

February 25th, 1942.

Item 17 - Moved by Alderman Lloyd, seconded by Alderman McDonald that the words "carrying out the duties of his office" be deleted and the word "surveying" substituted therefor. Motion passed.

Item 18 - Moved by Alderman Lloyd, seconded by Alderman Hosterman that this item be approved. Motion passed.

Item 19 - Approved.

Item 20 - Moved by Alderman Hosterman, seconded by Alderman Coffin that this item be approved. Motion passed.

Item 21 - Moved by Alderman Kinley, seconded by Alderman Hosterman that this item be approved. Motion passed.

Alderman Ahern against.

Item 22 - Moved by Alderman Kinley, seconded by Alderman Hosterman that this item be approved. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman McDonald that the Rules of Order of Council be suspended for the purpose of considering a resolution to have authority secured to obtain legislation to take over certain streets. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman McDonald that the City Solicitor be instructed to prepare legislation to vest in the City Council authority to take over any City street on the recommendation of the Committee on Works and approved by the Commissioner of Works. Motion passed.

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Item 23 - Moved by Alderman Kinley, seconded by Alderman Coffin that this item be approved. Motion passed.

Item 24 - Moved by Alderman McDonald, seconded by Alderman Ahern that this item be approved. Motion passed.

Item 25 - Approved.

Item 26 - Deleted.

Items 27, 28 and 29 - Approved.

Item 30 - Moved by Alderman Lloyd, seconded by Alderman Hosterman that this item be approved. Motion passed.

Items 31 and 32 - Approved.

Item 33 - Sub-section 2 was amended by deleting the words "whether in the civic year 1941 42 or in any subsequent year".

The item was approved as amended.

Items 34 and 35 - Approved.

Item 36 - Amended to include the words "any sums now borrowed and unexpended and" at the beginning of Sub-section 2 of Item 36.

Items 37 and 38 - Approved.

Item 39 - Moved by Alderman Lloyd, seconded by Alderman MacKay that this item be approved. Motion passed.

Item 40 - Approved.

Item 41 - Moved by Alderman McDonald, seconded by Alderman Coffin that this item be approved. Motion passed.

Item 42 - Moved by Alderman MacKay, seconded by Alderman Hosterman that this item be approved. Motion passed.

Items 43 and 44 - Approved.

Item 45 - Moved by Alderman Lloyd, seconded by Alderman Kinley that this item be

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Items 46, 47 and 48 - Approved.

CITY CIVIL COURT

The City Solicitor read legislation in connection with the City Civil Court known as Bill #7, which is being introduced by the Attorney General.

1. Section 164 of the Halifax City Charter is repealed and the following substituted therefor:

164. (1) Such court shall have jurisdiction to try and determine in a summary way without a jury the following actions:

(a) Any civil action on contract or any action of debt, where the cause of action or dealing in whole or in part has arisen or the defendant resides in the City, or where it has so arisen or he resides in the County of Halifax and it has not so arisen nor does he reside in any incorporated town in the said County, provided in any case the amount claimed does not exceed one hundred dollars, whether such amount consists of:

(i) an entire transaction or account, or

(ii) a balance upon accounts stated and settled before action, or

(iii) a balance, the original amount due having been reduced by payments of cash.

(b) any action of tort in which:

(i) the title or right of possession of real property is not in dispute;

(ii) the cause of action originated within the County of Halifax, and

(iii) the amount claimed for damages does not exceed one hundred dollars.

(2) Where the defendant claims and proves a set-off or counterclaim of greater amount than the plaintiff has proved the Court may give judgment for the balance, notwithstanding such balance exceeds one hundred dollars.

(3) In any case where the cause of action or dealing has not arisen in whole or in part, and the defendant does not reside within the City, the Clerk of the City Court upon application being made to him to issue a writ of summons or capias, may refuse to issue the same until he has referred the matter for the opinion of the person presiding, as to whether, having regard to the places of residence of the parties and their probable

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witnesses, and the convenience of the same, and the saving of costs, the writ should be applied for in some municipal court in the same county; and if the person presiding be of the opinion that such writ ought to be so applied for in some such other court, the Clerk shall so advise the applicant and shall refuse to issue such writ.

2. The said Charter is further amended by inserting immediately after Section 209 thereof the following Section:

209A. Notwithstanding any of the provisions of The Collection Act:

(1) The person for the time being presiding in the City Court and no other shall, in respect of any judgment entered up and signed, after the coming into force of this Section, in such Court, be, and he is hereby constituted, the examiner and the special examiner under The Collection Act,

(2) Such person presiding may exercise in the court of any examination his powers as well of a special examiner as an examiner.

(3) It shall be no objection to the exercise by such person presiding of his powers of a special examiner that he has already acted as the examiner.

(4) Such person presiding may sign all process issued by him as "Examiner", or "Special Examiner", as the case may be, without any addition or qualification whatsoever to such description.

