EVENING SESSION

8.00 o'clock,
Council Chamber,
City Hall,
December 14th, 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, Donovan, Kinley, Sullivan, Freda, Adams, Lloyd, McDonald, Keshen, O'Toole, Curtis, Walker, MacDonald and Landry.

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 Landry, seconded by Alderman W.A. MacDonald that the minutes of the previous meeting be approved. Motion passed.

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 \$20,679.14; Committee on Charities amounting to \$11,871.68; Gardens Committee amounting to \$1,431.84, Fleming Park amounting to \$231.95; City Prison Committee amounting to \$2,051.98; Committee on Firewards amounting to \$13,815.32 chargeable to Fire Department and \$648.24 chargeable to Fire Alarm; Committee on Works amounting to \$29,843.38; City Health Board amounting to \$6,366.30; Committee on Camp Hill Cemetery amounting to \$500.89; Library Committee amounting to \$564.37; Police Committee amounting to \$10,732.67 under the provisions of Section 315 of the City Charter.

December 14th, 1939.

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

TENDERS FOR LOAN

Read report of the Finance Committee re tenders for loan.

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

His Worship the Mayor,
and Members of City Council.

Pursuant to the call for tenders dated December 6th, 1939, for $3\frac{1}{2}\%$ serial debentures dated January 2nd, 1940, for the principal sum of \$275,000.00, the Committee on Finance had for consideration tenders for the same from the following:-

Imperial Bank of Canada; Nesbitt, Thomson & Co., Ltd; Harrison & Co., Ltd; J. C. Mackintosh & Co., Ltd.	100.02
Mills, Spence & Co., Ltd.	99.50
Royal Bank of Canada; Wood Gundy & Co., Ltd; Eastern Securities Co., Ltd.	99.365
The Bank of Montreal; A. E. Ames & Co., Ltd; T.M. Bell & Company (N.S.) Limited	99.28
The Dominion Securities Corp. Ltd.	99.062
N.S. Bond Corporation Limited; Fry & Co; R. A. Daly Co., Ltd.	98.578
Johnston & Ward; F. J. Brennan & Co. (N.S.) Limited	98.27
Bell, Gouinlock & Co., Ltd; Cornell, MacGillivray Ltd.	98.15

Your committee recommends that the tender of Imperial Bank of Canada; Nesbitt, Thomson & Co., Ltd; Harrison & Co., Ltd; and J. C. Mackintosh & Co., Ltd. at 100 .02 be accepted, and that the Governor-in-Council be requested to approve of the borrowing by the City of \$100,000.00 for Direct Relief under the authority of Chapter 7 of the Acts of 1932.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

December 14th, 1939.

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

Motion passed unanimously.

ACTION, N. S. TRUST COMPANY VERSUS CITY OF HALIFAX

Read report of the Finance Committee
re action, N. S. Trust Company versus City of
Halifax.

Committee Room, City Hall,
December 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 November, 1939, together with letter
from the City Solicitor regarding notice of action
by the N.S. Trust Company against the City in
connection with the purchase of a certain property
#781 Robie Street, City, were considered.

Your committee recommends that the City
Solicitor be instructed to accept service of writ
and defend any action brought against the City in
this connection.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion passed.

GRANT - CHILDRENS AID SOCIETY

Read report of the Finance Committee re
grant, Childrens Aid Society.

Committee Room, City Hall,
December 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 letter from the
Childrens Aid Society making formal application for
the payment of a grant for the civic year 1939-40
was considered.

December 14th, 1939.

Your committee recommends that the sum of \$500.00 be paid to the Childrens Aid Society in accordance with legislation obtained at the last session of the Legislature.

Alderman Curtis dissenting.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Moved in amendment by Alderman Freda, seconded by Alderman Walker that this matter be referred back to the Finance Committee. Amendment put and lost, 7 voting for the same and 8 against it as follows:-

FOR THE AMENDMENT

Aldermen Batson
Curtis
Freda
MacKay
O'Toole
Sullivan
Walker

-7-

AGAINST IT

Aldermen Adams
Donovan
Keshen
Kinley
Landry
Lloyd
W.A.McDonald
J.F.McDonald

-8-

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

FOR THE MOTION

Aldermen Batson
MacKay
Donovan
Kinley
Freda
Adams
Lloyd
J.F.McDonald
Keshen
O'Toole
W.A.McDonald
Landry
-12-

AGAINST IT

Aldermen Sullivan
Curtis
Walker

-3-

December 14th, 1939,

APPOINTMENT OF COAL WEIGHER

Read report of the Laws and Privileges
Committee re appointment of coal weigher.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges
Committee held on the above date, the attached
letter from the Dominion Steel & Coal Corporation
Limited requesting to have Mr. G. R. Dickson appointed
a coal weigher for the Dominion Steel & Coal
Corporation was considered.

Your committee recommends that Mr.
Dickson be appointed a coal weigher and the Mayor
authorized to administer the usual oath of office.

Respectfully submitted,

E. B. Batson,
CHAIRMAN PRO TEM.

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

Motion passed.

8.18 P.M.,

Alderman Curran arrives and takes his
seat in Council.

