

- (c) any property or person liable by law to be assessed or rated or taxed, where they have not been assessed, rated, or taxed; or
- (d) any re-assessment or retrospective assessment or rating,

shall constitute a lien thereon from the time they are entered in the books prepared for that purpose by the Assessor.

Explanatory note. This amendment is necessary to coincide with the changes in the system.

1. Section 445. Section 445 is repealed and the following substituted therefor:

445. (1) Upon the notice requiring payment of rates and taxes for the current year in respect to any real property a further notice shall be added, or a separate notice may be given, informing the owner of such real property, or person to whom the same is assessed, that it is liable to be sold for the arrears of rates and taxes under the lien.

(2) It shall be the duty of the Collector to have any such separate notice served, and all the provisions in force in respect to the mode of service of a notice requiring payment of rates and taxes shall apply to the service of such notice.

Explanatory note. This Section has been redrafted for the purpose of clarification.

2. Section 511. Subsection (1) of Section 511 is amended by adding thereto immediately following the word "period" in the sixth line thereof the following words "provided however that in no case shall any license mentioned in this part, or any renewal thereof, be issued until the fee therefor has been paid to the Collector and the official receipt therefor produced to the Clerk".

Explanatory note. This general clause takes the place of individual amendments to Sections 477, 479, 480, 489, 489A, 489B, 490, 491, 492, 493, 494, 495, 496, 497, 502, 503, 510A, and 510B. It is suggested, however, that further consideration be given to this matter, as it has been suggested that some confusion may be experienced, particularly in the case of bicycle licenses where the person obtaining the license must first go to the Collector to pay the fee, go back to the City Clerk for the permit, and then to the office of the Chief of Police for the license plates.

3. Section 504. Section 504 is repealed.

Explanatory note. This Section has been repealed by Section 229 of the Motor Vehicle Act. The matters contained therein are dealt with in Section 228 of the Act.

Section 505. Section 505 is repealed and the following substituted therefor:

505. (1) The supervision and control of persons transporting for hire by means of any vehicle passengers or goods within the boundaries of the City shall be vested in the Committee on Safety and the Committee shall have power to delegate to a sub-committee thereof or to such official or officials as it may determine such of the authority vested in such Committee relating to such matters.

(2) It shall be the duty of the Committee to enforce the provisions of any regulations or by-laws made by the Council under the authority of the Motor Vehicle Act and the City Charter in respect to such matters over which the supervision and control has been vested in the Committee.

Section 506. Section 506 is repealed and the following substituted therefor:

506. The Committee may refuse to grant a license for any vehicle which it considers unfit to be used for transporting for hire passengers or goods within the limits of the City.

Explanatory note. This Section has been in part repealed for the reason that the Motor Vehicle Act covers this ground. The only subsection retained is the present subsection (4) which is continued in order to enable the Committee to refuse to grant a license in a case where it does not think a license should be granted.

Section 507. Section 507 is repealed.

Explanatory note. This matter is now placed in the hands of the Traffic authority by the Motor Vehicle Act. This section is therefore not now necessary in the Charter.

Section 508. Section 508 is repealed.

Explanatory note. The matters in this section conflict with the Public Utilities Act and the Motor Vehicle Act. The City's authority over these matters is set out in the Motor Vehicle Act, and in order to avoid confusion this section should be repealed.

Section 509. Section 509 is repealed and the following substituted therefor:

509. The Council on the recommendation of the Committee on Safety may from time to time make Ordinances -

(a) requiring the owners of motor drawn vehicles used for transporting for hire passengers within the boundaries of the City to provide such vehicles with taximeters of a model approved by the Committee, and such Ordinance may extend to other matters incidental to the operation of such taximeters;

(b) providing a penalty of not less than Fifty Dollars nor more than One Hundred Dollars, or in default of payment of such penalty to imprisonment for a term not exceeding three months, for any owner who operates such a vehicle in which a taximeter is not installed;

(c) providing a penalty of not less than Twenty Dollars nor more than Fifty Dollars, or in default of payment of such penalty to imprisonment for a term not less than seven days nor more than twenty days, for any person who has used such vehicle and who refuses to pay the tariff rates indicated by the taximeter in such vehicle, and providing that any Peace Officer may arrest any such person without a warrant;

(d) providing for the inspection of such taximeters by the Committee on Safety, the officials thereof, or any person appointed or designated by the Committee for that purpose.

(e) providing for penalties for the non-compliance of any provision of any such Ordinance.

Explanatory note. The matters dealt with in subsection (1) of Section 509 are in effect repealed by the provisions of the Motor Vehicle Act, Section 228. Subsection (2) provides for the installation of taximeters and this section has been redrafted in order to retain the taximeter provision.

Section 510. Section 510 is repealed.

Explanatory note. The matters dealt with in Section 510 are also dealt with under the Motor Vehicle Act and this section is in effect repealed by the Motor Vehicle Act and for this reason is removed from the Charter.

Section 512. Section 512 is repealed and the following substituted therefor:

512. (1) In this part wherever the words "Commissioner of Works" are mentioned, the same shall be understood to mean "Commissioner of Works and City Engineer",

(2) The property and works of the City as hereinafter specified shall be under the control of the Committee on Works (in this part referred to as the committee) and the care and management of all such property and works shall be exercised by the Commissioner of Works.

(3) Such property and works shall comprise:-

(a) The real and personal property of the City, except any part thereof the management of which is by this Act vested in any other board or committee, including the maintenance and repair thereof;

(b) The water works, and all work and business connected with the water depart-

ment, except the collection of water rates;

- (c) The streets and all work connected therewith;
- (d) The construction, repair, and maintenance of the public sewers.

Section 513. Section 513 is repealed.

Section 515. Section 515 is amended by striking out the word "engineer" in the first line thereof and substituting therefor the words "Commissioner of Works".

Section 516. Section 516 is amended by striking out the word "engineer" wherever the same occurs therein and substituting therefor the words "Commissioner of Works".

Section 517. Section 517 is amended by striking out the word "assistant" in the first line thereof and substituting therefor the word "Deputy", and is further amended by striking out the word "engineer" in the fifth and sixth lines thereof and substituting therefor in each case the words "Commissioner of Works".

Section 519. Section 519 is repealed and the following substituted therefor:

519. (1) The annual estimate to be prepared by the Committee shall be divided into three divisions, namely, maintenance of streets, internal health, and general, which latter division shall contain an estimate of all sums required by the Committee for purposes other than maintenance of streets and internal health, and the amounts required for each service shall be placed in the division relating thereto.

(2) The Commissioner of Works shall, annually, as part of the estimate of the Committee, prepare an estimate of the amount required for the care and maintenance of the streets for the next civic year, and such amount, or so much thereof as is approved by the Council and included in the yearly estimates passed by the Council, shall be expended by the Committee for that purpose.

(3) Of the amount so appropriated, and also of the amount appropriated by the Council for internal health or for any service which at the coming into force of this Act is provided for out of those appropriations respectively, not less than ten thousand dollars of the money appropriated for streets, and not less than fifteen thousand dollars of the money appropriated for internal health shall be retained until after the first day

of January of the civic year for which it is appropriated, and the Internal Auditor shall not pass or certify for any expenditure in contravention of this section.

(4) If the said sums of ten thousand dollars and fifteen thousand dollars are not required to be spent in the period between the first day of January and the thirtieth day of April next the same may be expended for the purpose for which they were respectively appropriated during the next succeeding civic year.

Sections 528 to 632.

