

October 17/1946.

APPOINTMENTS BOARD OF SCHOOL COMMISSIONERS

The City Clerk advised that two appointments would have to be made to the Board of School Commissioners to fill the vacancies caused by the expiration of the terms of His Worship the Mayor and Alderman Moriarty on October 31st., next.

His Worship the Mayor then called for nominations.

Alderman McDonald nominated Alderman Sullivan.

Alderman Burgess nominated Alderman Moriarty.

Alderman Walker nominated Alderman Doyle.

Alderman Doyle declined the nomination.

Moved by Alderman Burgess, seconded by Alderman Walker that nominations cease. Motion passed.

His Worship the Mayor then declared Aldermen Sullivan and Moriarty duly appointed to the Board of School Commissioners for terms of three years each to expire October 31, 1949.

QUESTIONS

His Worship the Mayor asked Council if there were any questions. There being no questions the next item of business was taken up.

STREET LIGHT MILLER STREET

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th 1946, the attached report of the Commissioner of Works dated October 2nd, 1946 and entitled as above, recommending that One-100 C. P. street light be installed on Miller Street just west of the entrance to the park on Young Avenue was considered.

On Motion of Alderman Walker, seconded by Alderman Sullivan, the report was approved and recommended to the City Council for adoption.

Respectfully submitted,

W. P. Publicover, City Clerk.
Per J. B. Sabean, Asst. Clerk of Works.

October 17/1946.

October 2/1946.

His Worship the Mayor.

Sir:-

Complaints have been received regarding the darkness on Miller Street just west of the entrance to the Park on Young Avenue. It is recommended that one 100 C. P. street light be installed at this location.

Cost of installation, approximately \$30.00.

Maintenance for the balance of the year, \$2.22.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Sullivan, seconded by Alderman Walker that the report be approved. Motion passed.

STREET LIGHTS BAYERS ROAD

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on the 8th instant, the attached report of the Commissioner of Works dated October 3rd recommending that the following street lights be installed on Bayers Road, was, on Motion of Alderman Doyle, seconded by Alderman Walker, approved and recommended to City Council for adoption.

- 1 - 250 C. P. Light, Near Dublin Street between Bayers Road and Windsor Street.
- 1 - 250 C. P. Light, on Bayers Road, two Sections west of Windsor Street.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

October 3/1946.

His Worship the Mayor.

Sir:

Complaints have been received regarding the darkness on Bayers Road, between Windsor and Oxford Streets, and also on Bayers Road west of Windsor Street.

October 17/1946.

It is recommended that one, 250 C. P. light be erected near Dublin Street, between Bayers Road and Windsor Street, and that one 250 C. P. light be installed on Bayers Road, two sections west of Windsor Street. The cost of installation for each of these lights is approximately Forty-Nine Dollars and Forty Cents (\$49.40), and the maintenance for the rest of the year approximately Three Dollars and Thirty-Three Cents (\$3 33).

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

FAIRVIEW CEMETERY LOT

Read report of the Committee on Works as follows:-

October 16/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 15th, 1946, the attached letter from the Secretary of Fairview Cemetery was considered.

On Motion of Alderman Doyle, seconded by Alderman Sullivan the Committee agreed to pay Colonel Duffus \$50.00 for the lot mentioned, and recommended same to City Council for approval.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

September 23rd, 1946.

R. M. MacKinnon, Esq.,
Commissioner of Works,
City Hall,
Halifax, N. S.

Dear Sir:-

At a recent meeting of the Board of Works, the Committee gave Col. A. Duffus permission to sell back to the Cemetery 137 sq. ft. of Lot 358, Sheet A., Section 5. We offered him the cost price at time of purchase \$26.03.

Col. Duffus will not accept our offer of \$26.03, but wants the sum of \$50.00.

Will you kindly take this matter back to the Committee and see if they are willing to give Col. Duffus his request?

Yours very truly,
E. A. Smeltzer, Secretary.

October 17/1946.