AMENDMENT TO ORDINANCE #14 RELATING TO THE
REGULATIONS OF VEHICLES USED FOR TRANSPORTING
GOODS FOR HIRE.

Read report of the Laws and Privileges
Committee re amendment to Ordinance #14.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges
Committee held this day, the committee had under
consideration the fixing of a schedule of rates for
motor drawn vehicles used for transporting goods for
hire.

December 14th, 1939.

Your committee recommends to Council for adoption the attached amendment to Ordinance #14 which has been prepared by the City Solicitor. This is a regulation made under the authority of the Motor Vehicle Act and requires to be passed once by the Council and forwarded to the Minister of Highways

Respectfully submitted,

E. B. Batson,
CHAIRMAN PRO TEM.

BE IT ENACTED by the Mayor and City Council of the City of Halifax, under the authority of clause (c) of subsection (2) of Section 228 of The Motor Vehicle Act, as follows:-

1. Section 18 of Ordinance Number 14, respecting "The Regulation of Vehicles used for transporting goods for hire", is repealed and the following substituted therefor:

18. The rates charged by any licensee for the hire of motor-drawn vehicles shall not be less than those set out in the Schedule of Rates hereinafter provided. The rates charged by any licensee for the hire of any vehicle other than a motor-drawn vehicle shall be such as may be agreed upon between such licensee and the person engaging him.

2. Said Ordinance Number 14 is further amended by adding thereto, immediately following the Form of License set out at the end thereof, the following:

"Schedule of Rates for Motor-Drawn Vehicles".

For hire of vehicle having carrying capacity of one ton or less, or one cubic yard or less, per hour \$1.25

For hire of vehicle having carrying capacity not exceeding two tons and more than one ton, or not exceeding two cubic yards and more than one cubic yard, per hour 1.50

For hire of vehicle having carrying capacity not exceeding three tons and more than two tons, or not exceeding three cubic yards and more than two cubic yards, per hour 1.75

For hire of a vehicle having carrying capacity exceeding three tons or three cubic yards, to be arranged between the licensees and persons engaging them but not at a rate of less than \$2.00 per hour.

December 14th, 1939.

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

The City Clerk then read a letter from the City Solicitor in this connection.

December 14th, 1939.

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

Re: Schedule of Rates for Motor-drawn
vehicles transporting goods for hire.

On instructions from the Laws and Privileges Committee at its meeting held on the 12th instant I have prepared amendments to Ordinance No. 14 in order to provide for a schedule of rates. The Committee adopted the suggestion made by the representatives of the trucking interests, represented at a public hearing, who submitted suggested charges for the hire of vehicles up to three tons. No suggestion at all was made for vehicles beyond this capacity and I have therefore provided that the rate for the hire of vehicles carrying more than three tons or three cubic yards is to be arranged between the persons engaging such vehicles and the licensees but that such rate shall not be less than \$2.00 per hour. I make this merely as a suggestion for the reason that the same was not discussed or approved by the Laws and Privileges Committee.

The purpose of this letter, however, is to suggest that the basis of the fee might deserve further consideration. It will be observed that the basis of division is on the carrying capacity of the truck, both as to weight and the cubic capacity. On considering this matter it occurs to me that perhaps the basis of gross weight used by the Motor Vehicle Department in fixing the license fees would be more accurate and more easily enforced, for the reason that a truck having a manufacturer's rated capacity of one ton may be so loaded as to carry considerably more than this load, whereas if the gross weight method is used a vehicle is not permitted to carry more than it is authorized to do by the Department of Motor Vehicles.

I would therefore suggest that this matter be referred back to the Committee for further consideration on this point.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR

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December 14th, 1939.

8.20 P.M.,

Alderman Breen arrives.

Moved in amendment by Alderman J.F.

McDonald, seconded by Alderman Lloyd that this matter be referred back to the Laws and Privileges Committee for further consideration and report. Amendment put and passed unanimously.

Motion not put.

AMENDMENT TO ORDINANCE #15 RELATING TO BICYCLES

Read report of the Laws and Privileges Committee and amendments to Ordinance #15 relating to bicycles.

Committee Room, City Hall,
December 6th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, the attached amendment to Ordinance #15 relating to bicycles was considered.

Your committee recommends that the amendment to Ordinance #15 as prepared by the City Solicitor be read, passed and forwarded to the Minister of Highways.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

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

Ordinance No. 15 of the Ordinances of the City of Halifax, "Respecting Bicycles", the same being Regulations made under the authority of Section 228 of The Motor Vehicle Act, is amended by inserting therein immediately following Section 8 thereof the following section:

"8A. (1) No person shall carry upon any bicycle in respect of which a permit is required under these Regulations, any goods, wares or merchandise or any article whatsoever having a total weight of more than fifty pounds.

December 14th, 1939.

- (2) No person shall carry upon any bicycle, in respect of which a permit is required under these regulations, any goods, wares or merchandise or any article whatsoever unless the same are carried upon a carrier approved by the Chief of Police of the City of Halifax.
- (3) Every person who contravenes or fails to comply with any of the provisions of this section shall be liable to a penalty of not more than twenty-five dollars and in default of payment to imprisonment for a period not exceeding ten days."