Sections 528, 529, 529A, 531, 532, 533, 535, 537, 539, 540, 541, 542, 543, 544, 545, 547, 548, 549, 550, 552, 555, 556, 559, 560, 561, 566, 569, 570, 572, 573, 574, 578, 578A, 581, 582, 584, 586, 588, 590, 591, 599, 602, 603, 604, 605, 606, 607, 608, 626, 629, 631 and 632 are amended by striking out the word "engineer" or "city engineer" wherever the same occur in each of the said Sections and substituting therefor the words "Commissioner of Works".

Section 559.

Subsection (4) of Section 559 is amended by striking out the word "collector" in the first line thereof and substituting therefor the words "Chief Accountant".

Section 561.

Subsection (5) of Section 561 is amended by striking out the word "collector" in the first line thereof and substituting therefor the words "Chief Accountant".

Section 566.

Subsection (4) of Section 566 is amended by striking out the word "collector" in the first line thereof and substituting therefor the words "Chief Accountant".

Section 572.

Subsection (2) of Section 572, as the same is enacted by Section 26 of Chapter 65 of the Acts of 1937, is amended by striking out the words "the Committee of Public Gardens, Parks and Commons" in the first and second lines thereof and substituting therefor the words "the Committee".

Section 573.

Subsection (1) of Section 573, as the same is enacted by Section 26 of Chapter 65 of the Acts of 1937, is amended by striking out the words "city collector" in the twenty-seventh line thereof and substituting therefor the words "Chief Accountant".

Section 574.

(1) Subsection (2) of Section 574, as the same is enacted by Section 26 of Chapter 65 of the Acts of 1937, is amended by striking out the words "Superintendent of Halifax Common" in the

sixth and seventh lines thereof and substituting therefor the words "Commissioner of Works".

(2) Subsection (2) of said Section 574 is further amended by striking out the words "Superintendent of Public Gardens and the Superintendent" in the tenth, eleventh and twelfth lines thereof and substituting therefor the words "Commissioner of Works who".

(3) Subsection (3) of said Section 574 is amended by striking out the word "Superintendent" in the fourth line thereof and substituting therefor the words "Commissioner of Works".

Section 575.

(1) Subsection (1) of Section 575, as the same is enacted by Section 26 of Chapter 65 of the Acts of 1937, is amended by striking out the words "Superintendent of Public Gardens" in the third and fourth lines thereof and substituting therefor the words "Commissioner of Works".

(2) Subsection (2) of said Section 575 is amended by striking out the word "Superintendent" in the fifth and sixth lines thereof and substituting therefor the words "Commissioner of Works".

Section 576.

(1) Section 576 is amended by striking out the words "the engineer may request the Superintendent of Public Gardens to cut or trim the same" in the third, fourth and fifth lines thereof and substituting therefor the words "the Commissioner of Works may cause the same to be cut or trimmed".

(2) Said Section 576 is further amended by striking out the word "Superintendent" in the sixth lines thereof and substituting therefor the words "Commissioner of Works".

Section 599.

Subsection (4) of Section 599 is amended by striking out the word "Collector" in the first line thereof and substituting therefor the words "Chief Accountant".

Section 614.

Subsection (2) of Section 614 is amended by striking out the words "Clerk of Works" in the second line thereof and substituting therefor the word "Collector".

Section 622.

Subsection (2) of Section 622 is amended by striking out the words "Board of Health" in the second line thereof and substituting therefor the words "The Committee on Public Health and Welfare".

Section 643.

Section 643 is amended by striking out the words "Camp Hill Cemetery" in the second line thereof and substituting therefor the word "Works".

Explanatory note. Work done by the former Camp Hill

Cemetery Committee is now transferred to the Committee on Works, which in the future controls all the works of the City including the Parks and Gardens.

Section 646. Section 646 is repealed and the following substituted therefor:

646. Any balance of moneys, other than from such investments, in the hands of the Committee for purposes relating to Camp Hill Cemetery at the end of the civic year shall not be paid to the trustees of the General Sinking Fund, but may be used for the upkeep and maintenance of the cemetery in the ensuing year.

Explanatory note. This Section has been re-worded for clarification, with no change taking place in the meaning of this Section.

0. Section 650. Section 650 is amended by striking out the words "There shall be a keeper of the cemetery appointed annually by the Council who shall fix his compensation" and substituting therefor the words "The Committee on Works may appoint a person to be the keeper of the Cemetery who shall be paid such salary as the Council may from time to time determine".

Explanatory note. This amendment is to place appointments to the Cemetery staff on the same basis as other appointments under the new system.

1. Section 656. Section 656 is repealed and the following substituted therefor:

656. (1) The Common of Halifax the Public Gardens, the Sir Sandford Fleming Park, the Grand Parade, and all other parks and gardens, except Point Pleasant Park, shall, subject to the general control of the Council, be managed and controlled by the Committee on Works.

(2) Notwithstanding any of the provisions of the Charter, the Committee on Works may grant leases of concessions in the Public Gardens and in the Sir Sandford Fleming Park for any term not exceeding three years.

(3) No lease of any concession in the Public Gardens or in the Sir Sandford Fleming Park shall be granted and no permission shall be given to any person to use the Common or any part thereof, for which lease or permission any rental or license fee is charged, until such rental or license fee is first paid in full in advance to the City.

Explanatory note. The control over the Common, the Gardens and parks is recommended by the Brittain Report to be vested under one head, namely, the Committee on Works. It is also recommended that the control over permission to use the Common, which was vested in the County by the amendment of 1936, be removed from the Council and that the status of the Board of Works be the same as the Committee on Public Gardens prior to the amendment of 1936. It is also recommended that any rental or license fee due to the City for

leases or licenses for the use of the Common or the Public Gardens or parks shall be paid in advance.

102. Section 668. Section 668 is amended by striking out the words "and six aldermen to be appointed annually by the Council" in the third and fourth lines thereof and substituting therefor the words "and members of the Committee on Works of the City during such time as they shall be members of such Committee".

103. Section 672. Section 672 is repealed and the following substituted therefor:

672. The Citizens' Free Library shall be managed by the Finance and Executive Committee.

Explanatory note. This transfers the control of the Library Committee, which ceases to function under the new system, to the Finance and Executive Committee.

104. Sections 674 to 719. Sections 674, 675, 678, 680, 681, 682, 683, 685, 689, 699, 700, 701, 712, 713, 716, 717, 718 and 719 are amended by striking out the words "city engineer" or "engineer" wherever the same occur in each of the said Sections and substituting therefor the words "Commissioner of Works".

105. Section 695. Section 695 is repealed and the following substituted therefor:

695. When the fire protection rate has been struck the Clerk of Works shall deliver the water assessment book to the Chief Accountant, who shall extend and set out in respect to each property in the book or other accounting records containing the water assessments the name of the owner, as shown in the Assessor's rate book, and the fire protection rate payable in respect thereto and when such work has been completed and signed by the Clerk of Works and the Chief Accountant, the Chief Accountant shall deliver such book or record to the Collector.

106. Section 696. Subsection (2) of Section 696 is repealed and the following substituted therefor:

(2) The Clerk of Works, upon receiving information that any property should be rated for fire protection, shall, if it is a new building, or if he has no valuation applicable to the property as a basis for fire protection rate, require the Assessor to value such property under the provisions of this Act in respect to fire protection and the Assessor shall report to the Clerk any such valuation and the Clerk shall enter the same in the book or other accounting records containing the water assessments, and the Chief Accountant shall extend the fire protection rate due in respect to such property. Any necessary entries in such book in respect to any such property and the date of such entry shall be made in red ink.



107. Section 702. Section 702 is repealed and the following substituted therefor:

702. The bills for all water rates shall be rendered by the Chief Accountant and paid to the Collector.

108. Section 705. Section 705 is amended by striking out the words "one-half of one per cent for each month or fraction of a month exceeding one-half thereof" and substituting therefor the words "six per centum per annum".