Moved by Alderman Doyle, seconded by Alderman Sullivan,
that the report be approved. Motion passed.

FAIRVIEW CEMETERY LOTS

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated October 1st, and entitled as above, was considered; together with a recommendation from Mr. R. D. Stairs Superintendent in connection therewith.

On Motion of Alderman Sullivan, seconded by Alderman Walker, the Committee approved and recommended same to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

October 1/1946.

His Worship the Mayor.

Sir:

I am informed by Mr. Smeltzer, Secretary of Cemeteries and Mr. Stairs, Superintendent of Fairview Cemetery, that several parties hold receipts of purchase of lots in the Fairview Cemetery and also that burials are made in certain lots, which the holders claim they had purchased and paid for.

As there are no records of these transactions, the Secretary and Superintendent would like to be guided by the opinion of the Committee on Works as to the recognition of ownership of lots, in such cases.

Yours very truly,

R. M. MacKinnon,
Commissioner of Works.

RECOMMENDATIONS RE LOTS

1. Mrs. Earle, honor for one single grave and monument space, as near her husband is supposed to be as possible.
2. Lots that have interments, give title to that part in use and space, that could not be used for resale as small lots with monument space, balance of lot take back for resale with a six month limit to take an affidavit that all the lot has been paid for, affidavit to be made by the person claiming original ownership only

October 17/1946.

Moved by Alderman Doyle, seconded by Alderman Sullivan,
that the report be approved. Motion passed.

FAIRVIEW CEMETERY LOTS

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated October 1st, and entitled as above, was considered; together with a recommendation from Mr. R. D. Stairs Superintendent in connection therewith.

On Motion of Alderman Sullivan, seconded by Alderman Walker, the Committee approved and recommended same to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

October 1/1946.

His Worship the Mayor.

Sir:

I am informed by Mr. Smeltzer, Secretary of Cemeteries and Mr. Stairs, Superintendent of Fairview Cemetery, that several parties hold receipts of purchase of lots in the Fairview Cemetery and also that burials are made in certain lots, which the holders claim they had purchased and paid for.

As there are no records of these transactions, the Secretary and Superintendent would like to be guided by the opinion of the Committee on Works as to the recognition of ownership of lots, in such cases.

Yours very truly,

R. M. MacKinnon,
Commissioner of Works.

RECOMMENDATIONS RE LOTS

1. Mrs. Earle, honor for one single grave and monument space, as near her husband is supposed to be as possible.
2. Lots that have interments, give title to that part in use and space, that could not be used for resale as small lots with monument space, balance of lot take back for resale with a six month limit to take an affidavit that all the lot has been paid for, affidavit to be made by the person claiming original ownership only

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and lot for family use in the future, (not for resale back to the Commission).

3. Lots having No Interments.
Commission take back for resale subject to six months limit of taking affidavit from persons claiming original ownership and for family use that lot have been fully paid for, (not for resale to Commission).

4. Single grave interments.
Take out of "red" give right to anyone who can show claim to use for second interment if needed or wanting marker placed on grave, etc.

Most trouble started Explosion 1917, losing all in fires. The above seems a fair half way settlement, past policy re buying back, paying original price only.

(Sgd.) R. D. Stairs,
Supt. Fairview Cemetery.

Moved by Alderman Doyle, seconded by Alderman Sullivan that the report be approved. Motion passed.

GRADING ETC., REGINA TERRACE

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated October 8th and entitled as above, recommending that Regina Terrace be graded for acceptance by the City, was on Motion of Alderman Walker, seconded by Alderman Sullivan, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

October 8/1946.

His Worship the Mayor.

Sir:-

A petition has been received from the residents of Regina Terrace requesting the grading and acceptance of this street.

The length of the street is approximately 1050' and the greater part of the grading was done when the street was laid out.

It is estimated that an amount of \$400.00 will be re-

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quired to complete the grading.