(5) This Section shall come into force on, from and after, and not before such day as the Governor in Council orders and declares by proclamation.

Moved by Alderman MacKay, seconded by Alderman Hosterman that this legislation be not opposed.. Motion passed.

QUEEN HOTEL DEMOLITION

The Commissioner of Finance suggested that the City apply for legislation to enable the City to recover interest on demolition costs for the Queen Hotel and other similar buildings.

Moved by Alderman MacKay, seconded by Alderman Lloyd that this legislation be secured. Motion passed.

Alderman Hosterman against.

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7.05 P.M.,

Moved by Alderman Walker, seconded
by Alderman O'Toole that this meeting do now adjourn.
Motion passed.

Meeting adjourned.

W. E. Donovan,
MAYOR AND CHAIRMAN.

W. P. Publicover,
CITY CLERK.

EVENING SESSION

SPECIAL MEETING.

9.08 o'clock,
Council Chamber,
City Hall,
February 27, 1942.

A meeting of the City Council was called for this evening. At the above named hour there were present His Worship the Mayor, Chairman; Aldermen MacKay, Hosterman, Coffin, Adams, Lloyd, McDonald, O'Toole, Walker, Burgess and Ahern.

The meeting was called specially to consider the following items:-

1. Legislation.
2. Estimates.
3. Report Public Health and Welfare Committee re housing.

9.10 P.M.,

Moved by Alderman Lloyd, seconded by Alderman MacKay that Council adjourn for a period of fifteen minutes. Motion passed.

9.25 P.M.,

Council reconvened,, with the same members present as shown above.

LEGISLATION

A Committee of the whole Council met prior to this meeting and recommended the following legislation to Council for approval.

1. Section 360 is repealed and the following substituted therefor:

360. (1) The Nova Scotia Light and Power Company Limited, in addition to the taxation by law imposed upon the real property owned by it, including the real property formerly the property of the Peoples' Heat and Light Company Limited, and of the Halifax Gas Light Company, and in addition to any Business Tax assessed in respect of any real property occupied by it for the purposes of its business, in place of the annual tax of two percent on the gross tolls received from the operation of its railway, and the annual taxes of a sum equal to five percent of its gross receipts from the sale within the City of electric energy for any purpose, and two percent of its gross receipts

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from the sale of gas for any purpose, payable during the civic year 1941-1942, shall, prior to the 30th day of April 1942, pay to the City, in respect of the civic year 1941-1942, a tax in the amount of Ninety Thousand Dollars (\$90,000.00) and such tax when paid shall be deemed a full discharge by the Company in respect of such civic year of its obligations under a certain agreement between the City and the Company approved at a meeting of the City Council held August 20th, 1931, insofar as the same relates to the payment of tolls to the City, and also as compensation to the City for the use of the streets thereof by the Company.

(2) The Nova Scotia Light and Power Company Limited in each of the civic years 1942-1943, 1943-1944, 1944-1945 in place of the said taxes on tolls and receipts, referred to in the preceding subsection of this section, and for the purposes therein set out, shall pay to the City a tax in the amount of One Hundred Thousand Dollars (\$100,000.00)

(3) The amount of the said tax for the civic year 1945-1946 and in subsequent years, shall be determined and imposed by legislation prior to May 1st, 1945, and if the same is not so determined and imposed, the amount of the said tax payable in the civic year 1945-1946 and in each of such subsequent civic years shall be One Hundred Thousand Dollars (\$100,000.00).

(4) One half of the said tax shall be paid on the first day of May and the other half on the first day of November in the civic years in respect of which the same is payable, and the said tax shall constitute a lien or charge upon all the property, real and personal, and the franchises of the Company, and may be collected in the same manner and with the same remedies and at the same time as the other rates and taxes of the City; and in addition to such remedies, if any portion of said tax remains unpaid for three months after the first day of May or November on which the same was payable, in any year, the Supreme Court or a Judge thereof may appoint a receiver of the tolls and income of the Company, who shall, out of the moneys so received by him, pay to the City the amount of the said taxes then in arrear with interest on the same at the rate provided by the Charter for arrears of taxes.

(5) The said Company shall half-yearly, on or before the first days of November and May, furnish the City Clerk with a statement of the said gross tolls and receipts, showing the amount derived from the operation of its railway and from the sale within the City of electricity and gas, verified by the oath of the Superintendent or Manager of the Company, and for the purpose of verifying such statement the City may if it deems fit, examine the books and accounts of the Company.

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(6) The Nova Scotia Light and Power Company Limited shall, in place of the annual license fee of One Thousand Dollars formerly paid by the Company, pay to the City an annual license fee of Two Hundred and Fifty Dollars.

(7) Nothing herein contained shall be deemed to prevent the City from imposing a Business Tax, as defined by Section 357, upon the Nova Scotia Light and Power Company Limited in respect of its occupation of any real property in the City for the purpose of its business.