109. Section 708. Section 708 is amended by striking out the word "Clerk" in the first line thereof and substituting therefor the words "Chief Accountant".

110. Section 709. Section 709 is amended by striking out the word "Clerk" in the first line thereof and substituting therefor the words "Chief Accountant".

111. Section 710. Clause (a) of subsection (2) of Section 710 is amended by inserting therein between the words "Clerk" and "with" in the fourth line thereof the words "and Chief Accountant".

112. Section 712. (1) Subsection (9) of Section 712, as that subsection is enacted by Section 14 of Chapter 55 of the Acts of 1936, is amended by striking out the words "Clerk of Works" in the first and second lines thereof and substituting therefor the words "Chief Accountant".

(2) Subsection (11) of said Section 712, as that subsection is enacted by Section 14 of Chapter 55 of the Acts of 1936, is amended by striking out the words "clerk of Works" in the second line thereof and substituting therefor the words "Chief Accountant".

(3) Subsection (15) of said Section 712, as that subsection is enacted by Section 14 of Chapter 55 of the Acts of 1936, is amended by striking out the words "Clerk of Works" in the first line thereof and substituting therefor the word "Collector".

(4) Subsection (16) of said Section 712, as that subsection is enacted by Section 14 of Chapter 55 of the Acts of 1936, is amended by striking out the words "Clerk of Works" in the third line thereof and substituting therefor the words "Chief Accountant".

(Query whether or not this should be "Collector" instead of "Chief Accountant". If so, this subsection will have to be redrafted.)

113. Section 734. Subsection (1) of Section 734 is amended by adding thereto immediately following the word "Inspector" in the fifth line thereof the words "and if a permit in respect thereof is granted the Inspector shall deliver a copy of the application to the Assessor".
114. Section 750. (1) Section 750 is amended by striking out the word "engineer" where the same occurs in the said Section and substituting therefor the words "Commissioner of Works".
- (2) Said Section 750 is further amended by adding thereto the following subsection:
- (4) The Commissioner of Works may in writing require the owner of any building to affix to such building the street number designated for such building, and may require that such request shall be complied with within the time stated by the Commissioner of Works, and failure to comply with such request by the owner within the time so stated shall constitute a violation of this Act and such owner shall be liable to a penalty not exceeding Ten Dollars and in default of payment to imprisonment for a period not exceeding seven days.
115. Section 761. Subsections (1) and (3) of Section 761 are amended by striking out the words "engineer" where the same occur therein and substituting therefor the words "Commissioner of Works".
116. Section 762. Subsection (3) of Section 762 is amended by striking out the word "engineer" in the third line thereof and substituting therefor the words "Commissioner of Works".
117. Section 764. Section 764 is amended by striking out the word "engineer" in the third line thereof and substituting therefor the words "Commissioner of Works".
118. Section 815. Subsection (8) of Section 815 is amended by striking out the words "City Health Board" in the third line thereof and substituting therefor the words "Committee on Public Health and Welfare".
119. Section 815A. Section 815A is amended by striking out the word "engineer" where the same occurs therein and substituting therefor the words "Commissioner of Works".
120. Section 835. Section 835 is repealed and the following substituted therefor:
835. The Fire Department of the City shall be under the government of the Committee on Safety,

in this part referred to as the Committee.

Explanatory note. This section has been redrafted to make the phraseology conform to Section 244 respecting the Police Department.

121. Section 840.

(1) Subsection (3) of Section 840, as the same is enacted by Section 48 of Chapter 60 of the Acts of 1934, is repealed and the following substituted therefor:

(3) In every case where appointments or dismissals are to be made by the Committee, only those persons whom the Chief Officer shall in writing recommend shall be so appointed or dismissed.

(2) Subsections (5) and (6) of said Section 840 are repealed and the following substituted therefor:

(5) The Chief Officer shall be responsible for the keeping of discipline in the Fire Department, and he may reprimand, fine, or suspend without pay for a period not exceeding two weeks, any member of the Department for insubordination, dereliction of duty, conduct unbecoming a member of the Department, violation of any rules, regulations or ordinances of the Department, whether general, special or verbal, or who in the opinion of the Chief Officer is otherwise unfit to be a member of the Department, and shall report at once to the Chairman of the Committee, for the information of the Committee, all such fines or suspensions. Such fine shall be deducted from the pay of the member so fined in such manner as the Chief Officer shall determine.

(6) The Committee may dismiss such member if such dismissal is recommended, in writing, by the Chief Officer. Upon such dismissal the Committee may, upon receipt of a written recommendation from the Chief Officer, appoint such person so recommended to the position held by the member so dismissed.

(7) The Committee may from time to time make such regulations for the Department, not inconsistent with the City Charter, as the Committee may deem necessary.

Explanatory note. These amendments are provided in order to give the Chief Officer of the Fire Department the same authority in the matter of appointments and discipline as has been given to the heads of other Departments of the City's business.

122. Section 840A.

Subsection (1) of Section 840A is amended by striking out the words "of Firewards and Fire Escapes" in the second and third lines thereof and substituting therefor the words "on Safety".

Explanatory note. This change is necessary due to the change in the name of the Committee.

123. Section 847. Section 847 is repealed.

Explanatory note. The matters provided in this Section are dealt with by Sections 101(2) and 102 of the Motor Vehicle Act.

124. Section 855. Section 855 is repealed and the following substituted therefor:

855. (1) The City Electrician shall be a person skilled in the science of electricity.

(2) He shall have charge of the fire alarm telegraph and any other electrical apparatus of the City, and shall perform such other duties as may be from time to time specified by the Council by ordinance or otherwise.

Explanatory note. This section has been redrafted for the reason that the City Electrician is being appointed as the head of a Department by the Council. See Section 119.

125. Section 859. Section 859 is repealed and the following substituted therefor:

859. The Committee, in the administration of its duties in any matter appertaining to the Fire Department of the City or to any other matter assigned to it, shall have power to summon witnesses and to examine them upon oath, and a notice to attend and give evidence before the Committee in respect to any such matter signed by the Mayor as chairman of the Committee and served upon any person shall have the force and effect of a subpoena issued out of the Police Court, and disobedience thereto may be punished as in the case of disobedience in respect to such subpoena.

Explanatory note. This section redrafted to conform with Section 241.

126. Section 862. Section 862 is amended by inserting between the word "the" and "Auditor" in the fifth line thereof the word "Internal".

127. Section 863. Section 863 is repealed and the following substituted therefor:

863. (1) The moneys of the fund shall not be drawn out except on the cheque or order of the trustees or any one or more of them, together with the Treasurer.

(2) Such cheque or order shall not be made except upon the authority of a resolution of the Council, passed upon a report of the Finance and Executive Committee, recommending the payment.

Explanatory note. Amended to conform to new set-up, and to similar sections in other funds.

128. Section 868. Subsection (2) of Section 868 is amended by inserting therein immediately following the word "Council" in the second line thereof the words "or the Committee".

129. Section 875. Section 875 is repealed and the following substituted therefor:

875. The Committee on Public Health and Welfare, in this part referred to as the Committee, shall be charged with the duty of caring for the health of the City and such other duties as may be imposed upon or delegated to it by this Charter or any other enactment of the Legislature.

Explanatory note. This Section has been redrafted due to the added duties imposed on this committee.

130. Section 876. Section 876 is repealed and the following substituted therefor:

876. (1) The Committee on Public Health and Welfare may appoint such officials to take charge of the various departments of business assigned to the Committee and such officials shall have in their respective departments the same authority of suspension in respect to the other persons appointed to their respective departments as is vested in the officials appointed by the Council under the authority of Section 119 hereof.

(2) Each of such officials shall be paid such annual salary as the Council from time to time determines, and shall hold office until dismissed or suspended by the Committee.