It is recommended that the street be graded for acceptance.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

UNDERGROUND CABLE MORRIS STREET

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated September 21st 1946, recommending that permission be granted the Maritime Telephone and Telegraph Company to install an underground telephone cable on the south side of Morris Street, from South Park Street westwardly (565') feet to serve the Victoria General Hospital, was considered.

The report was approved and recommended to the City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

September 21, 1946.

His Worship the Mayor.

Sir:-

An application has been received from the Maritime Telegraph & Telephone Company Limited for permission to install an underground telephone cable on the south side of Morris Street from South Park Street westwardly five hundred and sixty-five feet (565') to serve the new Victoria General Hospital.

It is proposed to lay this cable in the grass plot.

I would therefore recommend that permission be granted.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

October 17/1946.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

ILLUMINATED SIGNS

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council.

Gentlemen:-

The Committee on Works at a meeting held on the 8th instant, approved and recommended to the City Council the attached report of the Commissioner of Works on applications for permits for the erection of the following illuminated signs:-

Royal Cafe	-	101½ Gottingen Street
Welcome Cafe	-	268½ Quinpool Road
Oxford Jewellery	-	575 Barrington Street
Empire Radio	-	33½ Agricola Street
Gainsborough Hotel	-	22 Hollis Street
Gordon and Keith	-	396 Barrington Street
Northern Electric	-	86 Hollis Street
MacDonald Hardware	-	33 Spring Garden Road
Harmony Grill	-	285 Barrington Street.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

ACQUISITION LAND CHEBUCTO ROAD WIDENING

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated October 7th 1946, recommending the purchase of a small piece of land on Chebucto Road for Street widening purposes, was read.

October 17/1946.

On Motion of Alderman Walker, seconded by Alderman Sullivan, the said report was approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

October 7/1946.

His Worship the Mayor.

Sir:-

Curb and gutter has been laid on Chebucto Road from Mumford Road to Simpson's preparatory to making the roadway ready for street paving.

In front of #405 Chebucto Road there is a small piece of land privately owned which should be acquired by the City. This land required for the street, has an area of three hundred and seventy-five point five (375.5 sq. ft.) square feet; is fenced and has two trees on it and the owners have asked one hundred dollars (\$100.00). By taking the assessed value plus twenty (20%) per cent, cost of trees, and the fencing, which the owner proposes to remove, I would say that this is a fair amount.

I would therefore recommend its purchase by the City of Halifax from Elizabeth A. Williams or whoever a search of the property reveals.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

DESCRIPTION OF PROPERTY TO BE OBTAINED FROM ELIZABETH A. WILLIAMS CHEBUCTO ROAD FOR STREET PURPOSES.

All that certain lot, piece or parcel of land situate, lying and being on the north side of Chebucto Road in the west end of the City of Halifax and being more particularly described as follows:-

Beginning at the intersection of the western boundary of property now owned by Wilson Verge with the northern official line of Chebucto Road.

Thence southwardly along the said western boundary of the said Verge property ten and three tenths (10.3) feet, more or less to the old northern line of Chebucto Road.

Thence westerly along the said old northerly line of Chebucto Road thirty four and four tenths (34.4) feet, more or less to the western boundary of the lot herein described.

Thence northwardly along the said western boundary of the lot herein described, eleven and five tenths (11.5) feet, more or less to the official northern street line of Chebucto Road.

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Thence eastwardly along the said northern street line of the said Chebucto Road, thirty four and five tenths (34.5) feet to the place of beginning.

Being a description of a portion of property now owned by one Elizabeth A. Williams located on Chebucto Road being required by the City of Halifax for street purposes and being as shown bordered in red on plan #LL-2-9865 on file in the Commissioner of Works' Office at Halifax.

September 27th, 1946.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

APPOINTMENT BOARD WIRING EXAMINERS

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works dated October 3rd, re the appointment of F. Smith as Licensed Wireman and T. Bowser as Journeyman Wireman, for the period from May 1st 1945 to May 1st 1947, was, on Motion of Alderman Doyle, seconded by Alderman Breen, approved and recommended to the City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

Moved by Alderman Doyle, seconded by Alderman Breen that the report be approved. Motion passed.

