

CITY COUNCIL MEETING,
THURSDAY,
MARCH 14th, 1940.

A G E N D A

Minutes.

1. Notice of reconsideration by Alderman Lloyd re appointment of sub-heads.
2. Motion by Alderman Kinley re sale of tax lien property.
3. Resolution re accounts.
4. Report Finance Committee re account of Dep. Stipendiary Magistrate.
5. " " housing scheme.
6. " " plebiscite (Beer and wine).
7. " " employees retiring at age 65.
8. " " borrowing for drill tower, Fire Dept.
9. " " borrowing for new fire station.
10. " " superannuation, Capt. J.M. Cody, Fire Dept.
11. " " amendment to Section 365 of the City Charter.
12. Deferred Business:-
Motion by Alderman Donovan re aerial ladders.
13. Legislation.
14. Report Laws and Privileges Committee re Legislative Committee.
15. " " " licensing automatic gramophones.
16. " " " amendment to Ordinance #13A. respecting taximeters. Second reading.
17. " " " Ordinance repealing Ordinance #16. Second reading.
18. Report Tax Property Sale Committee.
19. Report City Prison Committee re naval prisoners.
20. Report Direct Relief Committee re discontinuing direct relief.
21. Report Police Committee re superannuation, Mrs. Virtue.
22. Better His Worship the Mayor re daylight saving time.
23. Report Charities Committee re purchase of fumigator.
24. Questions by Aldermen.
25. Report Comm. on Works and City Engineer re sale of property, corner Quinpool and Chebucto Roads.
26. " " " lease, Halifax Gun Club.
27. " " " light, Market Slip.
28. " " " Marlboro Woods, sub-division.
29. " " " plumbing contract, City Home.
30. " " " business in residential district, Allen Street.
31. " " " short term borrowings.
32. " " " final certificate, Carter & Smith Ltd.
33. " " " final certificate, Cosgrove Bros.
34. Statement, City Assessor re assessment 1940-41.
35. Report Charities Committee re Superintendent's report.
36. Report City Auditor re departmental appropriations and expenditures.
37. " " tax collections for the month of Feb. 1940.

EVENING SESSION

8.00 o'clock,
Council Chamber,
City Hall,
March 14th, 1940.

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 Breen, MacKay, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Lloyd, McDonald, Keshen, O'Toole, Power, 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 W. A. MacDonald, seconded by Alderman Curran that the minutes of the previous meeting be approved.

Read letter from the City Solicitor as follows:-

March 13th, 1940.

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

Your Worship and Aldermen:- Re: Section 119A. Bill No. 2,
1940.

It has been called to my attention that the draft of legislation dealing with the appointment by the Council of the Treasurer and the Collector under the new system is not in accordance with the decision of the Council. In drafting this legislation, I understood the intention of the Council was merely that these two officers of the City be appointed by the Council, but I am advised it was the intention of the Council that they should be appointed in precisely the same manner and with exactly the same tenure of office as the persons appointed

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under Section 119, namely that they were to hold office until they were dismissed by a two-third vote of Council.

I regret any misunderstanding in this matter and am therefore calling this to the attention of the Council so that any misunderstanding may be cleared up. It will be quite a simple matter to change the Bill so as to enable these two officials to be appointed in the same manner and with the same tenure of office as the persons appointed under Section 119.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved in amendment by Alderman Kinley,

seconded by Alderman Donovan that the words "in the same manner and with the same tenure of office as persons appointed under Section 119 of the City Charter"

be inserted immediately following the words "City Council" in the sixteenth line of a resolution dealing with appointments on page 430 of the minutes of Council for the year 1940/41, and the minutes then approved.

Amendment put and passed, 15 voting

for the same and 2 against it as follows:-

FOR THE AMENDMENT

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

-15-

AGAINST IT

Aldermen Lloyd
MacKay

-2-

Motion not put.

March 14th, 1940.

NOTICE OF RECONSIDERATION BY ALDERMAN LLOYD
RE APPOINTMENT OF SUB-HEADS.

Alderman Lloyd stated that with the permission of Council, he would like this item withdrawn, to which Council agreed.

NOTICE OF MOTION BY ALDERMAN KINLEY RE SALE OF
TAX LIEN PROPERTY.

Council
Alderman Kinley suggested that this matter be deferred for the present, to which Council agreed.

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Committee on Finance amounting to \$13,453.86; Committee on Charities amounting to \$9,152.77; Gardens Committee amounting to \$510.31, Fleming Park amounting to \$105.00; City Prison Committee amounting to \$1,721.90; Committee on Firewards amounting to \$13,767.66 chargeable to Fire Department and \$647.12 chargeable to Fire Alarm; Committee on Works amounting to \$11,681.75; City Health Board amounting to \$6,746.37; Committee on Camp Hill Cemetery amounting to \$494.21; Library Committee amounting to \$484.52; Safety Committee amounting to \$1,467.26; Police Committee amounting to \$10,219.91 under the provisions of Section 315 of the City Charter.

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

Motion passed.

ACCOUNT - DEPUTY STIPENDIARY MAGISTRATE

Read report of the Finance Committee and resolution re account, Deputy Stipendiary Magistrate.

March 14th, 1940.

City Hall,
Halifax, N. S.,
March 13th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held on the above date, the attached account from the Deputy Stipendiary Magistrate, J. L. MacKinnon, K.C., for the sum of \$200.00 covering services rendered in the absence of the Stipendiary Magistrate in the civic year 1939-40 was considered.

Your committee recommends that the account be passed for payment and submits herewith a resolution for Council's approval.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

WHEREAS the City requires money for the purpose of paying the Deputy Stipendiary Magistrate for services rendered in the absence of the Stipendiary Magistrate and no funds have been provided in the estimates for the aforesaid purpose;

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

BE IT THEREFORE RESOLVED that an amount not exceeding \$200.00 be borrowed from any bank or fund available under the provisions of the said enactment. The money so borrowed, with interest thereon, shall be included in the estimates for the civic year 1941-42.

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

HOUSING SCHEME

Read report of the Finance Committee and resolution re housing scheme.

City Hall,
Halifax, N. S.,
March 13th, 1940.

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

At a meeting of the Finance Committee held on the above date, the matter of an application

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from the Halifax Housing Corporation for partial exemption from taxation on a proposed project to erect houses under the Nova Scotia Housing Act was considered.

After having held a public hearing on this question as directed by the City Council, at which all interested persons were permitted to express their views, your committee recommends that the City Council agree with the principle of the application and submits herewith a resolution for Council's adoption.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

BE IT RESOLVED that the City Council of the City of Halifax, in regular meeting assembled, hereby records itself as approving of the improvement of the unsanitary and dangerous housing conditions at present existing in the City of Halifax, and that projects tending to improve such conditions should be encouraged.

AND BE IT FURTHER RESOLVED that in the event of any company or companies being formed under Chapter 6 of the Acts of Nova Scotia, 1935, "The Nova Scotia Companies Act, 1935", or by special Acts of the Legislature of this Province for the purpose of building and providing sufficient and suitable dwelling houses in the City of Halifax and selling or leasing such dwelling houses or apartments therein, as set forth in The Nova Scotia Housing Commission Act, whose dividends are limited to five per centum per annum, the City Council hereby goes on record as favouring an exemption from taxation of such dwelling houses and the improvements incidental thereto so to be erected, to the extent that taxes of all kinds including school taxes levied in respect of the property owned by such company shall not exceed in the aggregate one per centum of the cost of construction of houses built under a low-rental housing project (as that phrase is defined in Section 12 of Part 11 of The National Housing Act, 1938), by such company; and that no taxes shall be levied on the income of any such company; provided however, that such exemption shall apply only while such dwelling houses and improvements shall be owned and operated by such company as hereinbefore set forth, and during the term of any loan which such company may obtain under the provisions of the said The National Housing Act, 1938.