2. The Charter is amended by inserting therein, immediately following Section 360, the following sections:

360A. In addition to the Business Tax assessed against the Maritime Telegraph and Telephone Company Limited under the authority of Section 357, and commencing with the civic year 1942-1943, the Company shall pay to the City an annual Business Tax of Twenty-five Thousand Dollars (\$25,000.00) in lieu of any other tax on the personal property of the Company.

360B. The City shall, in each civic year, from the revenue of the Water Department apply to the estimates for such civic year the sum of Fifty Thousand Dollars (\$50,000.00), which shall be included in the estimates of the Water Department.

3. Sub-section (2) of Section 358 is repealed and the following substituted therefor:

(2) Except as is herein otherwise provided, such tax shall be at the rate hereinafter provided on ten per centum of the value of the property so occupied, and shall be paid by the occupier, whether as owner, tenant, or otherwise, and whether assessed as owner of such property for real property tax or otherwise.

4. Section 374 is repealed and the following substituted therefor:

374. Except as is herein otherwise provided, if any real property is let to the Crown or to any person, corporation, or association exempt from taxation, such property shall be deemed to be in the occupation of the owner thereof and he shall be assessed thereon for real property tax and business tax at the rate then current in respect of real property of a business character or nature.

5. The Charter is amended by inserting therein, immediately following section 375 thereof, the following sections:-

375A. Where any person is engaged in practising or carrying on any trade, profession, or other calling for the purposes of gain and is using for that purpose any portion of the real property in which such person resides, such person shall be liable to pay a Business Tax at the rate then current in respect of real property of a business

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character or nature on thirty percent of the total value of such real property, and a Household Tax at the rate hereinafter provided for such tax on ten percent of the remaining seventy percent of such value.

375B. Any person occupying real property in which such person conducts the business of a lodging or rooming-house or renting rooms for living purposes or for sleeping purposes only, and has available for such purposes in any one building accommodation for three or more lodgers, shall be liable to pay a Business Tax on twenty-five percent of the total value of such real property at the rate then current in respect of real property of a business character or nature, and a Household Tax at the rate hereinafter provided for such tax on ten percent of the remaining seventy-five percent of such value, and the owner of such real property shall be liable to pay a real property tax on the portion so occupied at the rate then current in respect of real property of a business character or nature, and a real property tax on the balance of such value at the rate hereinafter provided for real property of a residential character or nature.

375E. The owner of any real property containing therein three or more separate apartments or living quarters and who supplies services to such apartments or living quarters, shall be liable to pay in respect thereof a real property tax at the rate then current in respect of real property of a business character or nature.

375D. The owner of any vacant land shall in respect thereof pay a real property tax at the rate hereinafter provided for real property of a residential character or nature.

6. The Charter is amended by inserting therein, immediately following Section 379 thereof, the following section:-

379A. The Assessor shall determine the character or nature of all real property in the City in respect of which he proposes to assess.

7. Section 393 is amended by inserting therein between the words "tax" and "as" in the fourth line thereof the words "or other occupation tax".

8. Subsection (1) of Section 367 as that section is enacted by Section 6 of Chapter 55 of the Acts of 1936, is repealed and the following substituted therefor:-

(1) Every person, not being a resident of the City or who is not otherwise assessed by the City, who comes to the City to engage in employment in the City, shall before entering into any employment in the City, forthwith pay to the City a tax \$10.00, and the payment of such tax shall entitle the person paying the same to engage in employment in the City at any time during the civic year in which the same is paid, but a further tax of like amount shall be paid before such person enters into any employment in the City in a subsequent civic year.

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8 (a) Said Section 367 is amended by adding thereto the following subsection:

(3) The receipt issued by the City Collector to any person paying such tax shall be by such person produced to any person proposing to employ him, and any person in the City of Halifax who employs any non-resident of the City who has not paid such tax shall for each day during which such employment continues be liable to a penalty not exceeding twenty-five dollars and in default of payment thereof to imprisonment for a period not exceeding ten days.

9. Section 380 is repealed and the following substituted therefor:

380. If any real property is, in part, of a residential character or nature and in part of a Business character or nature, the Assessor shall determine the value of each part and the owner of such real property and the occupiers thereof shall be respectively assessed and rated accordingly.

10. Section 381 is repealed and the following substituted therefor:

381. If any real property occupied for either residential, business, or other purposes, is a part only of a property which has been valued as an entirety for the real property tax, the Assessor shall determine the value of such part for the purpose of the residential, business or other occupation tax as the case may be in respect of the occupancy of such part.

11. (1) Clause (b) of subsection (2) of section 389 is amended by striking out the words "stating the value of land and of any improvements thereon separately."

(2) Said subsection (2) of section 389 is amended by inserting therein, immediately following clause (b) thereof, the following clause:

(bb) the character or nature of such property and if any property has more than one character or nature the value of each.

(3) Said subsection (2) is further amended by inserting in clause (c) thereof between the word "residential" and in the second line thereof and the word "purposes" in the second and third lines thereof the words "or other".