RENTAL #1 JOSEPH STREET

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works was considered.

The Commissioner of Works recommended that the property, No. 1 Joseph Street, recently expropriated by the City, be rented to Mrs. C. Green, the present occupant, with a distinct understanding that, when the building is sold the present occupants will vacate.

October 17/1946.

On Motion of Alderman Breen, seconded by Alderman Sullivan the report was approved, subject to the property being rented on a month to month basis only and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

His Worship the Mayor.

Sir:-

This property was recently expropriated by the City and is now in the process of being moved back clear of the official street line.

It was thought advisable that the former owner, Mrs. C. Green, be allowed to remain in the premises until such time as the building is sold. The rental suggested was Forty-Five (\$45.00) per month until the building is moved back and then Fifty-Five (\$55.00) Dollars per month, with the distinct understanding that when the building is sold that the present occupants will vacate. An agreement has been prepared to be signed by those living in the house, relieving the City of any responsibility during the course of moving.

I would, therefore, recommend that the above rental be applied from September 10th., 1946, provided the amount of rental is approved by the Rental Board.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

TENDERS FOR DREDGING

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on October 8th, the attached report of the Commissioner of Works of the same date, was considered.

The report was approved and recommended to the City Council for adoption.

Respectfully submitted,

W. P. Publicover, City Clerk.

Per J. B. Sabean, Asst. Clerk of Works.

October 17/1946.

October 8/1946.

His Worship the Mayor.

Sir:-

Legislation was obtained this year for permission to borrow Five Thousand Dollars (5,000.00) for the purpose of dredging an accumulation of silt which allegedly had been deposited around the docks owned by John Simon (known as McFatrige's wharf), and the A. & M. Smith & Company wharves from near-by sewer outlets.

Tenders were called for this work and only one bid was received, that of the J. P. Porter & Sons. The quotation is on the cubic yard basis and the cost of the work can not exceed the amount of the borrowing.

The quoted bid is One Dollar and Fifty Cents (\$1.50) per cubic yard, measured on the scow, and it is recommended that the tender be awarded to J. P. Porter & Sons.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

FINAL CERTIFICATES

Read reports of the Committee on Works as follows:-

October 17/1946.

#44-46 And Rear of #46 Leaman Street -
Emergency Shelter Fund

The City Council,

Gentlemen:-

The Committee on Works at a meeting held on the 8th instant, approved and recommended to the City Council for payment, the attached final certificate of the Commissioner of Works recommending payment to D. S. Misener, of the sum of EIGHT HUNDRED AND SEVENTY-FIVE DOLLARS AND NINE CENTS (\$875.09) being the amount in full on his contract for the conversion of Houses Nos. 44-46 and Rear of 46 Leaman Street for Emergency Shelters.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Babean,
Asst. Clerk of Works.

October 17/1946.

October 16/1946.

The City Council,

Gentlemen:-

The Committee on Works at a meeting held on the 15th instant approved and recommended to City Council for payment the attached final certificate in which the Commissioner of Works recommended payment to Alexander Murray Company Limited of the sum of \$719.24, being the balance in full on their contract for the supply of Rotar for the year, 1946.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the reports be approved. Motion passed.

ACCOUNTS OVER \$500.00

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached account of Thomas A. Edison of Canada Limited, for \$853.00, was approved and recommended to the City Council for payment.

Respectfully submitted,

W. P. Publicover,
City Clerk

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

AMENDMENT TO WIRING ORDINANCE

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report from the City Solicitor, in reference to amending the City Wiring Ordinance, was on Motion of

October 17/1946.

Alderman Sullivan, seconded by Alderman Walker, approved and recommended to the City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Walker, seconded by Alderman Sullivan that the report be approved. Motion passed.