(3) The Committee shall not appoint to any department under its control any person unless that person is recommended therefor in writing by the official in charge of such Department.

Explanatory note. It was recommended at the meeting of the Brittain Report Committee that at the present time the City Medical Health and Welfare officer would carry on the duties at present carried on by the City Medical officer, and the various institutions, namely the hospitals, the City Home and the City Prison, would be operated under separate heads, all of whom, together with the City Medical Health and Welfare officer, would report directly to the Committee. It was felt that further study must be given to the centralization of this department in a chief executive officer, and until this is done the affairs of these various departments would remain as they are, except that a certain amount of centralization would accrue due to the various institutions being under the one Committee.

131. Section 878. Section 878 is repealed.

Explanatory note. The provisions of this Section are contained in Section 312(1).

132. Section 879. Sections 879, 881, 882, 883, 884, 885, 886, 887, 889, 890 892 and 893 are amended by striking out the word "board" wherever the same occurs therein and substituting therefor the word "Committee".

133. Section 880. Section 880 is amended by striking out the word "board" in the third line thereof and substituting therefor the word "Committee".

Explanatory note. to Sections 879 and 880. These amendments are all necessary due to the change in the name of the Committee in charge from the Board of Health to the Committee on Public Health and Welfare.

134. Section 888. Section 888 is repealed and the following substituted therefor:

888. (1) The City Medical Health and Welfare Officer shall be a duly qualified medical practitioner of not less than five year's standing, and shall, in addition, be the holder of a Diploma or Certificate of Public Health from some recognized University.

(2) He shall receive such yearly salary, not exceeding Five Thousand Dollars, as the Council from time to time determines.

Explanatory note. The only change in Section 888 is the change in the name of the officer mentioned therein. The rest of the Section is the same as now in the City Charter.

135. Section 889. Section 889 is amended by striking out the words "The duties of such medical officer shall be" in the first line thereof and substituting therefor the words "Until the Council by Ordinance otherwise provides, the duties of the City Medical Health and Welfare Officer shall be".

136. Section 889A. The Charter is amended by inserting therein immediately following Section 889 the following Section:

889A. Upon the coming into effect of an Ordinance made by the Council prescribing the duties of the City Medical Health and Welfare Officer, Section 889 of the Charter shall stand repealed.

Explanatory note. to Sections 889 and 889A. The amendments to Section 889 and the enactment of Section 889A are provided in order to enable the Council, after the coming into force of the new system and after study of the same under operating conditions, to provide for the duties of the City Medical Health and Welfare Officer by Ordinance, and upon the coming into effect of such Ordinance the duties set out in Section 889 are repealed, their place being taken by the duties set out in the Ordinance.

137. Section 890. Section 890 is repealed and the following substituted therefor:

890. The City Medical Health and Welfare Officer shall be under the control of and be subject to the orders of the Committee on Public Health and Welfare and the Council.

Explanatory note. This is merely a change in the title of the officer mentioned therein.

138. Section 891. Section 891 is amended by striking out the words "medical officer" in the third, sixth and eighth lines thereof and substituting therefor the words "City Medical Health and Welfare Officer".

139. Section 892. Section 892 is amended by striking out the words "medical officer" in the first line thereof and substituting therefor the words "City Medical Health and Welfare Officer".

Explanatory note. Same as Section 890.

140. Section 893A. The Charter is amended by inserting therein immediately following Section 893 thereof the following Section:

893A. The Committee on Public Health and Welfare, in the administration of its duties in any matter appertaining to the same, shall have power to summon witnesses and to examine them upon oath, and a notice to attend and give evidence before the Committee in respect to any such matter, signed by the Mayor as Chairman of the Committee, and served upon any person, shall have the force and effect of a subpoena issued out of the Police Court, and disobedience thereto may be punished as in the case of disobedience in respect to such subpoena.

141. Section 916. (1) Subsection (1) of Section 916 is amended by striking out the words and figures "15th day of January" in the first and second lines thereof and substituting therefor the words and figures "22nd day of January".

(2) Section 916 is further amended by adding thereto the following subsection:

(3) The Commissioner of Finance and Accounts shall have the right to attend at any meeting of the Board or of any Committee thereof at which the estimates of the Board are under consideration, for the purpose of advising and assisting the Board or such Committee in the preparation of the same.

142. Section 917.

(1) Subsection (1) of Section 917 is amended by striking out the words and figures "28th day of January" in the first and second lines thereof and substituting therefor the words and figures "12th day of February".

(2) Subsection (2) of said Section 917 is amended by striking out the words and figures "5th day of February" in the third and fourth lines thereof and substituting therefor the words and figures "12th day of February".

(3) Subsection (3) of said Section 917 is amended by striking out the words and figures "7th day of February" in the second line thereof and substituting therefor the words and figures "14th day of February".

(4) Said subsection (3) of said Section 917 is further amended by striking out the words and figures "13th day of February" in the seventh and eighth lines thereof and substituting therefor the words and figures "20th day of February".

Explanatory note. These amendments are for the purpose of fixing the dates for consideration of School Board estimates so that they will be under consideration by the Council at the same general time as the estimates of the City itself. The Finance and Executive Committee receive the general City estimates on or before February 5th. (See Section 312(1) of this draft.) Incidentally an apparent discrepancy in the dates in Section 917(1) and (2) is also cleared up.

143.

(1) The Mayor and Aldermen in office at the time of the coming into effect of this Act shall hold office until the 26th day of April, A. D. 1940, or until their successors have been elected and sworn into office, as provided in this Act, when they shall retire from office.

(2) The persons now holding the offices of Mayor and Aldermen shall be eligible to be elected as Mayor or Aldermen at the elections for Mayor and Aldermen at the elections to be held on the last Wednesday in April in the year A. D. 1940.

144.

(1) Upon the last Wednesday in May of the present year, the electors of Halifax shall elect a Mayor for the City and two Aldermen for each Ward of the City and the City Clerk shall direct the holding of such elections as provided in the City Charter.

(2) Of the two Aldermen so elected in any ward, the one receiving the highest number of votes shall hold office for three years, and the next highest for two years. In case of an election by acclamation or of an equality of votes, the Mayor shall determine by lot who shall hold office for three years and who for two years.



145. (1) On the 30th day of April, 1940, the terms of all members of the Board of School Commissioners appointed by the Council shall cease.
- (2) At the first meeting of the Council held in the month of May 1940 the Council shall appoint six members of the Council to be members of the Board of School Commissioners, two of whom shall hold office until the first day of November 1941, two until the first day of November 1942, and two until the first day of November 1943.
- (3) The Mayor shall at the meeting at which such appointment is made determine by lot the term during which each such Commissioner shall hold office.
- (4) The members of Council serving as Commissioners whose terms are terminated by subsection (1) of this Section shall be eligible for reappointment to the Board.
146. The Committee on Works, the Committee on Safety, the Committee on Public Health and Welfare, and the Finance and Executive Committee may expend the appropriations provided by the Council for the civic year 1940-1941 for the respective purposes, works, and services under the control and supervision of such Committees.
147. The appropriations for salaries, provided in the estimates for the civic year 1940-1941, may be applied by the Council to the payment of the salaries of the persons appointed under the authority of this Act.
148. In the event of the City requiring during the civic year 1940-1941 any money for the purpose of carrying into effect any of the provisions of this Act or to pay the salaries of any officials or employees appointed under the authority of the same, the Council may resolve that the money required for such purpose (specifying the same) shall be borrowed from any bank or fund available and with the interest thereon included in the estimates for the civic year 1941-1942, and such money so borrowed shall be expended only for the purpose for which the same is borrowed, provided that the authority to borrow money under any resolution passed in accordance with the provisions of this Section shall cease and determine upon the expiration of one year from the date of the passage of such resolution.
149. (1) Until the Council and the Finance and Executive Committee shall otherwise determine the person holding the position of City Auditor at the time of the coming into effect of this Act shall act as and perform the functions and duties assigned to the Commissioner of Finance

and Accounts, Chief Accountant, Treasurer, Collector, and Internal Auditor by this Act.