Moved by Alderman Curran, seconded by Alderman Sullivan that the report and amendments to Ordinance #15 as set out above be approved.

Moved in amendment by Alderman Adams, seconded by Alderman Lloyd that the word "fifty" in the fifth line of sub-section 1 of the amendment be deleted and the words "twenty-five" substituted therefor. Amendment put and passed, 9 voting for the same and 8 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Batson
MacKay
Donovan
Curran
Sullivan
Adams
Lloyd
Walker

-9-

AGAINST IT

Aldermen Kinley
Freda
J.F.McDonald
Keshen
O'Toole
Curtis
W.A.MacDonald
Landry

-8-

The original motion not put.

Moved by Alderman Adams, seconded by Alderman Lloyd that the amendment to Ordinance #15 as now amended be approved and forwarded to the Minister of Highways. Motion passed.

Alderman Keshen gives notice of reconsideration.

December 14th, 1939.

Moved by Alderman Keshen, seconded by Alderman Landry that a stay of proceedings be granted. Motion put and lost, 5 voting for the same and 12 against it as follows:-

FOR THE MOTION

Aldermen Curtis
Keshen
Landry
W.A.MacDonald
J.F.McDonald

AGAINST IT

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

-5-

-12-

ACCEPTANCE OF TENDERS

Read report of the Laws and Privileges Committee re acceptance of tenders.

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

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, the following resolution was unanimously recommended to Council for adoption.

RESOLVED that wherever possible hereafter that the City of Halifax enter into contracts for the performance of work or the purchase of supplies and equipment only with persons who are assessed for business taxes by the City for the year in which such contract is made.

Respectfully submitted,

E. B. Batson,
CHAIRMAN PRO TEM.

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

December 14th, 1939.

Moved in amendment by Alderman MacKay, seconded by Alderman Lloyd that this matter be referred back to the Laws and Privileges Committee. Amendment put and passed unanimously.

Motion not put.

RESOLUTION RE AERIAL LADDERS - FIRE DEPARTMENT

Read resolution of the Firewards Committee re aerial ladders.

THAT legislation be sought at the next session of the Legislature to enable the City to purchase a 100 ft. 6 wheel Seagrave Aerial Ladder Truck for the downtown section of the City and a 75 ft. 4 wheel Aerial Ladder Truck for the west end of the City from the Bickle Seagrave Ltd., at a cost of twenty-three thousand dollars (\$23,000.00) and nineteen thousand, four hundred and twenty-five dollars (\$19,425.00) respectively; the said sums required to be borrowed shall with interest be repaid in ten equal instalments.

Moved by Alderman Kinley, seconded by Alderman J. F. McDonald that the resolution be adopted.

Read letter from Alderman Adams, Chairman of the Firewards Committee as follows:-

December 14th, 1939.

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

The request for additional fire fighting apparatus in the form of aerial ladders is now before you. Should the Council, after a review of the present state of the equipment, decide that it is seriously inadequate for the proper safeguarding of life and property (particularly the safeguarding of life) during fires, it will then justify a resolution on which the City might act, after, of course, receiving assurances from the Governor-in-Council that appropriate legislation would be passed at the next session.

This matter, if it is to be acted on now must resolve itself as one of emergency and necessity and immediately required to bring the equipment of the department to a proper position.

December 14th, 1939.

However, the additional equipment must be of a kind that will provide for rescue work more so than for the protection of property, should a serious fire occur of the type that Halifax experienced within the year. This is the emergent side of the problem.

The arguments, therefore, for the purchase of an aerial ladder or ladders must be regarded in the same way as was the special situation for which an appropriation was provided in September, for the purposes of civil defence. While many of the things to be done under the last mentioned appropriation and much of the money which will be spent will probably prove unnecessary, no one person could very well assume the responsibility for saying that the precautions taken by making such expenditures were not justified. Consequently, if under one appropriation money can be provided for civil defence which is so closely associated with the protection of lives and property, the same routine should hold good for providing additional fire fighting equipment that might, and more likely would be called into service for the same purposes.

Therefore, I humbly ask the Council present tonight to express its approval of the resolution before you.

Frank Adams,
CHAIRMAN, FIREWARDS.

The motion was then put and passed unanimously; the following Aldermen being present and voting therefor:

Aldermen Breen
Batson
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
J.F. McDonald
Keshen
O'Toole
Curtis
W.A. MacDonald
Walker
Landry

December 14th, 1939.

SPECIAL ACCOUNT - SALE OF LOTS CAMP HILL CEMETERY

Read report of the Camp Hill Cemetery
Committee re special account, sale of lots.

Committee Room, City Hall,
December 14th, 1939.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Camp Hill Cemetery
Committee held this day, the matter of opening a
special account to which proceeds derived from the
sale of certain lots would be kept for the purpose
of the general up-keep of certain sections of the
Cemetery was considered.

In this connection the City Solicitor
has prepared the following amendment to the City
Charter.

"The Charter is amended by inserting therein
immediately following section 645, the following
section.

645A. The proceeds derived from the sale of lots
in Camp Hill Cemetery shown on plan M-3-
8667 shall be invested from time to time as
the same are received and the interest on
the same applied to the upkeep and
maintenance of the cemetery".