12. Section 409, as that section is enacted by section 62 of Chapter 56 of the Acts of 1940, is repealed and the following substituted therefor:

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409, (1) The rate of taxation upon the owners of real property which is of a residential character or nature or of which a portion is of a residential character or nature, in respect of the same for the civic years 1943-1944, 1944-1945, 1945-1946, 1946-1947 and 1947-1948 shall be three and one-half per centum of the assessed value of such real property or portion thereof.

(2) If prior to the first day of January 1948 no change is made by an enactment of the Legislature in the amount of the rate set out in the preceding subsection, the said rate shall continue to be in effect for the civic years subsequent to the said civic year 1947-1948.

(3) The Commissioner of Finance and Accounts with the assistance of the Assessor shall estimate as correctly as may be the probable amount to be yielded by-

(a) licenses, company taxes and all other special or specific taxes; and

(b) real property taxes yielded by the real property tax on or in respect of real property of a residential character or nature at the rate fixed as hereinbefore provided, and by the Household Tax; and

(c) the poll tax and non-residents tax;

and, after deducting the amount so arrived at from the total sum required, shall add together the assessed valuations for real property tax in respect of real property other than that of a residential character or nature, and for business taxes and for other occupation taxes than the household tax, at the percentages hereinbefore provided for the same respectively and fix a rate upon the amount so arrived at of so much on the dollar in respect of all property so valued and assessed, excepting that of a residential character or nature, as will produce the amount required to be raised by taxation, in addition to all other sources of taxation or revenue.

1. Section 366 is repealed and the following substituted therefor:

366. (1) Every person, male or female, married or unmarried, over the age of 21 years, who

(a) is a resident of the City on the 15th day of December in any year, and

(b) has not been assessed for the next civic year, and

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(c) has been engaged in gainful employment for six months in the preceding calendar year or who has been in receipt of a salary, remuneration, or other income, during any six months of such preceding year, shall pay to the City a poll tax.

(2) Such poll tax shall be based upon the value of the premises in which such person resides and shall be determined in the following manner and at the rates hereinafter set forth:

If such person resides in real property which is assessed for real property taxes on a valuation of -

(a) Two Thousand Dollars or less, such person shall pay a poll tax of five dollars (\$5.00).

(b) Between Two Thousand and One Dollars and Five Thousand Dollars, such person shall pay a poll tax, if a male person, of ten dollars (\$10.00) and if a female person, of Eight Dollars (\$8.00).

(c) Between Five Thousand and One Dollars and Seven Thousand Dollars such person shall pay a poll tax, if a male person, of Fifteen Dollars (\$15.00) and if a female person, of Twelve Dollars (\$12.00).

(d) Between Seven Thousand and One Dollars and Nine Thousand Dollars, such person shall pay a poll tax, if a male person of Twenty Dollars (\$20.00) and if a female person, of Sixteen Dollars (\$16.00).

(e) Between Nine Thousand and One Dollars and Twelve Thousand Dollars, such person shall pay a poll tax, if a male person, of Thirty Dollars (\$30.00) and if a female person, of Twenty-four Dollars (\$24.00).

(f) Twelve Thousand and One Dollars or more, such person shall pay a poll tax, if a male person, of Forty-five Dollars (\$45.00) and if a female person, of Thirty-six Dollars (\$36.00).

Provided, that where the owner or occupant of real property used for the purpose of renting rooms or supplying meals has been assessed a business tax in respect of the occupation of such real property for such purposes, and such real property has been valued for purposes of the real property tax at Three Thousand Dollars (\$3000.00) or less, the poll tax payable by each of the persons residing in such real property shall be Five Dollars (\$5.00) instead of the rates hereinbefore enumerated.

But further provided, however, that where the value of such real property, as assessed for the real property tax, is more than Three Thousand Dollars (\$3000.00), the persons residing therein shall respectively pay a poll tax as aforesaid at the rates hereinbefore first enumerated.

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(3) Every person, liable to pay a poll tax as hereinbefore set out, who resides in any institution, college, convent, public building, or in any premises maintained solely or in part as a dormitory or residence in connection with any institution, college or convent, or the Young Men's Christian Association or the Young Women's Christian Association, shall instead of the rates enumerated in subsection (2) hereof, pay a poll tax, if a male person, of Ten Dollars (\$10.00), or if a female person, of Eight Dollars (\$8.00).

(4)(a) Any person who has received in such preceding year a salary, remuneration or other income, inclusive of a household or living allowance, of less than Seven Hundred and Fifty Dollars (\$750.00) shall not be liable to pay a poll tax.

(b) For the purpose of this subsection the value of any living or household allowance shall be deemed to be Three Hundred Dollars (\$300.00).