(2) Until the Council and the Committee on Works shall otherwise determine the person holding the position of the City Engineer at the time of the coming into effect of this Act shall act as and perform the functions and duties assigned to the Commissioner of Works and City Engineer, Inspector of Buildings, and Clerk of Works by this Act.

(3) Until the Council otherwise determines the persons holding the positions of Solicitor, Assessor, Clerk, Chief of Police, Chief of Fire Department, and City Medical Officer at the time of the coming into effect of this Act shall act as and perform the duties assigned to the Solicitor, Assessor, Clerk, Chief of Police, Chief of the Fire Department, and City Medical Health and Welfare Officer by this Act.

(4) Until the respective Committees having the supervision and management of the hospitals, City Home, Prison, and other institutions of the City, otherwise determine, the persons now acting as Superintendent, Governor, or in some similar capacity in respect thereto shall continue to discharge such duties.

(5) The officers named in this Section may engage such assistance as they may require to carry out the duties herein imposed upon them.

150.

The persons holding, at the time of the coming into effect of this Act, the offices enumerated in Section 119 of the City Charter prior to the amendment of that Section by this Act, shall for the purpose of completing any of the business of such offices pertaining to the civic year 1939-1940 or to any preceding civic year continue to act for the sole purpose of completing such business as if such persons continued to hold such offices.

February 22nd, 1940.

5.15 P.M.,

Aldermen Batson, Keshen and Power arrive and take their seats in Council.

Moved by Alderman MacKay, seconded by Alderman Donovan that Council now consider the amendments to the legislation as recommended by the Brittain Report Committee. Motion passed.

1. Section 7. Section 7 is repealed and the following substituted therefor:

7. (D) On, from and after the 1st day of May, A. D. 1941, a Mayor and twelve Aldermen, two Aldermen representing each ward, shall constitute the Council.

(2) This section shall come into force on, from and after and not before the 1st day of April, A. D. 1941.

2. Section 10. Section 10 is repealed and the following substituted therefor:

10, (1) From and after the elections to be held on the fourth Wednesday in April, 1943, the ordinary term of office for an aldermen shall be three years.

(2) From and after the said elections referred to in subsection (1) of this Section, in any year in which a vacancy occurs one Alderman for each ward shall be elected to fill the vacancy caused by the retiring of the senior Alderman in the third year of office.

(3) He shall hold office until his successor is elected and sworn into office.

(4) Commencing with the civic year 1941-1942, each Alderman shall receive an annual salary of Five Hundred Dollars, which shall be payable in monthly instalments during such time as he shall hold office.

(5) This section shall come into force on, from and after and not before the 1st day of April, A. D. 1941.

3. Section 102. (1) Subsection (1) of Section 102 is amended by striking out the word "eleven" in the first line thereof and substituting therefor the word "eight".

(2) This section shall come into force on, from and after and not before the 1st day of May, A. D. 1941.

February 22nd, 1940.

4. Section 103. (1) Subsection (1) of Section 103 is amended by striking out the word "ten" in the seventh line thereof and substituting therefor the word "seven".

(2) Subsection (2) of said Section 103 is amended by striking out the words "twelve of the eighteen" in the fourth line thereof and substituting therefor the words "eight of the twelve".

(3) This section shall come into force on, from and after and not before the 1st day of May, A. D. 1941.

5. (1) The Mayor and Aldermen in office during the civic year 1940-1941 shall hold office until the 30th day of April, A. D. 1941, or until their successors have been elected and sworn into office, as provided in this Act, when they shall retire from office.

(2) The persons holding the offices of Mayor and Aldermen on the 1st day of April, A.D. 1941, shall be eligible to be elected as Mayor or Aldermen at the elections for Mayor and Aldermen to be held on the last Wednesday in April in the year A.D. 1941.

6. (1) Upon the last Wednesday in April in the year A.D. 1941, the electors of Halifax shall elect a Mayor for the City and two Aldermen for each ward of the City and the City Clerk shall direct the holding of such elections, as provided in the City Charter.

(2) Of the two Aldermen so elected in any ward, the one receiving the highest number of votes shall hold office for three years, and the next highest for two years. In case of an election by acclamation or of an equality of votes, the Mayor shall, in the presence of both Aldermen and before either of such Aldermen has taken the oath of office, determine by lot which shall hold office for three years and which for two years.

7. Section 119A. The Charter is amended by inserting therein immediately following Section 119 thereof, the following Section:-

119A. (1) The Council shall from time to time appoint a fit person to fill each of the following offices, that is to say, the office of -

- (a) City Treasurer
- (b) City Collector
- (c) Chief Accountant
- (d) Internal Auditor.

February 22nd, 1940.

(2) Each such officer shall hold office until dismissed therefrom by the Council or until he is superannuated, if he is entitled to the same, and shall be paid such annual salary as the Council from time to time determines.

(3) Nothing herein contained shall be construed to prevent the Council from appointing one person to hold two or more of the offices hereinbefore named.

8. Section 8. Subsection (1) of Section 8 is amended by striking out the word "two" in the second line thereof and substituting therefor the word "three".

9. Section 477. Subsection (1) of Section 477 is amended by striking out the words "by the Mayor and Clerk and issued by the Clerk" in the third and fourth lines thereof, and substituting therefor the words "by the official designated by the Council to sign and issue the same".

10. Section 511.(1) Subsection (1) of Section 511 is amended by striking out the words "by the Mayor and Clerk and issued by the Clerk" in the third and fourth lines thereof, and substituting therefor the words "and issued by the official designated by the Council to sign and issue the same".

(2) Subsection (1) of Section 511 is further amended by adding thereto the following clause:-

(b) When any license has been issued, the official issuing the same shall forthwith, in writing, notify the Clerk, who shall enter in a register kept for that purpose such particulars of such license as the Council shall direct, and such register shall be open to inspection, in the office of the Clerk, by the public during regular office hours.

(3) Subsection (2) of Section 511 is repealed and the following substituted therefor:-

(2) The Clerk shall notify, in writing, the official designated to issue any license of any resolution of the Council or of any committee regarding such licenses, and shall annually, on or before the first day of May in each year, notify such official of the names and addresses of persons to whom licenses have been issued during the civic year next preceding such first day of May, together with the type of license so issued, and such official may, without any resolution of the Council or of any Committee thereof, upon receipt by him of the proper fee therefor, issue a renewal license to any such

February 22nd, 1940.

person, unless the Council, or any Committee thereof having authority so to do, otherwise directs.

11. Notwithstanding the provisions of Section 939, which require that every Ordinance shall be passed at two regular meetings of the Council held in succession, in any case in which the City Solicitor certifies in writing upon any amendment to any Ordinance of the City that the same is necessary in order to make the Ordinance so amended conform to the provisions of this Act, such Ordinance may be passed at one meeting of the Council and, when passed, signed by the Mayor and Clerk, and a copy thereof sent to the Governor in Council for approval, provided however, that any such Ordinance shall be passed at a meeting of the Council held before the 1st day of August, A. D. 1940.

Read letter from the City Solicitor  
re the proposed changes in the legislation.

Halifax, N. S.,  
February 22nd, 1940.