AMENDMENT TO ORDINANCE #6

" 3(b) The Committee on Works shall receive petitions for wiremen's licenses filed with the Electrician as hereinafter required and may grant or refuse any such petition; and the Electrician, upon the granting of any such petition, the payment of the fee mentioned in the preceding subsection, and the filing of the bond hereinafter required, shall issue a license in respect of such petition and shall sign the same and shall cause the name of the petitioner so licensed to be registered as aforesaid."

Moved by Alderman Walker, seconded by Alderman Sullivan that the amendment as set out above be read and passed a first time. Motion passed.

FIRE PROTECTION RATES

Read report of the Committee on Works as follows:-

October 11/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 8th, the attached report from the City Solicitor dated September 30th, 1946, in regard to agreement for Fire Protection Rates for the civic year, 1946-47 with the Department of Public Works was read.

On Motion of Alderman Walker, seconded by Alderman Doyle, the said report was approved and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.
Per J. B. Sabeau,
Asst. Clerk of Works.

September 30/1946.

To His Worship the Mayor and
Members of the Committee on Works.

Gentlemen:-

October 17/1946.

As the agreement between the City and His Majesty the King (represented by the Minister of Public Works), respecting a payment in lieu of fire protection rates, expired on March 31st, 1946, I took the liberty of contacting the Department of Public Works, Ottawa, respecting a renewal of this agreement, and I am today in receipt of a new agreement for the period April 1st, 1946 to March 31st, 1947, authorizing the payment of \$2000.00.

This agreement has already been signed on behalf of the Crown, and I would now ask you to approve of the same and forward it to Council for its approval and signature by the Mayor and City Clerk.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

P.S. I have also contacted the Department of National Defence respecting a renewal of their agreement but to date have not heard from them.

C. P. B.

Moved by Alderman Walker, seconded by Alderman Doyle that the report be approved. Motion passed.

SIDEWALKS, ETC.

Read report of the Committee on Works as follows:-

October 16/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on October 15th, 1946, the attached report of the Commissioner of Works dated October 15th, recommending that the City endeavour to secure the services of the Standard Paving Maritimes Limited to construct Curb, Gutter and Sidewalk at Rockcliffe Street on a cost plus ten per cent (10%) basis, was considered.

On Motion of Alderman Moriarty, seconded by Alderman Walker the Commissioner was authorized to make arrangements to have this work done at a cost not to exceed \$7000.00 plus ten per cent (10%) and recommended same to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.
Per J. B. Sabeau,
Asst. Clerk of Works.

October 15/1946.

His Worship the Mayor.

Dear Sir:-

Further to my recommendation at the last meeting of the

October 17/1946.

Committee on Works, namely, that we endeavor to secure the services of the Standard Paving Company to construct curb, gutter and sidewalk, also a retaining wall on Rockcliffe Street on a cost plus ten per cent (10%) basis. This type of work will soon be stopping for this year and I am anxious to get all the work possible completed in the short space of time.

With the daily working hours and weather conditions against a contractor, he could not be expected to quote as low as that of earlier summer rates and it is estimated that the costs will be ten per cent (10%) higher than existing quotations which would ordinarily amount to about seven thousand dollars (\$7000.00)

Respectfully submitted,

R. M. MacKinnon,
COMMISSIONER OF WORKS.

Moved by Alderman Walker, seconded by Alderman Moriarty that the report be approved. Motion passed.

BLASTING

Read report of the Committee on Works as follows:-

October 16/1946.

The City Council,

Gentlemen.

At a meeting of the Committee on Works held on the 15th instant, the question of heavy blasting at the Fairview Crushed Stone Plant was again considered and the attached letter was read.

The City Solicitor advised that the City has authority to control blasting in quarries. A permit would be required before any blasting or quarrying could be done in the City and provides for the inspector to have certain powers to control that kind of business, and also requires the licensing of the person who sets off the blast. It provides for the method of exploding rock and requires a bond to be put up to cover any damage.

On Motion of Alderman Breen seconded by Alderman Doyle, the City Solicitor was requested to submit an Ordinance at City Council Meeting Thursday night.