(5) (a) Every person over the age of twenty-one years, resident in the City on the 15th day of December in any year, who has been engaged in gainful employment for six months in such calendar year or who has been in receipt during any six months of such year of a salary, remuneration or other income amounting to \$750.00 or more, and who has not been notified of an assessment for the ensuing civic year, shall on or before the first day of February following such 15th day of December, file with the Assessor a return containing his name and address together with the name and address of the person or persons by whom such person was so employed or from whom such salary, remuneration or other income was received.

(b) Every person who fails to file such statement or who files an incorrect statement shall for each offence be liable to a penalty not exceeding twenty-five dollars - in default of payment to imprisonment for a period not exceeding seven days.

(6) Notwithstanding the provisions of subsection (3) of section 6 of Chapter 86 of the Revised Statutes 1923, The Assessment Act, the payment of a poll tax in any city, town or municipality other than the City of Halifax shall not relieve any person from the payment of any tax imposed by this section, but the amount of any tax so paid to any such city, town or municipality, on proof of payment being shown, shall be credited to him against any tax imposed by this section.

(7) Any poll tax imposed by this section shall become due and payable on the first day of such ensuing civic year or upon the mailing by the Assessor or a notice to pay the same, whichever date shall be the later, and the amount thereof may be collected in the same manner and with the same

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remedies as the business tax, household tax, or special taxes, and in addition thereto a general warrant may be issued for the collection of the same by distress and sale of the goods of the persons named therein, and for want of goods of any such person whereon to levy he may be committed to gaol, and any person so committed shall be entitled to all the privileges of a debtor imprisoned under civil process. Such warrant may be in the form at the end of this section or to the like effect. When any person is arrested under such warrant it shall not be necessary to deliver the warrant to the keeper of the gaol, but a certificate of the amount due by the person arrested and of the costs and charges of his arrest and conveying to gaol, signed by the Collector, shall be delivered to such keeper, and shall be a sufficient authority for the detention of such person until released by due process of law.

(8) Any person resident in the City on the 15th day of December in any year and liable to pay a poll tax in the next ensuing civic year may be relieved by the Assessor from the payment of such tax if such person ceases to be a resident of the City prior to the first of May next succeeding such December 15th.

GENERAL WARRANT FOR POLL TAX.

To any Bailiff or sub-collector, or any Police Constables of the City of Halifax.

WHEREAS the persons named in the schedule hereto are indebted to the City of Halifax in the sums for poll tax set opposite their respective names, and have failed to pay the same.

You are hereby required immediately to distrain the goods and chattels of each such person for the sum due by him and for the cost of collecting it, and if need be to remove such goods and chattels to some safe place of keeping, and if within five days after the distress is made, such goods and chattels are not redeemed by the payment of such sum with such costs and any additional charges, you shall sell the goods and chattels so distrained upon to satisfy the same; and for want of goods and chattels of any such person to be by him shewn to you, you are hereby required to take his body and him safely commit to the common gaol at Halifax, the keeper whereof is hereby required to take such person into his custody, and him safely keep until the sums due by him with the further sum for the costs and charges of arresting him and conveying him to gaol as shown by the certificate of the Collector of the said City are paid, or he is discharged by due course of law.

February 27th, 1942.

Given under my hand this day of
A. D. 19 ..

.....
City Collector for the City of Halifax.

Name	Description and place of residence or business	Amount due for Poll Tax.
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2. Subsection (1) of Section 366A, as the same is enacted by Section 8 of Chapter 65 of the Acts of 1939, is amended by striking out the words "the name and salary or remuneration paid such persons during such preceding year and also if known the address and age of such persons" in the tenth, eleventh, twelfth and thirteenth lines thereof, and substituting therefor the words "the names and address and ages of such persons and whether such persons received a salary, remuneration or other income from such employer during the said year of \$750.00 or more".

Moved by Alderman Lloyd, seconded by Alderman MacKay that the legislation as submitted be approved.

Moved in amendment by Alderman Adams, seconded by Alderman Ahern that Item B of sub-section²/of Section 366 be amended to read "between two thousand and one Dollars and Twelve Thousand Dollars" and that Items C, D and E of sub-section 2 of Section 366 be deleted. Amendment put and lost, 2 voting for the same and 8 against it as follows:-

FOR THE AMENDMENT

Aldermen Adams
Ahern

AGAINST IT

Aldermen MacKay
Hosterman
Coffin
Lloyd
McDonald
O'Toole
Walker
Burgess

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The motion was put and passed, 8 voting for the same and 2 against it as follows:-

FOR THE MOTION

Aldermen MacKay
Hosterman
Coffin
Lloyd
McDonald
O'Toole
Walker
Burgess

-8-

AGAINST IT

Aldermen Adams
Ahern

-2-

AUTOMATIC VENDING MACHINES

Moved by Alderman Lloyd, seconded by Alderman MacKay that this matter be referred to the Finance and Executive Committee. Motion passed.

LORD NELSON HOTEL ASSESSMENT

Read report of the Finance and Executive Committee re Lord Nelson Hotel assessment.