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

Your Worship and Aldermen:-

At the meeting held by the Committee of the whole Council to consider the Brittain Report Legislation, certain changes were decided upon and I was instructed to prepare legislation embodying the same. The changes are as follows:-

1. Postponement of the reduction of the number of Aldermen constituting the Council until May 1st, 1941.
2. Payment of \$500.00 annual salary to Aldermen, commencing with May 1st, 1941.
3. Appointment of Collector, Treasurer, Chief Accountant, and Internal Auditor by Council instead of by the Finance and Executive Committee.
4. Fixing the Mayor's salary at \$3000.00.
5. Increasing the number of Aldermen on the Standing Committee to six.
6. Changing the present system of signing and issuing licenses.

February 22nd, 1940.

7. Appointment of Clerk of the Courts by Finance and Executive Committee instead of Committee on Safety.

As to the first change above referred to, this was approved by the Council at its regular meeting on February 15th, 1940. The Sections of the Charter as set out in the draft submitted to the Committee of the Whole Council which are affected are Sections 7, 10, 102 and 103, and the general Sections, being items 143 and 144 on page 50 of the draft. Attached hereto are the Sections referred to in their redrafted form, being items 1 to 6 inclusive.

As to the salary provided for the Aldermen, commencing May 1st, 1941, this will be found in subsection 4 of Section 10 attached hereto (item 2).

As to the appointment by Council instead of the Finance and Executive Committee of certain sub-heads, it has been necessary to provide this by inserting a new section, namely Section 119A, which is attached hereto. (Item 7).

The section dealing with the new personnel of the Board of Fire Escapes, including the Assessor in the place of the Electrician, is also attached. (Item 8).

Section 8 of the Charter has been amended, increasing the salary of the Mayor from \$2000.00 to \$3000.00, and is attached. (Item 9).

It is not considered necessary to again submit a complete redraft of Section 109 (a)I, (b)I, (c)I, and (d)I, as the only change is that of providing the number "six" in the place of the other numbers there.

The Committee of the whole Council also approved of a change in the system of signing and issuing licenses. At the present time licenses are signed by the Mayor and Clerk and issued by the Clerk, who receives the money therefor. In the future the license will be signed and issued by an official in the Collector's Department, who will also receive the fee for the same. The legislation respecting this is attached hereto. (Item 11).

Your attention is also called to the permissive Section which will enable the Council to amend Ordinances on one reading, when such amendment is solely for the purpose of bringing the Ordinance in line with the Charter as amended by this Act, and then only on the certificate of the City Solicitor to that effect. (Item 12).

Yours very truly,

Carl P. Bethune,  
CITY SOLICITOR.

February 22nd, 1940.

The City Solicitor was then asked by His Worship the Mayor to explain the various amendments.

SECTION 7 - DEALING WITH THE CITY COUNCIL

Moved by Alderman MacKay, seconded by Alderman Donovan that this amendment be approved.

Motion passed.

SECTION 10 - CIVIC ELECTIONS

Moved by Alderman Lloyd, seconded by Alderman MacKay that Sub-sections 1, 2, 3, 5 of Section 10 be approved as drafted. Motion passed.

Moved by Alderman MacKay, seconded by Alderman Keshen that Sub-section 4 of Section 10 be deleted. Motion put and passed, 9 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Adams  
Breen  
Donovan  
Keshen  
Kinley  
W.A. MacDonald  
MacKay  
Power  
Walker

AGAINST IT

Aldermen Batson  
Curran  
Landry  
Lloyd

SECTION 102 - QUORUM OF COUNCIL

Moved by Alderman MacKay, seconded by Alderman Lloyd that this amendment be approved.

Motion passed.

SECTION 103 - TWO-THIRDS VOTE OF COUNCIL

Moved by Alderman MacKay, seconded by Alderman Lloyd that this amendment be approved.

Motion passed.



February 22nd, 1940.

ITEM 5 - MAYOR AND ALDERMEN

Moved by Alderman Lloyd, seconded by Alderman MacKay that this amendment be approved.  
Motion passed.

ITEM 6 - ELECTIONS

Moved by Alderman Lloyd, seconded by Alderman MacKay that the amendment be approved.  
Motion passed.

SECTION 8 - SALARY OF MAYOR

Moved by Alderman MacKay, seconded by Alderman Lloyd that this amendment be approved.  
Motion put and passed, 9 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Breen  
Batson  
MacKay  
Kinley  
Curran  
Adams  
Lloyd  
W.A. MacDonald  
Landry

AGAINST IT

Aldermen Donovan  
Keshen  
Power  
Walker

-9-

-4-

SECTION 477 - ISSUING OF LICENSES

Moved by Alderman MacKay, seconded by Alderman Donovan that this amendment be approved.  
Motion passed.

SECTION 511 - ISSUING OF LICENSES

Moved by Alderman MacKay, seconded by Alderman Donovan that this amendment be approved.  
Motion passed.

ITEM 12 - ORDINANCES

Moved by Alderman MacKay, seconded by Alderman Donovan that this amendment be approved.  
Motion passed.

February 22nd, 1940.

SECTION 119A. - APPOINTMENTS

Moved by Alderman MacKay, seconded by Alderman Adams that this item be amended to delete the words "Chief Accountant" and "Internal Auditor". Motion put and passed, 9 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Adams  
Breen  
Curran  
Donovan  
Kinley  
Landry  
W.A. MacDonald  
Power  
Walker

-9-

AGAINST IT

Aldermen Batson  
Keshen  
Lloyd  
MacKay

-4-

Alderman Lloyd rose to a point of order in this connection and referred to the fact that the resolution which passed Council on March 29th, 1939, relating to this subject had not been rescinded, and asked for an opinion from the City Solicitor as to whether this matter could be now considered without a proper notice of motion.

The City Solicitor stated that this matter could not be considered at this meeting due to the fact that all members of Council were not present so that the rules of Order of Council could be suspended.

The motion was then ruled out of order.

Moved by Alderman MacKay, seconded by Alderman Donovan that the draft of the Brittain Report legislation as amended with the exception of Section 119A. of the City Charter dealing with appointments be approved and the City Solicitor instructed to present same to the Legislature. Motion passed.

February 22nd, 1940.

Alderman MacKay asked the City Solicitor how the legislation regarding appointments will be affected.

The City Solicitor replied that he would be compelled to submit to the Legislature the legislation which was approved on March 29th, 1939.

Alderman Donovan then gave notice of motion as follows:-

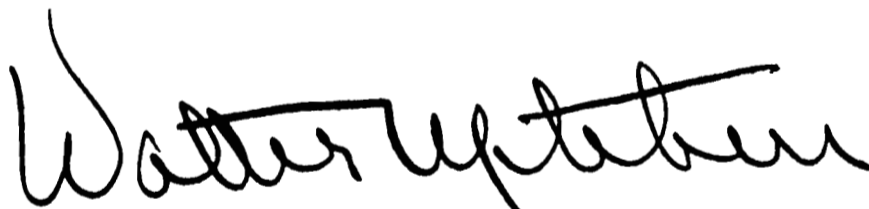
THAT at the next meeting of the Council he would move that the resolution passed at the meeting of the Council held March 29th, 1939 and recorded in page 617 of the minutes by which the recommendation contained on pages 21, 22, 23 and 24 of the Brittain Report were approved, including among other things in effect the provision that the Treasurer, and Collector be sub-heads in the Department of Finance and Accounts appointed by the Finance-Executive Committee be rescinded.

6.05 P.M.,

Moved by Alderman Walker, seconded by Alderman Landry that this meeting do now adjourn.

Motion passed.

Meeting adjourned.



Walter Mitchell,  
MAYOR AND CHAIRMAN.



W. P. Publicover,  
CITY CLERK.

A F T E R N O O N   S E S S I O N

SPECIAL MEETING.

5.00 o'clock,  
Council Chamber,  
City Hall,  
February 29th, 1940.