AND BE IT FURTHER RESOLVED that the phrase "exemption from taxation" in the preceding paragraph shall not be interpreted as releasing such

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company from payment of any water or fire protection rate or from payment of any contribution or liability in respect to the construction of any sewer, or water main extensions, sidewalks, curbs, gutters, grading or paving.

AND BE IT FURTHER RESOLVED that if at any time the net earnings of the project are insufficient to pay the full amount of the interest and amortization charges with respect to any loan which may be obtained by any such company for the purposes above set forth that the City Council hereby goes on record as agreeing to forego all taxes or such lesser amount as may be necessary to enable any such company to pay the full charges of such loan; provided however, that no erection shall be commenced under the terms of this resolution until the site on which it is proposed to erect any buildings has first been approved by the City Council.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report and resolution as submitted be approved. Motion put and passed, 14 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Breen
MacKay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
J.F. McDonald
Keshen
Power
W.A. MacDonald
Landry
-14-

AGAINST IT

Aldermen O'Toole
Curtis
Walker

-3-

PLEBISCITE - BEER AND WINE

Read report of the Finance Committee re plebiscite for beer and wine.

City Hall,
Halifax, N. S.,
March 13th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the committee had before it the matter of dealing with a petition signed by a number of

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citizens of Halifax requesting that under the provisions of Sub-section 3 of Section 30 of the Nova Scotia Liquor Control Act a vote be taken as to whether the citizens are in favor of or opposed to the sale of beer and wine by glass or open bottle within the City of Halifax, which was referred to this committee by the City Council.

In view of the fact that the Nova Scotia Liquor Control Act is not clear as to how the funds for holding the plebiscite are to be obtained, your committee recommends that no action be taken until the matter has been adjudicated upon by the Courts.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Alderman Curran wishing to be recorded against.

EMPLOYEES RETIRING AT AGE SIXTY-FIVE

Council
Read report of the Finance Committee re employees retiring at age sixty-five.

City Hall,
Halifax, N. S.,
March 13th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the motion re civic employees retiring at age sixty-five submitted to this committee by Council for a report was considered.

On motion of Alderman Lloyd, seconded by Alderman MacKay and unanimously passed, it was decided to advise Council that in the opinion of the Finance Committee the time was inopportune for establishing any regulations in respect to the age at which employees of the City and employees of the Fire and Police Departments should retire; that the pending re-organization should be permitted to advance to a progressive stage and that it would be of primary importance to consider a plan under which certain

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employees would be entitled to receive the benefits of a pension fund and that the whole matter should be deferred for the present and referred to the incoming Council.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion passed.

Alderman Curran wishing to be recorded against.

DRILL TOWER - FIRE DEPARTMENT

Read report of the Finance Committee re drill tower, Fire Department.

City Hall,
Halifax, N. S.,
March 13th, 1940.

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 February 15th, 1940, regarding supplementary appropriation for erection of a drill tower at the West Street Fire Station was considered.

Your committee recommends that legislation be secured to permit the borrowing of an additional sum of \$1,200.00 and also that the Firewards Committee be advised that it cannot enter into any contract for the erection of a drill tower unless the approval of Council is obtained.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

March 14th, 1940.

FOR THE MOTION

Aldermen Adams
Breen
Curran
Donovan
Freda
Keshen
Kinley
Landry
Lloyd
W.A. MacDonald
J.F. McDonald
MacKay
O'Toole
Power
Sullivan
Walker
-16-

AGAINST IT

Alderman Curtis

-1-

NEW FIRE STATION

Finance Committee
Read report of the Finance Committee
re the erection of a central fire station.

City Hall,
Halifax, N. S.,
March 13th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the attached reports of the Fire-wards and the Works Committees regarding the erection of a central fire station were considered.

Your committee recommends that legislation be secured to borrow an additional sum of \$30,000.00 for the erection of a central fire station on the George and Brunswick Streets site and that the amounts borrowed for this purpose be reduced by any amounts received through the sale of property, etc. belonging to the Fire Department.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman MacKay that this matter be referred back to the Finance Committee for consideration and report to a special meeting of the City Council to be held within the next two weeks. Motion passed.

March 14th, 1940.

AMENDMENT TO SECTION 365 OF THE CITY CHARTER

This item is included in the legislation and will be considered with it.

MOTION BY ALDERMAN DONOVAN RE AERIAL LADDERS

Alderman Donovan stated that with the permission of Council he would like to have this item withdrawn, to which Council agreed.

LEGISLATION

The City Solicitor submitted and explained the following items of legislation:-

Section 355 is amended by adding thereto the following clause:-

(c) The expression "occupier", unless the context otherwise requires, shall include the executors, administrators, trustees or liquidators, of the person assessed as an occupier of real property.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved.

Motion passed.

Section 365 is repealed and the following substituted therefor:-

365. Any person who has been notified of an assessment for business or household tax or other occupancy tax and who has reason to believe that he will be leaving the City on or before May 1st next succeeding shall be relieved of such assessment providing he notifies the Assessor in writing before February 25th next succeeding of such belief and the reason or reasons for same. Such notification shall be given on a form to be supplied by the Assessor.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved.

Motion passed.

Clause (c) of Section 370 is amended by adding thereto the following:-

"Provided however, in any case in which a portion only of any building is used for any of the purposes hereinbefore mentioned the exemption conferred by this section shall apply only to such portion".

March 14th, 1940.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved. Motion passed.

The Charter is amended by inserting therein, immediately following section 370 thereof, the following section:

370A. (1) The owners of all real property entitled to exemption from taxation under clauses (c), (d), (e), (f), and (g) of Section 370 shall before the first day of December in each year file with the Assessor a statement, under oath, setting out the real property so entitled to exemption, the grounds upon which such exemption is claimed and the use to which such real property is being put.

(2) If no such statement is filed with the Assessor before the said first day of December, the Assessor may assess the owners or occupants of such real property for real property tax, business tax, household tax, or other occupation tax as the case may be, in respect of such real property for the next ensuing civic year, and unless, upon appeal, such assessment is set aside in whole or in part by the Court of Tax Appeals for the reason that the said real property is being used for the purposes mentioned in said clauses (c), (d), (e), (f) and (g) of Section 370, such real property shall, in respect of the assessment so made, cease to be exempt from real property tax, and the occupants thereof shall be liable for business tax, household tax or other occupation tax as the case may be.

(3) Nothing in this section shall apply to real property owned by the City of Halifax or the Board of School Commissioners.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved. Motion passed.

370B. The owner of any real property which at the time of the general assessment was exempt from real property tax and which real property subsequently ceased to be used for any purpose entitling it to exemption, may be assessed for real property tax in respect of such real property from the date upon which such property ceased to be so used, and the tax so imposed shall constitute a lien upon such real property from the date on which the Assessor enters the same in the book provided for that purpose and payment of such tax may be enforced in the manner provided in respect of real property taxes;

March 14th, 1940.

provided that the owner of such real property may, within fourteen days after he learns of such assessment, assert an appeal from the assessment to the Court of Tax Appeals, and if a sitting of the Court cannot be held, the Council may hear and dispose of such appeal.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved.