Respectfully submitted,

W. P. Publicover,
City Clerk.
Per J. B. Sabean,
Asst. Clerk of Works.

ORDINANCE NO.

Respecting the Regulation and Control of blasts and blasting and of quarrying and excavating in the City.

(Made under the authority of Sections 589A and 589B of the City Charter.)

October 17/1946.

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

1.

INTERPRETATION

In this Ordinance unless the context or subject matter otherwise requires:

- (a) "Agent" means any person having upon behalf of the owner the care, direction and control of any blasting, excavating, or quarrying; or of the land upon which blasting, excavating or quarrying operations are being conducted.
- (b) "Blasting Permit" means a permit to carry on blasting operations or to discharge a blast, issued under the provisions of this Ordinance.
- (c) "Bond" means an approved bond issued by a bonding company licensed to carry on business in the City.
- (d) "City" means the City of Halifax.
- (e) "Commissioner" means the Commissioner of Works for the City.
- (f) "Criminal Code" means the Criminal Code of Canada (Chapter 36, R.S.C. 1927 and amendments thereof.)
- (g) "Council" means the Council of the City of Halifax.
- (h) "Excavation Permit" means a permit to excavate or quarry, issued under the provisions of this Ordinance.
- (i) "Explosive" means exclusively gunpowder, dynamite, blasting cartridge, safety fuse, percussion cap or detonator whose use is approved by law.
- (j) "Explosives Act" means the Explosives Act, R.S.C. 1927, Chapter 62, and the amendments thereof and the regulations from time to time thereunder made.
- (k) "Inspector" means the Commissioner of Works of the City and includes the Deputy Commissioner of Works when acting as Commissioner of Works.
- (l) "Insurance Policy" means an approved insurance policy issued by an insurance company licensed to carry on business in the City.
- (m) "The Metalliferous Mines and Quarries Regulation Act" means The Metalliferous Mines and Quarries Regulation Act, 1937, as amended and consolidated and the amendments thereof.
- (n) "The Mines Act" means the Act entitled "Of Mines and Minerals", Chapter 22, R.S.N.S., 1923, as amended and consolidated, and the amendments thereof.
- (o) "Owner" means any person being the immediate owner, proprietor, lessee, occupier, or licensee of any property where, or in which, blasting operations are

October 17/1946.

being conducted or is situate an excavation or quarry and includes any contractor for the operation or conducting of any blasting, excavation or quarry but not so as to exempt the owner from any liability.

(p) "Person" means any person, firm, body corporate or politic, public utility, or the agent of any of the foregoing, and the heirs, executors, administrators, successors, or other legal representatives of a "person".

(q) "Shot-firer" means a person who has been issued a certificate of competency as a shot-firer under the provisions of this Ordinance which has not been revoked or suspended and who is named in a Blasting Permit as employed by the holder thereof.

2.

INSPECTOR

The Inspector shall have power to do any or all of the following things:

(a) to enter, inspect and examine any excavation or quarry at all times by day and by night.

(b) to examine and make inquiry respecting the state, condition, regulation and control of any excavation and all matters and things connected with or relating to the purposes of this Ordinance.

(c) to give notice to the owner in writing of any particulars in which he considers any excavation or quarry or part thereof, or any matter, thing or practice, to be contrary to or in contravention of the provisions and purposes of this Ordinance or of the Explosives Act or the Metalliferous Mines and Quarries Regulation Act and to require the same to be remedied within the time named in such notice.

(d) to order the immediate cessation of work in and departure of all persons from any excavation or quarry which he considers unsafe or regulated and controlled in a manner inconsistent with the purposes of this Ordinance; or to allow persons to work therein only upon such precautions being taken as he deems necessary.

(e) To suspend or revoke, in his discretion, any certificate of competency or any blasting or excavation permit for a violation of the provisions of this Ordinance or of the Explosives Act or of the Metalliferous Mines and Quarries Regulation Act.