Your committee recommends that this
legislation be secured.

Respectfully submitted,

John Walker,
CHAIRMAN.

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

Motion passed.

APPOINTMENT OF NURSE - TUBERCULOSIS HOSPITAL

Read report of the City Health Board
re appointment of nurse, Tuberculosis Hospital.

December 14th, 1939.

Dec. 12th, 1939.

His Worship the Mayor,
and Members City Council.

At a special meeting of the City Health Board held on November 21st consideration was given to the appointment of a graduate nurse to the staff at the Tuberculosis Hospital, to fill the vacancy caused by the resignation of Miss E. Crawly.

By resolution the Board recommends that Miss Helem M. Boylan be appointed to the nursing staff.

A list of all applicants is attached for your information.

Respectfully submitted,

S. H. Keshen,
CHAIRMAN, C. H. B.

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

TAX PROPERTY SALE

Read report of the Tax Property Sale

Committee as follows:-

December 11th, 1939.

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

Gentlemen:-

The following extract from the minutes of a meeting of the Tax Property Sale Committee held December 11th, 1939, at 12.30 P.M., in the Council Chamber is submitted to you for your approval.

A tender from W. A. Andrews offering \$7.00 per month rental for the property #134 Maitland Street was placed before the committee.

Moved by Alderman Donovan, seconded by Alderman Walker that this offer be accepted, and that a clause to vacate on one month's notice be included in the lease. Passed.

Yours very truly,

A. T. E. Crosby,
CITY COLLECTOR.

December 14th, 1939.

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

CAR - SUPERINTENDENT OF THE CITY HOME

Read report of the Charities Committee re Superintendent's car.

Halifax, N. S.,
December 11th, 1939.

His Worship the Mayor
and Members of the City Council.

At a meeting of the Committee on Charities held this day, at which were present Alderman Freda, Curtis, Landry and Keshen, the matter of the request of Mr. A. E. Ettinger for assistance in repairing his automobile was considered and it was resolved to recommend to the Council that legislation be obtained at the next session of the legislature to enable the City to borrow the sum of \$510.00 from any bank or fund available and to pay the said sum to Mr. Ettinger to assist him in having the necessary repairs made to his automobile, the said sum so borrowed with the interest there on to be included in the estimates for the civic year 1941-1942.

Voting in favour of the motion were Aldermen Freda, Landry and Keshen.

Voting against - Alderman Curtis.

Respectfully submitted,

H. W. Freda,
CHAIRMAN.

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

Moved in amendment by Alderman Kinley, seconded by Alderman Keshen that this matter be referred to the Finance Committee. Amendment put and passed.

Motion not put.

December 14th, 1939.

TENDERS FOR DOG TAGS, LICENSE PLATES, ETC.

Read report of the Cabs Committee re
tenders for dog tags, license plates, etc.

Mayor's Office,
City Hall,
December 12th, 1939.

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

At a meeting of the Cabs Committee held on the above date, tenders for supplying the City with dog tags, license plates, etc. for the civic year 1940-41 were considered as follows:-

Superior Manufacturing Co., Ltd.	\$362.90
Halifax Rubber Stamp Co.	323.10
London Rubber Stamp Co.	373.25
Eastern Cycle & Motor Co. - Quoted on bicycle plates only.	

Your committee recommends that the tender of the Halifax Rubber Stamp Company, being the lowest, be accepted.

Respectfully submitted,

Walter Mitchell,
MAYOR AND CHAIRMAN.

Moved by Alderman Sullivan, seconded
by Alderman Curran that the report be adopted.

Motion passed.

QUALIFICATIONS OF MAYOR AND ALDERMEN

Moved by Alderman Donovan, seconded by
Alderman Kinley that this matter be referred to the
Committee on the Brittain Report. Motion passed.

OFFICIAL CITY PLAN - SECTION 8A.

Read report of the City Engineer and
resolution re City Plan, Section 8A.

December 12th, 1939.

His Worship the Mayor.

Sir:-

I beg to submit to the City Council, a
portion of the official City Plan of the City of
Halifax No. 8A, which has been completed in
accordance with the provisions of the City Charter
in relation to the preparation of the official City
Plan.

December 14th, 1939.

I would recommend the approval of the plan submitted and attach hereto the resolution prepared by the City Solicitor.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

WHEREAS under the provisions of Section 544 of the Halifax City Charter, the City Council is directed to prepare, under the supervision of the City Engineer, an official plan of the City or of any portion of the City, upon which shall be shown the matters in the said section set forth;

AND WHEREAS the City Engineer in conformity with said section 544, has prepared a plan of that portion of the City bounded by Chebucto Road and Connaught Avenue and Almon Street and Connolly Street and which said plan is numbered 8A;

AND WHEREAS it is desirable that such plan be confirmed by the Council as provided by section 547 of the said Charter and that a day be fixed for such confirmation and that public notice thereof be given;

BE IT THEREFORE RESOLVED that as required by section 547 of the City Charter Public Notice be given that the Council at a meeting thereof to be held in the Council Chamber, City Hall, Halifax on Thursday the eighteenth day of January, 1940, at the hour of five o'clock in the afternoon, proposes to confirm the said Plan, hereinbefore referred to, under the provisions of said section 547 of the City Charter.