Motion passed.

Read report of the Direct Relief Committee and legislation re the discontinuance of direct relief.

Halifax, N. S.,
March 8th, 1940.

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

At a meeting of the Direct Relief Committee held this day, at which all members were present, the matter of obtaining authority to discontinue direct relief and to substitute another plan during the period succeeding such discontinuance was discussed.

It was unanimously decided to recommend to Council that as early as convenient in the next civic year that direct relief be discontinued. To cover applications for food assistance and temporary shelter from unemployed persons who, for various reasons, cannot be housed at the City Home, it was proposed that an amount not exceeding \$10,000.00 be provided for this purpose.

It was also recommended that the right to supplement the estimates for the City Home be obtained to provide for a possible increase in population due to the discontinuance of the old method of relief.

This recommendation is submitted to the Council with the unanimous approval of the committee and the Mayor who attended the meeting ex-officio. Attached hereto is legislation drafted by the Solicitor to enable the Council to bring about the proposed change.

Yours respectfully,

A. M. Butler,
Temporary Secretary, Direct
Relief Committee.

March 14th, 1940,

(1) Upon the discontinuance of the City granting direct relief under the authority of Chapter 7 of the Acts of 1932, the Council may direct the Finance and Executive Committee during the civic year 1940-1941 to grant food assistance and temporary shelter to unemployed persons who are in necessitous circumstances and who require the same, and for the purpose of administering the same to employ such assistance as may be necessary;

(2) The City may provide an appropriation not exceeding Ten Thousand Dollars (\$10,000.00) to be used for the purposes hereinbefore set out, excepting for the remuneration of persons employed to distribute the same, during the civic year 1940-1941, which sum shall be allocated for distribution in the various months of the said civic year as the Finance and Executive Committee may direct;

(3) In order to provide for the maintenance in the City Home of any persons who apply for admission to the City Home due to the discontinuance of the granting of direct relief as aforesaid, the Council, on the recommendation of the Finance and Executive Committee, is hereby authorized to provide a supplementary appropriation for the City Home for the civic year 1940-1941 to such an amount as may be required for that purpose;

(4) Any moneys required for the purpose of granting food assistance and temporary shelter under the authority of this section, to pay the cost of administration of the same, and to supplement the appropriation for the City Home, may be borrowed from any bank or fund available and with the interest thereon included in whole or in instalments in the estimates of any civic year or years as the Council may determine, and repaid therefrom.

Moved by Alderman Curtis, seconded

by Alderman Freda that the report of the Direct Relief Committee and legislation as submitted be approved. Motion passed.

(1) Subsection (6) of Section §15 is amended by inserting therein, between the word "retail" in the fourth and fifth lines and the word "but" in the fifth line, the words "or filling station".

(2) Section §15 is further amended by inserting therein immediately following subsection (6) thereof the following subsection:

March 14th, 1940.

(6A) The Council shall not give any permission, under the authority of the next preceding subsection, to erect or alter a building to be used as a filling station, unless and until a permit therefor has been granted by the Board of Commissioners of Public Utilities under the provisions of The Gasoline Licensing Act.

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

Moved in amendment by Alderman Kinley, seconded by Alderman Curran that Sub-section 2 of Section 815 be deleted. Amendment put and lost, 8 voting for the same and 9 against it as follows:-

FOR THE AMENDMENT

Aldermen Kinley
Curran
Sullivan
Freda
J.F.McDonald
Keshen
Power
Walker

-8-

AGAINST IT

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

-9-

Motion put and passed, 15 voting for the same and 2 against it as follows:-

FOR THE MOTION

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

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AGAINST IT

Aldermen Curran
Walker

- 2-

815(6B) Notwithstanding the provisions of sub-section (6) of section 815, the large concrete building situated at or near 134 Duncan Street in the City of Halifax and now owned by Elsie Taylor and Anita Taylor may be used as a warehouse or for storage purposes.

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March 14th, 1940.

Moved by Alderman Curran, seconded by
Alderman Donovan that this item be approved.

Motion passed.

Section 743 is repealed and the
following substituted therefor:-

743.(1) No person shall make any alteration, addition or repairs to any third-class building within the building district without first obtaining a permit therefor, but in the case of repairs only, unless the Inspector otherwise decides, it shall not be necessary to furnish any plan or specification, but only a statement of the nature and extent of the repairs proposed.

(2) From and after the coming into effect of this section, no permits shall be granted for any alteration to any such building, whereby the total cost of the alterations made to such building, after the coming into effect of this section, shall exceed fifty per cent of the value of such building, exclusive of the value of the foundation and foundation walls, as the said building existed at the date of the application for such permit or if more than one permit has been granted, as the said building existed at the date of the application for the first of such permits.

(3) From and after the coming into effect of this section, no permit for alterations to any such building shall be granted if, since the date of the coming into force of this section, the total value of alterations made to such building has amounted to fifty per cent of the value of such building, exclusive of the foundation and foundation walls, as the said building existed at the date of the first application for a permit to make such alterations.

(4) Notwithstanding the provisions of the foregoing subsections of this section the Inspector may grant permits for such repairs to such building involving such expenditure as may in the opinion of the Inspector be necessary.

(5) The value of any building for the purposes of this section shall be determined by the Inspector whose determination shall be final.

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

Motion passed.

March 14th, 1940.

The Charter is amended by inserting therein, immediately following section 366A, thereof, the following section:-

366B. Commencing with the poll taxes assessed in the civic year 1940-1941 on all such poll taxes unpaid on the first day of December next following the giving of the notice to pay the same a penalty of ten per cent per annum shall be payable and from and after the first day of January next following the giving of such notice interest shall be payable on the amount of such tax and penalty then unpaid at the rate of six per cent per annum until the same is paid, and payment of such penalty and interest may be enforced in the same manner provided for the enforcement of the payment of poll taxes.

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

Motion passed.

Section 856 is amended by striking out clause (c) thereof and substituting therefor the following:-

(c) for regulating and for the registration, examination, licensing of and issuance of licenses and certificates of competency to persons engaged in the business of electric wiring and persons engaged in the business of installing electric wiring, for fixing the fees to be paid for such examination, registration, licenses and certificates, and prescribing the conditions upon which such registration, licenses and certificates may be obtained, and upon which the same may be suspended or cancelled, and the terms for which they shall remain in effect, the manner in which electric wiring shall be done and the standards to which the same shall conform, requiring persons proposing to do any electric wiring to obtain a permit therefor before commencing any work and prescribing the conditions upon which such permit shall issue, providing for the inspection, approval or condemnation of any electric wiring in the City, the character of materials to be employed in such electric wiring, prescribing the penalties for any violation of such ordinance, and any other matters incidental to the foregoing.

Moved by Alderman Curran, seconded by Alderman Keshen that this item be approved. Motion passed.

March 14th, 1940.

(1) If the amounts authorized by Section 50 of Chapter 58 of the Acts of 1938, to be borrowed and expended for the improvement of the Common in each of the civic years in that section set out, be not borrowed or expended in such respective civic years, the amount so authorized to be borrowed or expended in such civic year may be borrowed or expended in any subsequent civic year or years in addition to any other amounts authorized to be borrowed or expended in such subsequent civic year or years.