Halifax, N. S.,
February 25th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the committee had before it a request from Mr. C. B. Smith, K.C., representing the Lord Nelson Hotel Co., Ltd. that the assessment on the Lord Nelson Hotel be fixed for the next six years at an amount that would yield in taxes for each year the same yearly amount of taxes that the City has paid for the last five years, which included an amount of \$2,400.00 representing additional Levy made in 1937-38.

Your committee recommends that the request be granted and that legislation now in force be continued for another six years from May 1st, 1943, and that in addition the Company shall pay annually to the City the sum of \$2,400.00 for said period of six years from May 1st, 1943.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

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Moved by Alderman MacKay, seconded by Alderman Hosterman that the report be adopted, with the period of six years for fixed assessment amended to read two years. Motion passed.

Read legislation in this connection.

37. The assessment of the Lord Nelson Hotel Company Limited in respect of the Lord Nelson Hotel, for a period of two years from the first day of May, 1943, shall be as follows:-

(1) The value of the hotel and of the land on which it stands and which is now used in connection therewith, shall be assessed at the sum of two hundred and sixty thousand dollars (\$260,000.00).

(2) The value of the property occupied for the purposes of the Lord Nelson Hotel shall, for the purposes of the assessment for business tax be assessed on fifty percent of the balance of the said assessment of \$260,000.00 remaining after deduction therefrom, if any, of the value of that portion of the real property included in the said valuation of \$260,000.00 occupied for the purposes of any trade, profession or other calling carried on for purposes of gain by persons other than the Lord Nelson Hotel Company Limited; the value of such portion to be deducted, if any, shall be calculated upon the same proportionate basis to the actual value of such portion as the assessment of \$260,000.00 bears to the actual value of the Lord Nelson Hotel.

(3) In addition to the real property tax imposed in respect of the valuation fixed by the preceding section, the Lord Nelson Hotel Company shall pay a further annual tax in respect of its real property of Two Thousand Four Hundred Dollars (\$2,400.00).

(4) The fire protection water rates shall be rated on the said valuation of \$260,000.00.

(5) The Assessor shall make such assessment as hereinbefore provided before the thirty-first day of December preceding the civic year in respect of which such assessment is made.

The legislation was approved
as read.

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The Commissioner of Finance suggested that the officials of the Nova Scotian Hotel be approached immediately regarding their assessment, so that a similar assessment could be placed on that Hotel.

Moved by Alderman Hosterman, seconded by Alderman MacKay that the suggestion of the Commissioner of Finance be approved. Motion passed.

The City Solicitor stated that recommendations from the Finance and Executive Committee arose out of the estimates involving legislation as follows:-

1. To increase the amount that Fleming Park may estimate for to \$4,000.00.
2. To increase the amount the Public Gardens may estimate for to \$20,000.00.
3. To increase the amount the Point Pleasant Park may estimate for to \$5,700.00.
4. To increase the amount the Citizens Free Library may estimate for to \$7,000.00.

Moved by Alderman Lloyd, seconded by Alderman Adams that the City Solicitor be instructed to prepare legislation and submit it to the Legislature for approval, in accordance with the recommendations from the Finance and Executive Committee. Motion passed.

Read legislation in this connection as follows:-

The estimates of the City for the civic year 1942-1943 are hereby confirmed and approved notwithstanding that the amounts provided therein for the Public Gardens, Parks and open spaces, Point Pleasant Park, Sir Sanford Fleming Park, and the Citizens Free Library exceed the amounts authorized for these purposes by sub-section (1) of Section 310.

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The legislation was approved.

ACCEPTANCE OF STREETS

Read legislation re acceptance of
Streets as follows:-

Section 524 is amended by adding thereto
the following:-

Provided however, that the City may by
resolution of the Council accept any street, not-
withstanding that the same is less than sixty
feet in width, upon receipt by it of a recommendation
from the Commissioner of Works to that effect
approved by the Committee on Works.

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

APPOINTMENTS, SECTION 119

Read legislation in this connection
as follows:-

Notwithstanding the enactment of
Sections---and---hereof, the persons holding the
positions of Superintendent of Health, Superintendent
of Public Charities and Welfare, and Governor of the
City Prison at the time of the coming into effect
of this section shall not be liable to be dismissed
except by the Council in the manner provided in
Section 119 of the Charter.

Moved by Alderman Ahern, seconded by
Alderman Burgess that this legislation be approved.
Motion passed.

LETTER OF SYMPATHY TO ALDERMAN KINLEY

Alderman Lloyd referred to the recent
death of Alderman Kinley's father and moved that
a letter of sympathy from this Council be sent to
Alderman Kinley.

The motion was seconded by Alderman
MacKay and passed unanimously.

Council then observed one minute's
silence in respect to Alderman Kinley.

February 27th, 1942.