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

ILLUMINATED SIGN - 15 GEORGE STREET

Read report of the Committee on Works and City Engineer re illuminated sign, 15 George St.

December 14th, 1939.

The City Council.

At a meeting of the Committee on Works held on December 12th, 1939, the attached report of the City Engineer on an application of the Imperial Tobacco Sales Co. Ltd. for permission to erect a sign on the building No. 15 George Street, occupied by Dauphinee Lunch, was considered.

December 14th, 1939.

On motion of Alderman Donovan, seconded by Alderman Freda the committee recommended to Council that the lease attached to the said report be granted.

Walter Mitchell,
MAYOR AND CHAIRMAN.

December 4th, 1939.

His Worship the Mayor.

Sir:-

I beg to report on the application of the Imperial Tobacco Sales Co., Ltd. for permission to erect a sign on the building No. 15 George Street, occupied by Dauphinee Lunch.

The sign is a metal sign illuminated by a reflected light from overhanging bulb and has the words "Sweet Caporal Cigarettes - Dauphinee Lunch" enscribed thereon.

My views on this type of sign have been expressed, however, if it is decided to grant the permit it will be necessary to have the approval of the City Council to the form of lease submitted herewith.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report of the Committee on Works be adopted. Motion passed.

HARVEY STREET WIDENING

H. W. Johnston
Read report of the Committee on Works re Harvey Street widening.

December 14th, 1939.

The City Council.

At a meeting of the Committee on Works held on December 12th, 1939, the attached report of the City Engineer dated December 12th, 1939, and entitled "Harvey Street widening" was considered.

On motion of Alderman MacKay, seconded by Alderman Donovan, the committee unanimously recommended to the City Council that land of the Halifax Ladies' College required for widening Harvey Street as referred to in the said report, be deeded

December 14th, 1939.

to the City of Halifax in exchange for payment of the outstanding sewerage assessment against the Halifax Ladies' College for the sewer on Harvey Street, with interest to December 15th, 1939, and with the understanding that the City will move the fence back to the new street line at its own expense.

Attached hereto is a statement from the City Collector showing that the amount of the said sewerage assessment plus interest to December 15th, 1939, is a total of \$1243.13.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

FINAL CERTIFICATE - STANDARD CONSTRUCTION CO.

Read report of the Committee on Works re final certificate, Standard Construction Co.

December 14th, 1939.

The City Council.

At a meeting of the Committee on Works held on December 12th, 1939, the attached final certificate of the Assistant City Engineer recommending payment to the Standard Construction Company of the sum of \$1207.40, being the balance in full in their contract for the construction of a fire escape (Stairways) at the City Home, was on motion of Alderman Freda, seconded by Alderman Donovan, approved and recommended to Council for payment.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

FINAL CERTIFICATE - BIANCO BROS.

Read report of the Committee on Works re final certificate, Bianco Bros.

December 14th, 1939.

The City Council.

At a meeting of the Committee on Works held on December 12th, 1939, the attached final certificate of the City Engineer recommending payment to Bianco Bros. of the sum of \$8,278.63, being the balance in full on their contract for concrete sidewalks, curbs, gutters, etc. was on motion of Alderman MacKay, seconded by Alderman Donovan, approved and recommended to Council for payment.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

FINAL CERTIFICATE - JAMES P. KELLY

Read report of the City Engineer re final certificate, James P. Kelly.

December 12th, 1939.

His Worship the Mayor,

Sir:-

I beg to recommend payment to James P. Kelly of the sum of One Hundred and Sixty Dollars and Forty Cents (\$160.40) being the amount in full on his contract for repairs to the residence of the Superintendent of the City Home.

Total amount of contract	\$677.00
Extra repairs	125.00
	<u>\$802.00</u>
Less paid on Certificate No. 1	641.60
Bal. recommended in full	<u>\$160.40</u>

Respectfully submitted,

Wm. J. DeWolfe,
ASST. CITY ENGINEER.

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

Motion passed.

FINAL CERTIFICATE - CARTER & SMITH

Read report of the City Engineer re final certificate, Carter & Smith.

December 14th, 1939.

Dec. 12th, 1939.

His Worship the Mayor.

Sir:-

I beg to recommend payment to Carter & Smith of the sum of Eight Hundred and Forty Dollars and Ninety Cents (\$840.90) being the amount in full on their contract for re-wiring the City Home, not including the new wing.

Total value of contract	\$3,690.00
extra work -	
Installation of plugs - \$84.75	
Wiring extra fire escape <u>29.75</u>	<u>114.50</u>
	3,804.50
Less paid on Certificate No. 1	<u>2,963.60</u>
Balance in full	<u>\$840.90</u>

Respectfully submitted,

Wm. J. DeWolfe,
ASST. CITY ENGINEER.

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

NOTICE OF MOTION BY ALDERMAN MACKAY

Alderman MacKay submitted and read the following notice of motion.

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

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

THAT the resolution regarding the methods of financing the oiling of streets which passed the City Council on March 29th, 1939, and contained on page 633 of the minutes of Council be rescinded;

AND FURTHER take notice that I will move that the cost of oiling of streets be paid for out of the estimates of the Committee on Works.