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

(3) The expenditure of the sum of One Thousand Dollars (\$1,000.00) by the Committee on Public Gardens, Parks and Commons for the improvement of Grafton Park during the civic year 1939-1940 is hereby ratified and confirmed and such expenditure is hereby declared to have been a proper expenditure to have been made out of the appropriation provided under the authority of said section 50 of Chapter 58 of the Acts of 1938 in respect of the civic year 1939-1940, or of any other of the civic years mentioned in the said section, which appropriation has not been expended.

(4) The City may expend a further sum not exceeding Five Hundred Dollars (\$500.00) for the improvement of Grafton Park and the moneys therefor may be obtained under the authority contained in said section 50 of Chapter 58 of the Acts of 1938 in respect of the civic years 1940-1941 or of any other of the civic years mentioned in the said section in which the appropriation has not been expended.

Moved by Alderman Curran, seconded by Alderman Lloyd that this item be approved. Motion passed.

The City may purchase from Bickle-Seagrave Limited one one-hundred foot, six wheel, Seagrave Aerial Ladder Truck, at a cost not exceeding \$23,000.00, and one seventy-five foot, four wheel Aerial Ladder Truck at a cost not exceeding \$19,425.00. The sums required to purchase the said Aerial Ladder Trucks may be borrowed and shall be repaid with interest in ten yearly instalments, the first payment to be made on the first day of August in the year succeeding the year in which the money was borrowed, and one instalment on each succeeding first day of August, and the amount of each instalment with interest shall be included in the estimates for the year in which the same is payable.

March 14th, 1940.

Moved by Alderman Adams, seconded by Alderman Kinley that this item be approved. Motion put and passed unanimously. The following Aldermen being present and voting therefor:-

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

The Council may by ordinance prohibit or regulate the sale in the City by retail of fire-crackers and air-rifles, and may in such ordinance define the meaning of the words "fire-crackers" and "air-rifles" as used in such ordinance, and may prohibit any person selling the same at retail without having previously to such sale obtained a license therefor and may prohibit or regulate the discharge of fire-crackers or air-rifles upon the streets of the City and may require every person owning an air-rifle to register the same with the Chief of Police and obtain a permit therefor, and may provide for the cancellation of such permit upon such conditions to be set out in such ordinance, and may prescribe the penalty for non-compliance with the provisions of such ordinance.

Moved by Alderman Curran, seconded by Alderman Freda that the item be approved.
Motion passed.

(1) No person, being the owner or distributor of any automatic gramophone or phonograph, which is operated by the introduction therein of a coin or coins, a counter or counters, or a slug or slugs, shall operate the same or permit the same to be operated unless and until such owner or distributor has obtained a license permitting such gramophone or phonograph to be operated.

March 14th, 1940.

(2) The fee to be paid for the license for each such gramophone or phonograph shall be Ten Dollars (\$10.00).

(3) (a) The Council may, by ordinance, regulate and license such gramophones and phonographs, and prescribe the conditions under which the same may be operated and upon which a license therefor may be issued, and may provide that the gramophone or phonograph in respect of which any license is issued shall be operated only in such place as may be designated in such license.

(b) Such ordinance may also provide the conditions upon which any such license may be suspended or cancelled and the penalty to be imposed upon any owner or distributor who operates or causes or permits to be operated any gramophone or phonograph required to be licensed under the provisions of such ordinance and the penalty for a violation of any of the provisions of such ordinance.

(4) The penalty which may be imposed for a violation of this section or of any provision of any ordinance made under the authority of this section shall not exceed Three Hundred Dollars (\$300.00) or, in default of payment, to imprisonment for a period not exceeding six months.

Moved by Alderman Curran, seconded by Alderman Freda that this item be approved.

Moved by Alderman Curran, seconded by Alderman Power that Mr. Fred Bissett be permitted to address Council for a period of five minutes.

Motion passed.

Mr. Bissett stated that in his opinion the proposed tax for automatic gramophones was excessive and he would suggest that it be decreased.

Moved in amendment by Alderman Kinley, seconded by Alderman Keshen that this be referred back to the Laws and Privileges Committee. Amendment put and lost, 4 voting for the same and 12 against it as follows:-

March 14th, 1940.

FOR THE AMENDMENT

Aldermen Keshen
Kinley
Lloyd
J.F.McDonald

-4-

AGAINST IT

Aldermen Adams
Breen
Curran
Curtis
Donovan
Freda
Landry
W.A.MacDonald
Mackay
Power
Sullivan
Walker
-12-

Moved in amendment by Alderman Adams,
seconded by Alderman Power that the license fee be
set at \$5.00 per machine instead of \$10.00.
Amendment put and lost 4 voting for the same and 12
against it as follows:-

FOR THE AMENDMENT

Aldermen Mackay
Donovan
Adams
Power

-4-

AGAINST IT

Aldermen Breen
Kinley
Curran
Sullivan
Freda
Lloyd
J.F.McDonald
Keshen
Curtis
W.A.MacDonald
Walker
Landry
-12-

The original motion put and passed, 11
voting for the same and 5 against it as follows:-

FOR THE MOTION

Aldermen Adams
Breen
Curran
Curtis
Donovan
Freda
Landry
J.F.McDonald
Mackay
Sullivan
Walker
-11-

AGAINST IT

Aldermen Keshen
Kinley
Lloyd
W.A.MacDonald
Power

-5-

March 14th, 1940.

Clause (j) of section 589, as that clause is enacted by section 21 of Chapter 58 of the Acts of 1938, is amended by striking out the numbers "9.30" in the third line thereof and substituting therefor the numbers "7.30".

Moved by Alderman Keshen, seconded by Alderman Sullivan that this item be approved.

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

FOR THE MOTION

Aldermen MacKay
Donovan
Kinley
Sullivan
Adams
Lloyd
J.F.McDonald
Keshen
Power
W.A.MacDonald
Walker
Landry
-12-

AGAINST IT

Aldermen Breen
Curran
Freda
Curtis

-4-

BORROWINGS NOT TO EXCEED A TEN YEAR TERM

To purchase and instal a new furnace in the Bedford Row Fire Station, a sum not exceeding \$500.00

Moved by Alderman Curran, seconded by Alderman Keshen that this item be approved.

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

FOR THE MOTION

Aldermen Adams
Donovan
Freda
Keshen
Landry
W.A.MacDonald
J.F.McDonald
MacKay
Sullivan
Walker
-10-

AGAINST IT

Aldermen Breen
Curran
Curtis
Kinley
Lloyd

-5-

A two-thirds vote being required.

March 14th, 1940.

To convert or alter a portion of Morris Street and Quinpool Road Fire Stations for the purpose of providing recreation rooms therein, a sum not exceeding \$1,100.00

Moved by Alderman Curran, seconded by Alderman MacKay that this item be approved. Motion put and passed unanimously. The following Aldermen being present and voting therefor:-

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

To purchase a motor truck for use at the City Home, a sum not exceeding \$1,100.00

Moved by Alderman Donovan, seconded by Alderman MacKay that this item be approved. Motion passed unanimously. The following Aldermen being present and voting therefor:-

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

March 14th, 1940.