A meeting of the City Council was held this day. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Breen, Batson, MacKay, Donovan, Kinley, Curran, Freda, Adams, Lloyd, J.F. McDonald, Keshen, O'Toole, Curtis, Walker, W. A. MacDonald and Landry.

The meeting was called specially to consider:-

1. Report of the Finance Committee re Estimates.
2. Water Estimates.

CIVIC ESTIMATES, 1940-41

Alderman Donovan, Chairman of the Finance Committee, submitted the estimates for the civic year 1940-41 and moved that same be adopted. The motion was seconded by Alderman MacKay.

Moved in amendment by Alderman Curran, seconded by Alderman Batson that the estimates be considered, schedule by schedule. Amendment put and lost, 7 voting for the same and 9 against it as follows:-

FOR THE AMENDMENT

Aldermen Batson  
Breen  
Curran  
Freda  
Kinley  
J.F. McDonald  
Walker

AGAINST IT

Aldermen Adams  
Curtis  
Donovan  
Keshen  
Landry  
Lloyd  
W.A. MacDonald  
MacKay  
O'Toole

February 29th, 1940.

Motion was then put and passed, 12 voting  
for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Breen  
MacKay  
Donovan  
Kinley  
Freda  
Adams  
Lloyd  
Keshen  
O'Toole  
Curtis  
W.A. MacDonald  
Landry  
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AGAINST IT

Aldermen Batson  
Curran  
J.F. McDonald  
Walker

- 4 -

February 29th, 1940.

ESTIMATES FOR CIVIC YEAR 1940-41  
 ESTIMATES OF INCOME AND EXPENDITURES FOR THE  
 CIVIC YEAR ENDING APRIL 30th, 1941, AS PASSED  
 BY CITY COUNCIL FEBRUARY 29th, 1940.

	<u>1940-41</u>	<u>Increase</u>	<u>Decrease</u>	<u>1939-40</u>
<u>Extra Assessment:</u>				
A. Joint estimated, Municipality of Halifax	\$62,997.18	\$1,926.49		\$61,070.69
B. Public Schools	766,429.36	322.82		766,106.54
C. City Home	54,384.00	15,056.00		39,328.00
D. N.S. Hospital	3,000.00		\$37,000.00	40,000.00
E. Fleming Park	2,925.00		75.00	3,000.00
F. Public Gardens & Commons	14,782.95		78.33	14,861.28
G. Pt. Pleasant Park	4,961.00		39.00	5,000.00
H. Library	5,690.00		110.00	5,800.00
I. Health Board	16,255.00)			
Inf. Diseases Hospital	17,116.25)			
T.B. Hospital	43,665.25)		2,834.50	79,871.00
J. Superannuations	64,975.75	13,282.05		51,693.70
K. City Grants & Sundries	246,733.52	24,684.82		222,048.70
L. Short Term Debentures and interest	9,107.52		5,883.42	14,990.94
M. Interest on Consolidated Fund 1880	49,394.00			49,394.00
N. Interest on Consolidated Fund 1905	288,643.26	11,755.16		266,888.10
O. Sinking Fund requirements	90,744.72			90,744.72
P. Interest and instalments Serial Debentures	53,768.78	9,834.82		43,933.96
	<u>1,795,573.54</u>	<u>76,862.16</u>	<u>46,020.25</u>	<u>1,754,731.63</u>
<u>General Assessment:</u>				
Q. Police Dept.	133,550.51		830.29	134,380.80
R. Prison	24,120.29		1,104.81	25,225.10
S. City Works Dept.	247,551.25		3,217.50	250,768.75
T. Fire Dept.	171,351.25	2,006.25		169,345.00
Fire Alarm System	8,971.09	870.52		8,100.57
U. Miscellaneous	10,450.00		550.00	11,000.00
V. Salaries	99,334.00		1,750.00	101,084.00
	<u>695,328.39</u>	<u>2,876.77</u>	<u>7,452.60</u>	<u>699,904.22</u>
W. Less Estimated Income	153,269.37	10,939.08		164,208.45
Total General Assessments	542,059.02	13,815.85	7,452.60	535,695.77
Total Extra Assessment	<u>1,795,573.54</u>	<u>76,862.16</u>	<u>46,020.25</u>	<u>1,754,731.63</u>
	<u>2,337,632.56</u>	<u>90,678.01</u>	<u>53,472.85</u>	<u>2,290,427.40</u>
Add Provision Short Collection	40,000.00		82.47	40,082.47
	<u>2,377,632.56</u>	<u>90,678.01</u>	<u>53,555.32</u>	<u>2,330,509.87</u>
Less unexpended balance	5,000.00			5,000.00
Less estimated poll tax	26,000.00			26,000.00
Civic Year 1940-41	<u>2,346,632.56</u>	<u>90,678.01</u>	<u>53,555.32</u>	<u>2,299,509.87</u>
Previous Year	2,299,509.87	53,555.32		
<b>INCREASE</b>	<u>\$47,122.69</u>	<u>\$47,122.69</u>		

February 29th, 1940.

The following resolution was then submitted:-

RESOLVED that the General and Ordinary Assessment amounting to \$695,328.39 less probable income \$153,269.37 making a total of \$542,059.02 and the extra assessment amounting to \$1,795,573.54 as set out in the yearly estimated herewith submitted for 1940-41 making a total of \$2,337,632.56 plus for short collections \$40,000.00 making \$2,377,632.56 less estimated poll tax \$26,000.00 and \$5,000.00 from unexpended balances making a total of \$2,346,632.56 be confirmed and do now pass and that the inhabitants and property within the City be assessed and rated for the said sum of \$2,346,632.56.

FURTHER RESOLVED that the City Clerk is hereby directed to transmit the said estimates, together with a copy of this resolution to the City Assessor on or before the 1st day of March next, and to instruct him to fix the rate of taxation for the year ending April 30th, 1941, on the basis of the said amount of \$2,346,632.56.

Moved by Alderman Donovan, seconded by Alderman MacKay that the resolution as submitted be adopted. Motion put and passed, 15 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Adams  
Batson  
Breen  
Curtis  
Donovan  
Freda  
Keshen  
Kinley  
Landry  
Lloyd  
W.A. MacDonald  
J.F. McDonald  
MacKay  
O'Toole  
Walker  
-15

AGAINST IT

Alderman Curran

-1-

ILLNESS - ALDERMAN MRS. C. M. SULLIVAN

Alderman Adams informed the Council that Mrs. Sullivan was absent from the meeting due to illness and suggested that the City Clerk write to her conveying the Council's regrets and expressing its best wishes for a speedy recovery, to which Council unanimously agreed.

February 29th, 1940.

WATER ESTIMATES, 1940-1941.

Read report of the Committee on Works submitting estimates for the Water Department for the civic year 1940-41.

February 27th, 1940.

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

The Committee on Works at a meeting held on this date, on motion of Alderman MacKay, seconded by Alderman Lloyd, unanimously approved of the Halifax Water Works estimates for the civic year 1940-41, in accordance with the attached schedule.

Walter Mitchell,  
MAYOR AND CHAIRMAN.

HALIFAX WATER WORKS  
ESTIMATES 1940-1941.