BORROWING - \$200,000.00

Alderman MacKay stated that he had a resolution which he would like to present at this time.

Moved by Alderman Lloyd, seconded by Alderman Freda that Alderman MacKay be permitted to introduce a resolution at this time. Motion passed unanimously.

Alderman MacKay then read the following resolution. -315-

December 14th, 1939.

WHEREAS under the provisions of Chapter 37 of the Statute of Canada passed in the year 1938 the Government of Canada has made available by way of loan to municipalities large sums of money for the construction of "self liquidating projects" as therein defined and has limited the amount available to any one municipality to \$200,000.00.

AND WHEREAS it is believed that the Governor-in-Council may at any time determine that no further loan shall be made under the authority of the said Statute.

AND WHEREAS it is desirable in view of possible expenditures being made by the City, or by any Board for which the City must issue its debentures, of a capital nature in the near future, for purposes which would fall within the definition of "self liquidating projects" as defined in the Act, that the City ascertain whether the Minister of Finance would set aside a sum not exceeding \$200,000.00, to be available for the City of Halifax upon it being established that the provisions of the Statute are complied with by the City, until such time as the City shall determine the necessity of borrowing the same.

NOW BE IT THEREFORE RESOLVED that the Mayor be requested to write to the Minister of Finance to place this request before him and to report thereon to the City Council.

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

SUPT'S REPORT RE INMATES IN THE CITY HOME
FOR THE MONTH OF NOVEMBER, 1939.

Read report of the Charities Committee for the month of November, 1939, showing the number of inmates in the City Home to be 467.
FILED

DEPARTMENTAL APPROPRIATIONS AND EXPENDITURES

Read report of the City Auditor re departmental appropriations and expenditures.
FILED

TAX COLLECTIONS FOR THE MONTH OF NOVEMBER, 1939.

Read report of the City Auditor re tax collections for the month of November, 1939.

December 14th, 1939.

TAX COLLECTIONS, NOVEMBER, 1939.

<u>Arrears Taxes</u>		Outstanding Balances October	New Accounts and adjust- ments	November Collections	Outstanding Balances November.
Civic Year	Reserve				
1936-37	\$51,426.34	\$99,937.03	Cr. \$97.58	\$6,798.37	\$93,041.08
1937-38	64,643.87	229,956.39	Cr. 198.80	9,241.29	220,516.30
1938-39	42,606.10	402,511.13	Cr. 464.37	15,732.93	386,313.83
		<u>732,404.55</u>	Cr. 760.75	<u>31,772.59</u>	<u>699,871.21</u>
<u>Current Taxes</u>					
1939-40	38,153.90	715,282.61	Cr. 14,714.57	26,405.06	674,162.98
<u>Water Dept. Rates, etc.</u>		52,731.07	73,863.24	32,719.19	93,875.12
		<u>1,500,418.23</u>	<u>58,387.92</u>	<u>90,896.84</u>	<u>1,467,909.31</u>
<u>Poll Taxes</u>					
1933-34		515.40		28.50	486.90
1934-35		1,730.94	2.00	60.50	1,672.44
1935-36		1,560.42		48.00	1,512.42
1936-37		1,647.03		70.43	1,576.60
1937-38		1,659.76		213.50	1,446.26
1938-39		4,680.62	12.00	518.76	4,173.86
1939-40		<u>17,604.00</u>	Cr. 4.50	<u>798.23</u>	<u>16,801.27</u>

Additional Collections

	1939-40	1938-39
Tax years 1908-9 to 1924-25 corresponding period last year	\$28.40	\$485.28
Tax years 1925-26 to 1935-36 corresponding period last year	2,459.74	13,926.96
Collections per above statement corresponding period last year	90,896.84	55,647.79
	<u>93,384.98</u>	<u>70,060.03</u>
<u>Collections of Poll Taxes</u> May 1st, 1939 to November 30th, 1939 corresponding period last year	18,094.79	15,835.56

A. M. Butler,
CITY AUDITOR.

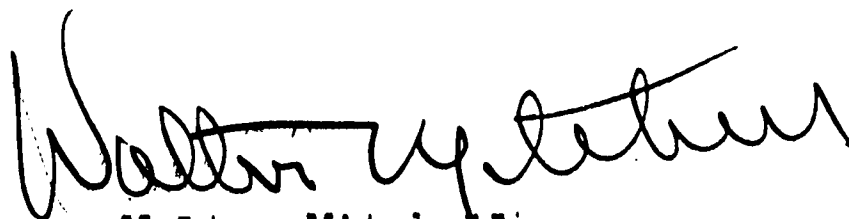
FILED

9.15 P.M.,
Moved by Alderman Keshen, seconded by
Alderman Lloyd that this meeting do now adjourn.
Motion passed. Meeting adjourned.

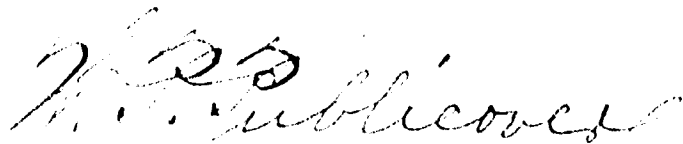
December 14th, 1939.