To construct fire escapes for the central portion of the City Home, a sum not exceeding \$7,000.00

Moved by Alderman Donovan, seconded by Alderman MacKay that this item be approved. Motion put and passed unanimously. The following Aldermen being present and voting therefor:-

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

To make alterations necessary to provide quarters at the City Home, for the Assistant Superintendent, a sum not exceeding \$900.00

Moved by Alderman Donovan, seconded by Alderman MacKay that this item be approved. Motion put and passed, 14 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Adams
Breen
Curran
Donovan
Freda
Keshen
Kinley
Landry
Lloyd
W.A.MacDonald
J.F.McDonald
MacKay
Sullivan
Walker
-14-

AGAINST IT

Alderman Curtis

-1-

March 14th, 1940.

To purchase and instal laundry equipment
at the City Home, a sum not exceeding \$3,000.00

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

Motion put and passed unanimously. The following

Aldermen being present and voting therefor:-

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

To pay to the Directors of Point
Pleasant Park for the purpose of erecting a new
barn at Point Pleasant Park, a sum not exceeding
\$1,000.00

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

put and passed unanimously. The following Aldermen

being present and voting therefor:-

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

March 14th, 1940.

As the next item of legislation is referred to in item 31 on the agenda, viz:- "Short Term Borrowings", the City Clerk then read report of the Committee on Works.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 12th, 1940, the attached report of the City Engineer dated March 11th, 1940, entitled "Short Term Borrowing" and recommending that an amount not to exceed \$7,000.00 be borrowed for the purchase of motor trucks for the Works Department was on motion of Alderman MacKay, seconded by Alderman Donovan, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

To pay for the purchase of motor trucks for the Works Department of the City, a sum not exceeding \$7,000.00

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

To pay to the Children's Aid Society for the civic year 1940-1941, the sum of \$500.00

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

The City may in each of the civic years 1940-1941, 1941-1942, 1942-1943, 1943-1944 and 1944-1945, borrow from any bank or fund available a sum not exceeding Five Hundred Dollars (\$500.00) and expend the same in each such civic year for the improvement of the Sir Sandford Fleming Park, provided however, that if the amount hereinbefore authorized to be borrowed or expended for the purpose herein set out be not borrowed or expended for such purpose in any of the said civic years, such sum may be borrowed and expended for such purpose in any subsequent civic year, and the sums so borrowed in any civic year shall with the interest thereon be included in the estimates of the City, next prepared following such borrowing.

March 14th, 1940.

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

Motion passed.

The City may borrow from any bank or fund available a sum not exceeding Five Hundred Dollars (\$500.00) and apply the same to supplement the appropriation provided for the remuneration of Chaplains at the City Home in the civic year 1940-1941, and the said sum may be expended for such purpose. The sums so borrowed shall with the interest thereon be included in the estimates for the civic year 1941-1942.

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

Motion put and lost, 7 voting for the same and 8

against it as follows:-

FOR THE MOTION

Aldermen MacKay
Donovan
Sullivan
Lloyd
Keshen
W.A. MacDonald
Landry

-7-

AGAINST IT

Aldermen Breen
Kinley
Curran
Freda
Adams
J.F. McDonald
Curtis
Walker

-8-

TRANSFER OF PATIENTS, CITY HOME

Read letter from the City Solicitor submitting legislation re transfer of patients from the City Home.

March 14th, 1940.

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

Your Worship and Aldermen :-

I understand that in view of the fact that the new County Home will be ready for occupancy in the fall of 1940, that the patients chargeable to the County now in the City Home will be transferred to that Institution.

I believe this matter has been considered by the Finance Committee at the time of preparing the estimates and it seems to me that some legislation will be necessary to cancel the contract or agreement which now exists between the City and the Municipality.

-458-

March 14th, 1940.

This agreement is made pursuant to Chapter 121 of the Acts of 1929, as amended by Chapter 122 of the Acts of 1931. In view of the fact that the exact date of the transfer cannot be ascertained at the present moment, I suggest that the agreement be cancelled on such day as the Governor-in-Council shall order and that legislation be obtained to this effect.

I attach a draft of this legislation.

Yours very truly,

C. P. Bethune,
CITY SOLICITOR.

The agreement entered into between the Municipality of the County of Halifax and the City of Halifax under the authority of Section 2 of Chapter 121 of the Acts of 1929, as that Section is enacted by Section 2 of Chapter 122 of the Acts of 1931, and which provided for the care, keep and maintenance of poor and harmless insane persons of the said municipality shall cease and determine on such day as the Governor-in-Council shall order.

Moved by Alderman Freda, seconded by Alderman Breen that the letter of the City Solicitor and legislation as submitted be approved.

Motion passed.

LEGISLATIVE COMMITTEE

Read report of the Laws and Privileges Committee re Legislative Committee.

City Hall,
Halifax, N. S.,
March 11th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, it was moved by Alderman Keshen, seconded by Alderman Walker and passed unanimously that this committee recommend that the City Council appoint a Legislative Committee to appear before the Private and Local Bills Committee of the Legislature when legislation presented by the City is being considered.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

March 14th, 1940.

Moved by Alderman Curran, seconded by Alderman Keshen that the members of Council comprise the Legislative Committee. Motion passed.

Council

NOTICE OF MOTION BY ALDERMAN LLOYD RE QUALIFICATIONS OF MAYOR AND ALDERMEN

Alderman Lloyd submitted and read the following notice of motion:-

RESOLVED that legislation be sought at the present session of the Legislature to amend the Charter in respect of the qualifications of a Mayor or Alderman as follows:-

- (1) That the person qualifying as Mayor or Alderman must have been assessed for such a sum that will make him liable to pay \$50.00 to the City in respect of such assessment on and from the Assessment Roll from which the Voters' List was prepared for the said election, either in respect of an assessment for real property taxes, business taxes, household taxes or other occupancy taxes.
- (2) That such persons qualifying as Mayor or Alderman shall continue to maintain such qualification or equivalent qualification in respect of his assessment and the amount of taxes for which he is liable, and shall be required in any year ensuing the year which commences his term of office to maintain his eligibility as a voter.
- (3) In the event of such person ceasing to have the qualification hereinbefore enumerated or equivalent qualification, the Mayor or the Deputy Mayor, if the Mayor is the person concerned shall, upon receipt of a report in writing from the Commissioner of Finance and Accounts and the Assessor that such person has ceased to have the required qualification or equivalent qualification, shall declare that the seat held by such person to be vacant, and shall report to the Council at the first meeting following such declaration, and the Council shall forthwith proceed to hold an election to fill such vacancy.

9.55 P.M.,

His Worship the Mayor called upon the Deputy Mayor to assume the Chair while he retired from Council Chamber.

March 14th, 1940.

AMENDMENT TO ORDINANCE #13A. RESPECTING TAXIMETERS

Read report of the Laws and
Privileges Committee re amendment to Ordinance #13A.

City Hall,
Halifax, N. S.,
March 11th, 1940.

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
amendment to Ordinance #13A. respecting Taximeters,
which was read and passed a first time at the last
regular meeting of the City Council was considered.

Your committee recommends that this
amendment be read and passed a second time and
forwarded to the Governor-in-Council for approval.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

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

Motion passed.

Read amendment to Ordinance #13A.
respecting Taximeters.

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

1. Section 1 of Ordinance No. 13A,
"Respecting Taximeters" is amended by adding thereto
the following sub-section:-

"(2) The provisions of the preceding
sub-section shall not apply to any
motor-drawn vehicle having a seating
capacity for more than seven
passengers".