<u>REVENUE</u>	Estimated 1940-1941	Actual 1939.	
Meter Rates	\$141,000.00	\$142,895.47	
Meter Rentals	5,900.00	5,918.83	
Special Agreements	36,000.00	37,396.19	
Fire Protection.	85,000.00	86,921.45	
Bond Rates	2,500.00	2,837.43	
Interest	3,000.00	3,713.36	
Misceallenous	400.00	675.90	
	\$273,800.00	\$280,358.63	
<u>LESS</u>			
Discounts	5,500.00	5,518.33	
Reductions & adjustments	300.00	126.13	
Short Collections	2,700.00	2,000.00	7,644.46
	8,500.00	Est 2,000.00	272,714.17
	265,300.00		
<u>EXPENDITURES:</u>	<u>Estimated</u> <u>1940-1941</u>	<u>Estimated</u> <u>1939-1940</u>	
<u>Salaries:</u>			
Deputy Engineer	3,600.00	3,600.00	
Superintendent	2,000.00	3,600.00	
Clerk of Works	2,500.00	2,500.00	
Asst. Clerk of Works(half)	880.00	850.00	
Stenographer Clerk	1,420.00	1,420.00	
Ledger Keeper	1,700.00	1,700.00	
Ledger Keeper	1,700.00	1,700.00	
Entry Clerk & Stenographer	1,300.00	1,300.00	
Asst. Entry Clerk	848.00	788.00	
Plumbing Inspector(half)	1,150.00	1,150.00	
Meter Reader	1,263.00	1,040.00	
Meter Reader	1,500.00	1,500.00	
Meter Reader	1,300.00	1,300.00	
Meter Reader	1,300.00	1,300.00	
Meter Reader	1,300.00	1,280.00	
Meter Reader	1,243.00	1,183.20	
Clerk	1,160.00	1,100.00	



February 29th, 1940.

Cashier, Collector's Off. (part)	\$ 700.00	\$600.00	
Sub Collector	1,600.00	1,600.00	
Audit Clerks (3) part	900.00	900.00	
Share, Superannuation M.P.O'Toole	<u>325.00</u>		
	\$29,689.20		\$30,411.20
		<u>Actual 1939</u>	
Wages	52,000.00	56,109.58	
Materials and supplies	11,000.00	11,641.53	
General expenses	<u>12,000.00</u>	<u>12,052.37</u>	
	75,000.00		79,803.48
Int. Consolidated Fund 1880	19,516.00	19,516.00	
Int. Consolidated Fund 1905	77,400.10	81,561.09	
Instalment Debenture	8,745.02	7,066.46	
Sinking Fund	23,399.35	23,399.35	
Depreciation or Replacement Reserve	<u>25,000.00</u>	<u>25,000.00</u>	
	154,060.47		156,542.98
	<u>258,749.67</u>		<u>266,757.58</u>

Moved by Alderman Donovan, seconded by Alderman MacKay that the Water Department estimates as submitted be approved. Motion put and passed, 12 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Breen  
 Batson  
 MacKay  
 Donovan  
 Kinley  
 Freda  
 Adams  
 Lloyd  
 O'Toole  
 Curtis  
 W.A. MacDonald  
 Landry  
 -12-

AGAINST IT

Aldermen Curran  
 J.F. McDonald  
 Keshen  
 Walker

5.20 P.M.,

Moved by Alderman Donovan, seconded by Alderman Walker 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.

N O O N   S E S S I O N

SPECIAL MEETING.

12 o'clock Noon,  
Council Chamber,  
City Hall,  
March 5th, 1940.

A meeting of the City Council was held this day. There were present His Worship the Mayor, Chairman; and Aldermen Breen, Donovan, Kinley, Curran, Freda, Adams, Lloyd, Keshen, Power and W.A. MacDonald.

The meeting was called specially to consider:-

1. Motion by Alderman Donovan to rescind resolution passed by Council March 29th, 1939 re appointment of sub-heads of Department of Finance and Accounts.
2. Motion by Alderman Curran re civic employees retiring at age sixty-five.

APPOINTMENT OF SUB-HEADS

Moved by Alderman Donovan, seconded by Alderman Adams that the resolution passed at the meeting of the City Council held March 29th, 1939, and recorded in page 617 of the minutes by which the recommendation contained on pages 21, 22, 23 and 24 of the Brittain Report were approved, including among other things in effect the provision that the Treasurer and Collector be sub-heads in the Department of Finance and Accounts appointed by the Finance-Executive Committee be rescinded.

12.10 P.M.,

Alderman Batson arrives and takes his seat.

Motion put and passed, 9 voting for the same and 2 against it as follows:-

March 5th, 1940.

FOR THE MOTION

Aldermen Breen  
Donovan  
Kinley  
Curran  
Freda  
Adams  
Keshen  
Power  
W.A. MacDonald

-9-

AGAINST IT

Aldermen Batson  
Lloyd

-2-

Alderman Lloyd gave notice of re-consideration and moved that a stay of proceedings be granted.

Alderman Batson seconded the motion, which was put and lost, 2 voting for the same and 9 against it as follows:-

FOR THE MOTION

Aldermen Batson  
Lloyd

-2-

AGAINST IT

Aldermen Adams  
Breen  
Curran  
Donovan  
Freda  
Keshen  
Kinley  
W.A. MacDonald  
Power

-9-

Moved by Alderman Donovan, seconded by Alderman W.A. MacDonald that:-

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; provided however, that the City Collector and City Treasurer shall be appointed by the City Council. \* Motion put and passed, 9 voting for the same and 2 against it as follows:-

-430-

\* amended see page 434.

March 5th, 1940.

FOR THE MOTION

Aldermen Breen  
Donovan  
Kinley  
Curran  
Freda  
Adams  
Keshen  
Power  
W.A. MacDonald

-9-

AGAINST IT

Aldermen Batson  
Lloyd

-2-

Alderman Lloyd gave notice of reconsideration and moved that a stay of proceedings be granted.

Alderman Batson seconded the motion which was put and lost, 2 voting for the same and 9 against it as follows:-

FOR THE MOTION

Aldermen Batson  
Lloyd

-2-

AGAINST IT

Aldermen Adams  
Breen  
Curran  
Donovan  
Freda  
Keshen  
Kinley  
W.A. MacDonald  
Power

-9-

MOTION BY ALDERMAN CURRAN RE CIVIC EMPLOYEES  
RETIRING AT AGE SIXTY-FIVE.

Read resolution as follows:-

*Finance*  
*copy*

BE IT RESOLVED that at the session of the Legislature now sitting, legislation be submitted on behalf of the City providing that on the 30th day of April, 1941, the term of employment of all officers and employees of the City, including those of the Police Force and the Fire Department who have attained the age of 65 years on or before the said date, shall, on such date, cease and determine; and further providing that hereafter the term of employment of any person by the City who attains the age of 65 years shall cease and determine on the 30th day of April next occurring after the attainment of the said age; and such legislation shall further provide that no persons shall be employed as officers or employees of the City, by the Council or any committee thereof who have attained the age of 65 years of age.

-431-

March 5th, 1940.

Moved by Alderman Curran, seconded by Alderman Breen that the resolution be adopted.

Moved in amendment by Alderman Keshen, seconded by Alderman Lloyd that this matter be referred to the Finance Committee for consideration and report at the next meeting of Council. Amendment put and passed, 9 voting for the same and 2 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen  
Batson  
Donovan  
Kinley  
Freda  
Adams  
Lloyd  
Keshen  
W.A. MacDonald

-9-

AGAINST IT

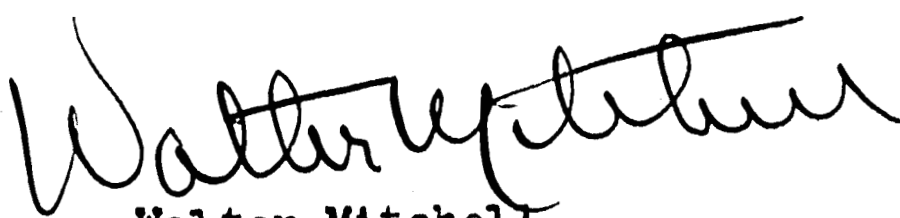
Aldermen Curran  
Power

-2-

Motion not put.

1 p.m.

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



Walter Mitchell,  
MAYOR AND CHAIRMAN.



W. P. Publicover,  
CITY CLERK.