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Walter Mitchell,
MAYOR AND CHAIRMAN.



W. P. Publicover,
CITY CLERK.

S P E C I A L M E E T I N G

AFTERNOON SESSION.

5.00 o'clock,
Council Chamber,
City Hall,
December 18th, 1939.

A meeting of the City Council was held this afternoon. There were present His Worship the Mayor, Chairman; Aldermen Batson, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Keshen, Curtis, Walker, W.A. MacDonald and Landry.

The meeting was called specially to pass resolution re borrowing \$275,000.00.

BORROWING - \$275,000.00

Read resolution re borrowing of \$275,000.00.

WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1938, Chapter 58, Section 54, the City of Halifax was authorized in each of the civic years 1938-1939, 1939-1940, 1940-1941 and 1941-1942, to borrow a sum not exceeding One Hundred Thousand Dollars (\$100,000.00) to defray the cost of the construction of new pavements, and the City has not heretofore borrowed the amount authorized to be borrowed for the civic year 1939-1940, nor any portion of the same;

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1938, Chapter 58, Section 56, the City of Halifax was authorized to borrow a sum not exceeding One Hundred Thousand Dollars (\$100,000.00) to defray the cost of the construction of new sidewalks, and the said City has heretofore, namely on the 2nd day of January, A. D. 1939, borrowed under the said authority and for the said purpose the sum of Twenty-five thousand dollars (\$25,000.00), and there remains still to be borrowed thereunder a sum not exceeding Seventy-five Thousand Dollars (\$75,000.00);

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1914, Chapter 77, the City of Halifax was authorized to borrow in any year a sum not exceeding Five Thousand Dollars (\$5,000.00) and expend the same for the acquisition of land required from time to time for the widening of streets, and the City has not during the civic year 1939-1940 borrowed any sums whatever under the authority of the said enactment;

December 18th, 1939.

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1938, Chapter 58, Section 23, enacting Section 624A. of the Halifax City Charter, the City of Halifax was authorized in any case in which the said City was authorized to acquire any real property to pay for the purchase of the same a sum not exceeding the amount at which the said real property was assessed at the general assessment next preceding the date of such acquisition, together with an additional sum, to be approved by the City Council, such additional sum not to exceed Twenty Percent(20%) of the amount at which the said real property was so assessed.

AND WHEREAS the said City has acquired several parcels of real property for the purpose of widening Morris Street in the said City, the same being for a purpose for which by Section 624 of the City Charter the City was authorized to acquire real property, and the City has paid for each such parcel a sum not exceeding the amount at which the same was assessed at the general assessment next preceding the acquisition thereof together with a further sum not exceeding Twenty percent (20%) of such assessed amount;

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1938, Chapter 58, Section 56, the City of Halifax was authorized to borrow a sum not exceeding One Hundred Thousand Dollars (\$100,000.00) for the extension or improvement of the water service, and the City has heretofore, namely on the 2nd day of January, A. D. 1939, borrowed under the said authority and for the said purpose the sum of Twenty-five Thousand Dollars (\$25,000.00) and there remains still to be borrowed thereunder a sum not exceeding Seventy-five Thousand Dollars (\$75,000.00);

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1932, Chapter 7, Section 8, as the same is enacted by Section 4 of Chapter 45 of the Acts of 1935, and by resolution of the City Council passed the 14th day of December, 1939, and approved by Order of His Honour the Lieutenant Governor-in-Council made the 18th day of December, 1939, the City of Halifax was authorized to borrow a sum of One Hundred Thousand Dollars (\$100,000.00) for the purpose of financing the City's share of expenditures for direct relief, amounting to a sum in excess of the sum authorized to be borrowed.

AND WHEREAS by the Acts of the Province of Nova Scotia passed in the year 1938, Chapter 58, Section 7, Section 318 of the Halifax City Charter was amended to provide that notwithstanding the provisions of subsection 1 of Section 318 of the City Charter any moneys borrowed by the City whether under the authority of the said Charter or under any

December 18th, 1939.

other enactment, unless otherwise specifically declared in such enactment, shall be deemed to be borrowed and the debentures therefor issued under the authority and subject to the provisions respecting the City of Halifax Consolidated Fund of 1905 and to form part of the said Fund.

AND WHEREAS certain of the enactments hereinbefore referred to specifically declare that the moneys borrowed under authority of the same shall be under the authority and be subject to the provisions of the Halifax Consolidated Fund of 1905 and the remaining enactments do not indicate under what authority such moneys are to be borrowed;

AND WHEREAS the amounts expended and to be expended by the City in respect of the items for which the said borrowings are respectively authorized as aforesaid are as follows:-

Firstly:	Permanent pavements	\$90,000.00
Secondly:	Permanent sidewalks	25,000.00
Thirdly:	Street widening	5,000.00
Fourthly:	Street widening (special appropriation)	30,000.00
Fifthly:	Extension or improvement of the water service	25,000.00
Sixthly:	Direct Relief	100,000.00
	Total	\$275,000.00