Moved by Alderman Curran, seconded by
Alderman Sullivan that the amendment to Ordinance
#13A. as set out above be read and passed a second
time and forwarded to the Governor-in-Council for
approval. Motion passed.

March 14th, 1940.

ORDINANCE REPEALING ORDINANCE #16

Read report of the Laws and
Privileges Committee re Ordinance repealing
Ordinance #16.

City Hall,
Halifax, N.S.,
March 11th, 1940.

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 Ordinance repealing Ordinance #16 relating
to Omnibuses which was read and passed a first time
at the last regular meeting of the City Council
was considered.

Your committee recommends that this
Ordinance be read, passed a second time and forwarded
to the Governor-in-Council for approval.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

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

Read Ordinance repealing Ordinance
#16.

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

Ordinance No. 16 of the Ordinances
of the City of Halifax which was approved by the
Lieutenant Governor-in-Council on the thirtieth day
of April, A.D. 1934, is hereby repealed.

Moved by Alderman Curran, seconded
by Alderman Sullivan that the Ordinance repealing
Ordinance #16 as set out above be read and passed a
second time and forwarded to the Governor-in-
Council for approval. Motion passed.

March 14th, 1940.

TAX PROPERTY SALE

Read report of the Tax Property Sale
Committee re sale of property.

March 14th, 1940.

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

The following extracts from the minutes
of a meeting of the Tax Property Sale Committee held
on Tuesday, March 12th, 1940, at eleven fifteen in
the morning, in the Council Chamber, are submitted
to you for your approval -

A tender from Don S. Logan, offering
\$650.00 for lot on the corner of Beech
Street and Chebucto Road, formerly
assessed to Paul Fraser, was placed
before the meeting.

Moved by Alderman Walker, seconded by
Alderman Donovan that the offer of Mr.
Logan be accepted. Passed.

A tender from Harry Pascal, offering
\$1500.00 for the properties 211/17
Market Street and 65 Buckingham Street,
was placed before the meeting.

Moved by Alderman Donovan, seconded by
Alderman Walker that Mr. Pascal's
offer be accepted. Passed.

A tender from Mrs. Harold Brown, offering
\$50.00 for Lot #17 B.4 Rosemead Avenue,
formerly assessed to the City Building and
Land Company, was placed before the
meeting.

Moved by Alderman Walker, seconded by
Alderman Donovan that Mrs. Brown's offer
be accepted. Passed.

Yours very truly,

A. T. E. Crosby,
CITY COLLECTOR,
ACTING SECRETARY TAX PROPERTY
SALE COMMITTEE.

March 14th, 1940.

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

Moved in amendment by Alderman Curran, seconded by Alderman Lloyd that the report be adopted with the exception of the tender from Harry Pascal for properties 211-17 Market Street and 65 Buckingham Street, which is to be referred back to the Tax Property Sale Committee for further consideration and report. Amendment passed.

Motion not put.

NAVAL PRISONERS AT ROCKHEAD

Read report of the City Prison Committee re acceptance of naval prisoners at Rockhead.

City Hall,
Halifax, N. S.,
February 17th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the City Prison Committee held this day, the attached letter from Commodore H. C. Heid, Officer Commanding H.M.C. Dockyard, requesting that the City Prison accept a number of persons sentenced by Commanding Officers of H.M. or H.M.C. Ships was considered.

The committee has agreed to this request and fixed a charge of \$1.00 per day for each prisoner thus received, with the reservation that the Prison Committee retain the right to limit the number of prisoners to be accepted. This arrangement has been agreed to by the Naval Authorities and is forwarded to the City Council for its information.

Respectfully submitted,

E. B. Batson,
CHAIRMAN.

FILED

10.10 P.M.,

His Worship the Mayor assumed the Chair.

March 14th, 1940.

SUPERANNUATION - MRS. MAY VIRTUE

Read report of the Police Committee
re superannuation of Mrs. May Virtue.

March 11th, 1940.

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

Dear Sir:-

At a meeting of the Police Committee, held March 8th, 1940, it was moved by Alderman Donovan, seconded by Alderman Walker and carried that legislation be sought to provide a pension of not more than \$50.00 per month for life for Mrs. May Virtue, Police-woman, and, to be effective on her retirement.

I was instructed by the Police Committee to forward this resolution to the City Solicitor to have it prepared for legislation, and, did so on March 8th, 1940. A letter was received by the Chief of Police today from the City Solicitor suggesting that the resolution be first forwarded to the City Council.

Would you kindly present the resolution to the City Council.

Yours very truly,

J. B. Carter,
SECRETARY, POLICE COMMITTEE.

Moved by Alderman MacKay, seconded by Alderman Walker that the report be adopted and legislation prepared accordingly.

Moved in amendment by Alderman Breen, seconded by Alderman Curran that this matter be referred to the Finance Committee for report.

Amendment put and lost, 6 voting for the same and 7 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Curran
Curtis
Freda
Keshen
J.F. McDonald

AGAINST IT

Aldermen Adams
Donovan
Landry
W.A. MacDonald
MacKay
Sullivan
Walker

-6-

-7-

*Head
Chief of Police*

March 14th, 1940.

Moved in amendment by Alderman Curran, seconded by Alderman Breen that the amount of the pension be reduced to \$25.00 per month. Amendment put and lost, 6 voting for the same and 9 against it as follows:-

FOR THE AMENDMENT

Aldermen Breen
Curran
Freda
J.F.McDonald
Keshen
Curtis

-6-

AGAINST IT

Aldermen MacKay
Donovan
Kinley
Sullivan
Adams
Lloyd
W.A.MacDonald
Walker
Landry

-9-

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

FOR THE MOTION

Aldermen Adams
Donovan
Kinley
Landry
Lloyd
W.A.MacDonald
MacKay
Sullivan
Walker

-9-

AGAINST IT

Aldermen Breen
Curran
Curtis
Freda
Keshen
J.F.McDonald

-6-

Read legislation as follows:-

(1) The City shall pay to Mrs. May Virtue as and from the date of her retirement as police woman of the City of Halifax an annual allowance of \$600.00, payable in monthly instalments of \$50.00 for the remainder of her life.

(2) The said allowance shall be paid as from the date of her retirement of the said Mrs. May Virtue as aforesaid, and the sums required to pay the portion of the said allowance for the balance of the civic year 1939-1940 and for the civic year 1940-1941 may be borrowed by the City from any bank or fund available and with the interest thereon included in the estimates for the civic year 1941-1942, and all sums necessary to pay such allowance for the civic year 1941-1942 and for subsequent years shall be included in such estimates for the civic year in which such allowance is to be paid.

-466-

March 14th, 1940.

Moved by Alderman Donovan, seconded by Alderman MacKay that the legislation be approved. Motion put and passed, 10 voting for the same and 5 against it as follows:-

FOR THE MOTTON

Aldermen Breen
MacKay
Donovan
Kinley
Sullivan
Freda
Adams
W.A.MacDonald
Walker
Landry
-10-

AGAINST IT

Aldermen Curran
Lloyd
J.F.McDonald
Keshen
Curtis

-5-

PRESENTATION TO FIRE CHIEF CHURCHILL

His Worship the Mayor presented Chief Churchill of the Fire Department with a medallion on behalf of the St. John Ambulance Association for having successfully passed the required examinations of the third year course.

DAYLIGHT SAVING TIME

Read letter from His Worship the Mayor re Daylight Saving Time.

March 11th, 1940.

Members of the City Council.