EMERGENCY EXPENDITURES, HEALTH BOARD

Read legislation as follows:-

Subsection (2) of Section 879 is repealed and the following substituted therefor:

(2) The Council may include the extra amount so required or such portion thereof as the Council may determine in the estimates for the next civic year and the amount so included shall be rated and collected together therewith. If any portion of such extra amount is not included in such estimates it shall be included in the estimates for such succeeding civic year or years as the Council may determine until the whole of such extra amount is paid.

Moved by Alderman Lloyd, seconded by Alderman Hosterman that this legislation be approved. Motion passed.

CONTRACT OF PURCHASE

Moved by Alderman Lloyd, seconded by Alderman Ahern that this matter be referred to the Finance and Executive Committee for consideration and report. Motion passed.

CIVIC ESTIMATES, 1942-43

Read report of the Finance and Executive Committee submitting estimates for the civic year 1942-43.

Halifax, N. S.,
February 25th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At meetings of the Finance and Executive Committee held on the 24th and 25th instant, the estimates for the year 1942-43 were considered.

The estimates are submitted to the Council for approval subject to certain decreases as suggested by the Commissioner of Finance who will submit a report detailing the number of items originally in the estimates which will be collected through the medium of a supplemental tax on business assessments.

February 27th, 1942.

For the information of Council it is noted that a suggestion was made that instead of the automatic increase being granted in full for the coming year that 50% of it only be granted.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

AUTOMATIC INCREASES - JUNIOR POLICE
CONSTABLES AND HOSEMEN

Read report of the Finance and Executive Committee re increases for Junior Police Constables and Hosemen.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held on the above date, a report from the Personnel Committee submitting petitions from the Junior Police Constables and Junior Hosemen of the Fire Department was read.

The petitions presented to the Personnel Committee requested that the period of time in which a Policeman or Hoseman would reach his maximum salary be shortened from seven to three years and that any Policeman or Hoseman who has been employed for three years should receive his maximum salary in 1942-43.

The delegation which appeared before the Personnel Committee intimated that if a three year period was not satisfactory to the City that a five year period would be acceptable.

The Personnel Committee was of the opinion that the matter should be referred to the Finance and Executive Committee and that if the period is reduced to five years or less for the Police and Fire Department employees, the Council should extend like treatment to all other departments.

The Finance and Executive Committee then recommended that Police Constables and Hosemen who have not yet reached their maximum salaries receive, in future, automatic increases of \$80.00 per year instead of \$60.00 per year and that any men, after having received four automatic increases, receive for their fifth automatic increase an amount sufficient to bring their salaries up to \$1,600.00 (the maximum of the old scale).

February 27th, 1942.

The Committee made such recommendations on the assumption that the maximum scale for Police Constables and Hosemen is \$1,600.00 per year and stipulated that in the event that Council has already adopted the new scale showing a maximum of \$1,680.00 per year, that the additional \$80.00 under the new scale would have to be deferred to the year ensuing the fifth year of automatic payments.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

Moved by Alderman Lloyd, seconded by Alderman Ahern that the report be adopted.

Moved in amendment by Alderman Walker, seconded by Alderman O'Toole that the period in which the Police Constables and Hosemen reach their maximum salaries be three years instead of five years. Amendment put and lost, 2 voting for the same and 8 against it as follows:-

FOR THE AMENDMENT

Aldermen O'Toole
Walker

AGAINST IT

Aldermen Adams
Ahern
Burgess
Coffin
Hosterman
Lloyd
McDonald
MacKay

-2-

-8-

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

Aldermen MacKay
Hosterman
Coffin
Adams
Lloyd
McDonald
O'Toole
Walker
Burgess
Ahern

February 27th, 1942.

LETTER, COMMISSIONER OF FINANCE RE ESTIMATES

Read letter from the Commissioner of
Finance as follows:-

February 27th, 1942.

His Worship the Mayor
and Members of the City Council.

Dear Sirs:-

The estimates submitted tonight which were approved by the Finance Committee, subject to certain deductions and certain transfers to a supplemental estimate and without a statement of policy with respect to salary increases show a total amount to be collected of \$2,529,281.02

The Chairman of the School Board interviewed me this afternoon and made strong representations for the restoration of \$2,700. and \$850. for an assistant to the Supervisor and an additional stenographer, respectively. I recommend that these items be restored.

I further recommend that from the Police Estimate a sum of \$10,000. and from the Works Estimate a sum of \$18,000. be transferred to the supplemental estimate which estimate will, after legislation has been duly obtained, be imposed on business assessments only.