AND WHEREAS tenders were called for the purchase of serial debentures of the principal amount of Two Hundred and Seventy-five Thousand Dollars (\$275,000.00) or such principal amount as will produce Two Hundred and Seventy-five Thousand Dollars (\$275,000.00), together with the amount of debenture discount, if any, and the expense of issue, bearing interest at the rate of $3\frac{1}{2}\%$, and the tender of Imperial Bank of Canada, Nesbitt Thompson & Company Limited, Harrison and Company Limited and J. C. MacIntosh & Company Limited, of 100.02% of par for the same was accepted by resolution of the City Council passed the 14th day of December 1939;

AND WHEREAS the City has determined to issue $3\frac{1}{2}\%$ serial debentures for the principal amount of Two Hundred and Seventy-five Thousand Dollars (\$275,000.00) and the said Imperial Bank of Canada, Nesbitt Thompson & Company Limited, Harrison and Company Limited, and J. C. MacIntosh & Company Limited, have agreed to accept such amount in full performance of the contract represented by their tender and the acceptance thereof;

AND WHEREAS the City has power and authority to create and issue the said debentures in the amount, manner and form as proposed;

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NOW THEREFORE BE IT RESOLVED that for the purpose hereinbefore set forth and under the authority it thereunto enabling as aforesaid, the City of Halifax do borrow on the credit of the City the sum of Two Hundred and Seventy-five Thousand Dollars (\$275,000.00) and do create, issue and sell serial debentures of the City of Halifax therefor to the principal amount of Two Hundred and Seventy-five Thousand Dollars (\$275,000.00) in manner and form as follows, that is to say:

Two Hundred and seventy-five (275) serial debentures of the principal sum of One Thousand Dollars (\$1,000.00) each, numbered from S1005 to S1279 consecutively; all of said debentures shall bear date the second day of January, 1940, and shall form part of the City of Halifax Consolidated Fund of 1905, and shall bear interest at the rate of $3\frac{1}{2}$ percent, payable half-yearly on the second days of July and January in each year. The said debentures shall bear interest and be numbered and payable as follows:-

5 serial debentures	S1005 to S1009	Jan. 2, 1941
30 serial debentures	S1010 to S1039	Jan. 2, 1942
25 serial debentures	S1040 to S1064	Jan. 2, 1943
30 serial debentures	S1065 to S1094	Jan. 2, 1944
31 serial debentures	S1095 to S1125	Jan. 2, 1945
5 serial debentures	S1126 to S1130	Jan. 2, 1946
149 serial debentures	S1131 to S1279	Jan. 2, 1947

AND BE IT FURTHER RESOLVED that under the authority of subsection (4) of Section 326A. of the Halifax City Charter, as the same is enacted by section 2 of Chapter 67 of the Acts of 1937, that no Sinking Fund shall be provided in respect of the said debentures, but that the sums payable yearly in respect of the principal and interest thereon shall be included in the estimates for the civic years in which the same are payable and rated and collected therewith.

AND BE IT FURTHER RESOLVED that all the said debentures be substantially in the form set out in Form "B" of the City Charter, with such modifications or additions as may be approved by the City Solicitor, and that there be attached to all such debentures interest coupons covering the interest payable in respect thereof.

AND BE IT FURTHER RESOLVED that the principal and interest payable in respect of all the said debentures shall be payable in lawful money of Canada at the office of the City Treasurer of the City of Halifax at Halifax, Nova Scotia, or at the option of the holder at the principal office of the Royal Bank of Canada in any of the cities of Halifax, Nova Scotia; Saint John, New Brunswick;

December 18th, 1939.

Montreal, Quebec; Toronto, Ontario; Winnipeg, Manitoba; or Vancouver, British Columbia.

AND BE IT FURTHER RESOLVED that all the said debentures shall be signed by the Mayor and Treasurer for the time being of the City of Halifax and sealed with the Corporate Seal of the said City and countersigned by the City Clerk, and that the coupons attached shall be deemed to be duly executed by and on behalf of the City when bearing the written, stamped, lithographed or engraved signature of the Mayor and Treasurer.

AND BE IT FURTHER RESOLVED that the said debentures be issued and sold and delivered to Imperial Bank of Canada, Nesbitt, Thomson & Company Limited, Harrison and Company Limited, and J. C. MacIntosh & Company Limited, in accordance with the tender of the said parties accepted by resolution of the City Council, dated the 14th day of December, 1939.

AND BE IT FURTHER RESOLVED by a two-thirds vote of all members of the Council and with the approval of the Mayor in accordance with the provisions of Section 314A. of the City Charter that the expenditure of all moneys hereinbefore referred to for the respective purposes hereinbefore set forth be and the same is hereby authorized.

AND BE IT FURTHER RESOLVED that the City of Halifax will not share in or be responsible for any expense that may be incurred by the purchasers in connection with the investigation by them of the validity of the issue of the debentures hereinbefore referred to.

Moved by Alderman Donovan, seconded by Alderman Batson that the resolution as submitted be approved. Motion put and passed unanimously; the following Aldermen being present and voting therefor:

Aldermen Batson
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Keshen
Curtis
W.A. MacDonald
Walker
Landry

5.60 P.M.,

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

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

Walter Mitchell
Walter Mitchell,
MAYOR AND CHAIRMAN.