Dear Aldermen:-

I have received the attached correspondence from the Canadian National Railways, The Railway Association of Canada, and the Halifax Board of Trade re Daylight Saving Time for the civic year 1940-1941.

It would appear, from the information that I have been able to gather, that the most suitable dates for Council to declare offices in the City Hall open for business one hour earlier would be from 12.01 A.M. Sunday, May 5th until 12.01 A.M. Sunday, September 29th. This would be the same period as it was in force in Halifax last year.

Yours very truly,

Walter Mitchell,
MAYOR.

March 14th, 1940.

Moved by Alderman Donovan, seconded by Alderman MacKay that the dates for the commencement and termination of Daylight Saving Time as suggested by the Mayor be adopted. Motion passed.

PURCHASE OF FUMIGATOR

Read report of the Charities Committee re purchase of fumigator.

Halifax, N. S.,
March 11th, 1940.

His Worship the Mayor,
and Members of City Council.

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

Members Present:- Alderman Freda, Chairman;
Aldermen Curtis, Breen and Kinley.

"BE IT RESOLVED that the purchase of a fumigator from J. J. Hines at a cost of \$300.00 by this committee be approved by Council and that said amount of \$300.00 be paid to J. J. Hines for supplying said fumigator at the City Home".

Respectfully submitted,

H. W. Freda,
CHAIRMAN.

Moved by Alderman Freda, seconded by Alderman Kinley that the report be adopted.
Motion passed.

Council NOTICE OF MOTION BY ALDERMAN MACKAY RE AIR SERVICE

Alderman MacKay submitted and read the following notice of motion:-

I will move at the next meeting of Council:-

BE IT RESOLVED that this Council views with alarm and apprehension the disability this City and Province are laboring under due to the inefficient, unsatisfactory and palpably unfair service, or lack of service, furnished this City and Province by the so-called "Trans-Canada" Air Service, a service that is not Trans-Canadian inasmuch as its eastern terminus is in New Brunswick, thus excluding the Province of Nova Scotia and the Port of Halifax from the advantages of the service it purports to render, and so breaking not only the spirit but the letter of the Act of Confederation.

March 14th, 1940.

AND BE IT FURTHER RESOLVED that this Council views with increased alarm the partial discontinuance of the service hitherto rendered between Halifax and its sister City of Saint John, and the very material increase in charges made for the totally inadequate service now rendered between these points.

AND BE IT FURTHER RESOLVED that this Council, on behalf of the citizens of Halifax, places itself definitely on record as being not only dissatisfied but highly indignant with an alleged "Trans-Canada" Air Service that terminates before reaching the boundaries of Nova Scotia, and this Council would respectfully urge the Government of Canada to remove this injustice with a minimum of delay.

AND BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Right Honorable MacKenzie King, Prime Minister of Canada, to the Honorable R. J. Manion, Leader of His Majesty's Opposition in the House of Commons, and also to each of the candidates who are seeking election to the Parliament of Canada from this Constituency.

SALE OF CITY PROPERTY - CORNER QUINPOOL ROAD
AND CHEBUCTO ROAD.

*City Eng.
Clerk of Works*
Read report of the Committee on Works and City Engineer re sale of City property, corner Quinpool Road and Chebucto Road.

March 14th, 1940.

The City Council.

The Committee on Works at a meeting held on February 27th, 1940, considered the attached report of the City Engineer dated February 20th, 1940, and entitled "S/E Corner Quinpool Road and Chebucto Road - sale of City property".

On motion of Alderman MacKay, seconded by Alderman Freda, the said report recommending that the City sell a portion of the property to the Nova Scotia Light and Power Company, and further recommending that the balance of City property at this location be retained, was approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

March 14th, 1940.

February 20th, 1940.

His Worship the Mayor.

Sir:-

I beg to report on a letter from the Nova Scotia Light and Power Company, asking the City to sell a portion of the land owned by the City in the vicinity of the Armdale electric sub-station on the south side of Chebucto Road, that the land required is colored yellow on the plan submitted with the application and which is attached hereto.

It will be seen that this includes the frontage on Chebucto Road between the land leased to the Irving Oil Company Limited and used as a filling station, and the land sold by the City to the Nova Scotia Light and Power Company.

A Plan No. CC-7-8745 has been prepared, showing the land included in the application of the Light and Power Company as well as the City property in the immediate vicinity.

I have always opposed the sale of the property owned by the City at the south-east corner of Quinpool Road and Chebucto Road, as in my opinion it would eventually be needed for either a site for a public building or for a small park, preserving the amenities of the neighbourhood at the head of the North West Arm.

There would not be so much objection to selling to the Company the land shaded green on the plan, to be used by the company for purposes connected with the sub-station. This land is in the rear of the property and it is unlikely that it would be required for City purposes.

The area of this lot is about 18,200 sq.ft. and a fair value would be at the rate of 10¢ per sq.ft. or \$1820.00.

It is recommended that the City sell the portion of the property shaded green to the Nova Scotia Light and Power Company for this sum, and it is further recommended that the balance of City property at this location be kept by it.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

Moved by Alderman Donovan, seconded by Alderman MacKay that the reports be adopted and that the City Solicitor be instructed to prepare the necessary legislation. Motion passed.

March 14th, 1940.

LEASE - HALIFAX GUN CLUB

*City Eng
Clerk of Works*

Read report of the Committee on Works
re lease, Halifax Gun Club.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 12th, 1940, the attached report of the City Engineer on a letter from Mr. H. S. Tolson, Secretary, Halifax Gun Club Inc., asking for a renewal of the lease of a piece of property on the north side of St. Margaret Bay Road at Beech Hill, was considered

On motion of Alderman Freda, seconded by Alderman Walker, the report recommending that the lease be renewed for another year at the same rental namely, \$25.00, was approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

LIGHT - MARKET SLIP

*City Eng
Clerk of Works*

Read report of the Committee on Works
and City Engineer re light, Market Slip.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 12th, 1940, the attached report of the City Engineer regarding a light on the Market Slip was on motion of Alderman Donovan, seconded by Alderman Walker, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

March 12th, 1940.

His Worship the Mayor.

Sir:-

The lighting at the Ferry Slip is unsatisfactory. There is a light at the corner of

March 14th, 1940.

George and Water Streets. The steps at the landing are in darkness and satisfactory results could not be obtained by moving this light further east. It would appear necessary to install a new light.

The estimated cost of installation is \$30.00 and the annual maintenance \$20.00.

There is at present considerable traffic over this landing and in the interests of safety of the public using it, the light should be installed.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

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

Motion passed.

MARLBORO WOODS - SUB-DIVISION

*City Eng.
Clerk of Works* Read report of the Committee on Works and City Engineer re Marlboro Woods, sub-division.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 12th, 1940, the attached report of the City Engineer dated March 9th, 1940, entitled "Marlboro Woods - sub-division", was considered.

On motion of Alderman MacKay, seconded by Alderman Donovan, the said report was approved and the committee recommended to Council that the deeds referred to in the said report be accepted by the City of Halifax without cost.

Walter Mitchell,
MAYOR AND CHAIRMAN.

March 9th, 1940.

His Worship the Mayor.

Sir:-

In 1909 the Official City Plan of that portion of the City which includes a part of Marlboro Woods, so called, was adopted by the City Council. In 1910 a plan of division of Marlboro Woods was made and filed in the Registry of Deeds Office in Halifax.

March 14th, 1940.