The supplemental estimate will be made up as follows:-

Expenditures directly traceable to the war in the Police Department	\$10,000.00
Expenditures directly traceable to the war in the Works Department	18,000.00
Cap. 56, Acts 1941, Red Cross Grant	5,000.00
Sec. 332A. Offices for enlarged Department of Public Health and Welfare	2,622.00
Sec. 332A. Refrigeration unit for Infectious Diseases Hospital	413.25
Sec. 879 Recovery part cost epidemic diseases outbreak in 1940	10,000.00
Sec. 879 Recovery part cost epidemic diseases outbreak in 1941	10,000.00
Sec. 879 Provision for full cost of field nursing and medical services Department of Public Health and Welfare; years 1941-42 and 1942-43	24,464.00
Cap. 56, Acts 1941. Provision for payment to National Harbours Board re fire-boat, years 1941-42 and 1942-43	22,677.42
	\$103,176.67

February 27th, 1942.

The rate to be imposed on the \$8,500,000. of business assessment to realize the value of the supplemental estimate will be \$1.25.

The net increase shown on the Estimates as tabled, namely \$150,599.58 will be reduced by the transfer of \$28,000. as recommended to \$122,599.58.

This amount represents the real problem before the Council tonight. To cover it there will be available \$65,000. from new assessments, \$14,000. as an ex gratia payment from Wartime Housing. I now recommend that legislation be obtained to allow a credit of \$25,000. to be transferred from the General Reserve Account, in anticipation that this latter sum will be substituted next year by a public utility tax as suggested in the new tax plan.

All of these credits total \$104,000. and leave only a four point rise in the rate to be fixed.

Finally, I would recommend that the two-way radio system which the Chief of Police asked for be approved as a legislative item, repayable in a period up to five years.

Yours very truly,

A. M. Butler.

The Commissioner of Finance also recommended that a sum of \$5,000.00 be placed in the estimates as a Salary Adjustment Account from which salary adjustments could be made.

Moved by Alderman Hosterman, seconded by Alderman Adams that all employees who are entitled to increases and are receiving salaries of \$1,600.00 and less per annum receive an automatic increase as provided in the estimates and subject to the recommendation of the head of the Department.

Moved in amendment by Alderman Kloyd, seconded by Alderman Ahern that the estimates as submitted and the letter of the Commissioner of Finance be adopted.

Alderman Hosterman, with the consent of the seconder Alderman Adams, withdrew his motion.

The amendment then became the motion, but was not put.

February 27th, 1942.

Read reports from the Finance and Executive Committee re salaries of Chief of Police, Deputy Chief of Police, Chief of the Fire Department, City Electrician, Clerk of Works and report from the Personnel Committee re salary of Dr. Dyer, Acting Superintendent of the Tuberculosis Hospital.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the committee had before it a letter from the Chief of Police requesting that his present salary be increased from \$3,000.00 per year to \$3,500.00 per year.

The Chief addressed the committee as well and drew attention to his thirty-one years of employment with the City, the period of useful service still ahead and the additional cost to the City if his services had to be replaced.

Your committee regretfully advises Council that it cannot recommend the increase requested by the Chief of Police.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held on the above date, the committee had before it a letter from the Deputy Chief of Police requesting that consideration be given to an increase in his salary.

Your committee regretfully advises Council that it cannot recommend an increase in the salary of the Deputy Chief of Police.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

February 27th, 1942.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the committee had under consideration a letter from the Chief of the Fire Department requesting that his salary be increased by an amount of \$500.00.

Your committee regretfully advises Council that it cannot recommend the increase requested by the Chief of the Fire Department.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the committee had under consideration a letter from the City Electrician requesting that his salary be increased to \$3,500.00 per year.

Your committee regretfully advises Council that it cannot recommend the increase requested by the City Electrician.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

Halifax, N. S.,
February 24th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the committee had under consideration a report from the Personnel Committee regarding a request from the Clerk of Works for an increase of \$200.00 in his salary for the present civic year 1941-42.

February 27th, 1942.

The Clerk of Works spoke in support of his request and informed the committee that the present scale for the position had been established over ten years ago and that the salary adjustment sought was based on the fact that the work and responsibility of his position had increased very considerably in recent years.

Your committee regretfully advises Council that it cannot recommend the increase requested by the Clerk of Works.

Respectfully submitted,

Donalda Crawford,
DEPUTY CITY CLERK.

Halifax, N. S.,
February 27th, 1942.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

The Personnel Committee, at a meeting held on the above date, had for consideration the attached letter from Dr. Dyer which was referred to this committee by the Finance and Executive Committee.

Dr. Dyer is relieving Dr. Sieniewicz as Superintendent of the Tuberculosis Hospital temporarily for the duration of the war and is seeking an increase in his present salary of \$2,000.00 per annum.

The salary received by Dr. Sieniewicz was \$2,200.00 annually and it is recommended that Dr. Dyer receive an increase of \$100.00 for the civic year 1942-43 and a similar increase the following civic year, which will bring him to the maximum salary for this position as received by the predecessor and which is in accordance with the treatment given to other employees.

Respectfully submitted,

COMMITTEE ON PERSONNEL.

W. P. Publicover,
CITY CLERK AND SECRETARY.

Moved by Alderman Lloyd, seconded by Alderman MacKay that the letters be filed and Council express its regrets that it cannot grant these requests.