The streets lying between Inglis Street and Belmont Street, including the latter street, were not shown in the location as laid down on the City Plan. These streets are now being built up and trouble has developed over their location.

The property abutting on Greenwood, Hawthorne and Belmont Streets is now held by two owners, who are willing to give a deed of the land between the Official street lines of these streets without any cost to the City. The deeds have been executed by these owners and are attached hereto.

The acquisition of the land described in the deeds will prevent trouble in the future when the land will have been sold and built on and a large number of people will be interested in it.

In my opinion, the deeds should be accepted by the City.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

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

PLUMBING CONTRACT - CITY HOME

City Eng. Clerk of Works
Read report of the Committee on Works re plumbing contract, City Home.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 12th, 1940, the attached report of the City Engineer on a letter from Ernscliffe & Co., contractors for plumbing work in the City Home, asking for an extension of time for the completion of their contract which provided that the work should be completed on or before the 28th day of February, 1940, was considered.

On motion of Alderman Freda, seconded by Alderman Walker, the committee recommended to Council that an extension of time be granted until the 30th of April, 1940, in accordance with the said report.

Walter Mitchell,
MAYOR AND CHAIRMAN.

March 14th, 1940.

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

Motion passed.

*City Eng.
Clerk of Works* BUSINESS IN RESIDENTIAL DISTRICT - 48 ALLEN STREET

Read report of the Committee on Works
re business in residential district, 48 Allen Street.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works
held on March 12th, 1940, the attached report of the
City Engineer dated March 11th, 1940, and entitled
"48 Allen Street - Business in Residential District",
on an application from Mr. S. Goodman, for permission
to make alterations to a building in rear of #48
Allen Street, which it is proposed to convert to use
as a bakery, was considered.

On motion of Alderman Donovan, seconded
by Alderman Freda, the committee recommended to
Council that the said report be adopted and that the
permission applied for be refused.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

*City Eng.
Clerk of Works* FINAL CERTIFICATE - CARTER & SMITH

Read report of the Committee on Works
re final certificate, Carter & Smith.

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works
held on February 27th, 1940, the attached final
certificates of the City Engineer recommending payment
to Carter and Smith Limited, for the following:-

Wiring Residence - City Home	\$57.80
Installing Bell System - City Home	\$2.60
Installation of Gray Bay Interphones	149.00

March 14th, 1940.

were on motion of Alderman MacKay, seconded by Alderman Freda, 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.

*City Eng.
Clerk of Works*

FINAL CERTIFICATE - COSGROVE BROS.

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

March 14th, 1940.

The City Council.

At a meeting of the Committee on Works held on March 14th, 1940, the attached final certificate of the City Engineer recommending payment to Cosgrove Bros. of the sum of Seven Hundred and Forty (\$740.00) Dollars, on their contract for constructing a sewer outlet at the Halifax Shipyards, was 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.

STATEMENT, CITY ASSESSOR RE ASSESSMENT 1940-41

Read statement of the City

Assessor re assessment for 1940-41.

WARD NO.	REAL ESTATE	BUSINESS TAX	HOUSEHOLD TAX	TOTAL
1.	\$8,481,800.	\$431,440.	\$617,465.	\$9,530,705.
2.	13,874,500.	3,279,650.	735,695.	17,889,845.
3.	9,522,100.	2,265,000.	456,505.	12,243,605.
4.	5,908,050.	598,950.	484,060.	6,991,060.
5.	4,451,650.	496,630.	347,350.	5,295,630.
6.	7,928,600.	783,385.	644,420.	9,356,405.
	50,166,700.	7,855,055.	3,285,495.	61,307,250.
	INCREASE			\$920,540.

March 14th, 1940 .

Estimate as passed by Council, Feb. 29th, 1940	\$2,346,632.56
Less Company Taxes	41,025.00
	<hr/> 2,305,607.56
Less anticipated special taxes	15,000.00
	<hr/> 2,290,607.56
Add for School Rebate	2,000.00
	<hr/> 2,292,607.56

\$61,307,250. x \$3.74 -- \$2,292,891.15

TAX RATE - \$3.74 per Hundred.

FILED

SUPT'S REPORT RE INMATES IN THE CITY HOME FOR THE MONTH OF FEBRUARY, 1940.

Read report of the Charities

Committee for the month of February, 1940, showing the number of inmates in the City Home to be 480.

FILED

DEPARTMENTAL APPROPRIATIONS AND EXPENDITURES

Read report of the City Auditor re

departmental appropriations and expenditures.

FILED

TAX COLLECTIONS FOR THE MONTH OF FEBRUARY, 1940.

Read report of the City Auditor re

tax collections for the month of February, 1940.

TAX COLLECTIONS, FEBRUARY, 1940.

<u>Arrears Taxes</u>		Outstanding Balances January	New Accounts and adjustments	February Collections	Outstanding Balances February.
Civic Year	Reserve				
1936-37	\$51,387.92	\$81,266.33		\$8,050.99	\$73,215.34
1937-38	64,703.22	199,450.64		11,605.27	187,845.37
1938-39	43,007.31	342,174.41		14,440.63	327,733.78
		<hr/> 622,891.38		<hr/> 34,096.89	<hr/> 588,794.49
<u>Current Taxes</u>					
1939-40	39,468.59	616,095.15		27,067.13	589,028.02
		48,232.83		6,912.07	40,861.16
		<hr/> 1,287,219.36		<hr/> 68,076.09	<hr/> 1,218,683.67
<u>Water Dept. Rates, etc.</u>					

March 14th, 1940.

<u>Poll Taxes</u>			
1933-34	\$438.90	\$16.00	\$422.90
1934-35	1,582.94	30.00	1,522.94
1935-36	1,371.92	47.00	1,324.92
1936-37	1,460.60	79.00	1,381.60
1937-38	1,217.76	143.50	1,074.26
1938-39	3,471.12	404.00	3,067.12
1939-40	<u>13,149.52</u>	<u>1,591.25</u>	<u>11,558.27</u>

	<u>1939-40</u>	<u>1938-39</u>
<u>Additional Collections</u>		
Tax years 1908-9 to 1924-25	\$17.28	
Corresponding period last year		\$6.74
Tax years 1925-26 to 1935-36	2,032.02	
Corresponding period last year		8,013.26
Collections per above statement	68,076.09	
Corresponding period last year		<u>53,333.11</u>
	<u>70,125.39</u>	<u>61,353.11</u>
<u>Collections of Poll Taxes</u>		
May 1st, 1939 to February 29th, 1940	25,626.61	
Corresponding period last year		23,150.64

A. M. Butler,
CITY AUDITOR.

FILED

10.45 P.M.,

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

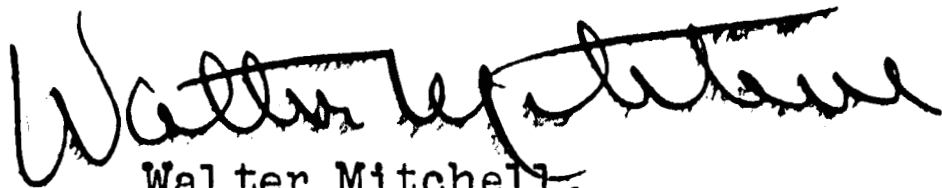
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March 14th, 1940.

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Walter Mitchell,
MAYOR AND CHAIRMAN.



W. P. Publicover,
CITY CLERK.