(f) to exercise, carry out and possess all or any of the powers and rights of an Inspector appointed under the Mines Act within the purview of the Metalliferous Mines and Quarries Regulation Act for the purposes of this Ordinance.

(g) to exercise such other powers and possess such rights as may be elsewhere in this Ordinance conferred or as are necessary for or incidental to the carrying out of the purposes of this Ordinance.

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3. The Inspector shall keep a register of the holders of certificates, blasting and excavation permits issued under the provisions of this Ordinance at the Office of the Commissioner.

4. Every person is guilty of a violation of this Ordinance who -

(a) wilfully obstructs the Inspector in the execution of any duty imposed upon him under the provisions of this Ordinance and every person who refuses to furnish the Inspector the means and assistance necessary for making any entry, inspection, examination or inquiry thereunder in relation to any excavation or quarry;

(b) wilfully fails to comply with any order or the requisition of any notice given by the Inspector to such person.

BLASTING AND EXCAVATION PERMITS

5. No person shall -

(1) commence blasting operations or discharge or cause to be discharged in the City any blast resulting from the use of an explosive;

(2) excavate or quarry in the City;

without first obtaining from the Inspector a blasting or excavation permit as the case may be.

6. The applicant for a blasting or excavation permit shall state in his application:

(a) the name, business and address of the applicant;

(b) the location where it is proposed to blast, excavate or quarry;

(c) the purpose of the proposed blasting, excavating or quarrying;

(d) the depth to which it is proposed to blast, excavate or quarry;

(e) the date upon which it is proposed to commence blasting, excavating or quarrying and the probable duration thereof;

(f) the agent or contractor, if any;

(g) the name of the shot-firer to be employed;

(h) such other information as the Inspector may require.

7. The Inspector may grant a blasting or excavation permit to the applicant and may impose such terms and conditions as he deems necessary for the attaining of the purposes of this Ordinance or he may refuse the same.

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8. The Inspector, before issuing a blasting or excavation permit and as a condition precedent to his so doing, may:
- (a) require the applicant to deposit with the Inspector an insurance policy or bond in an amount satisfactory to the Inspector insuring or guaranteeing indemnity against injury, loss of life, or damage to persons or property arising out of any proposed blasting;
 - (b) require the applicant to deposit with the Inspector a bond in an amount satisfactory to the Inspector conditioned upon the applicant restoring the surface of the land upon which it is proposed to excavate or quarry to such condition as the Inspector may require and within such time as the Inspector may direct and upon the compliance by the applicant with the provisions of this Ordinance;
 - (c) require the applicant to agree to comply with such other terms and conditions as the Inspector may from time to time impose.
9. The Inspector shall hold the said insurance policy or bond, if so required, in the case of a blasting permit for sixty days after notification by the Permit Holder of the cessation of blasting operations and at the expiration thereof shall deliver up the same to the Permit Holder, unless an action has sooner been instituted for damages for personal injury, loss of life, or property damage alleged to have been sustained or caused by or as a result of such blasting operations, in which case the Inspector shall retain possession of the said insurance policy or bond until instructed by Court order as to the disposal thereof, and if a bond be so required in the case of an excavation permit, shall hold the same until the terms upon which the said bond is conditioned are fulfilled, when he shall deliver up the same to the Permit Holder, but if the said terms are not so fulfilled then the Inspector shall hold the bond for the benefit of the City.
10. (1) The applicant, if the Inspector refuses to grant a blasting or excavation permit or if the applicant is aggrieved by the requirement of the terms and conditions so imposed, may appeal to the Council from the refusal of the Inspector or such terms and conditions by notice in writing filed with the City Clerk within fifteen days of such refusal or requirement stating the grounds upon which he appeals; and a copy of such notice shall be delivered by the City Clerk to the Inspector, who shall forthwith file a report thereon with the City Clerk;
- (2) The Council shall hear such appeal at a time and place to be decided by the City Clerk and may grant or refuse the application or may grant the application upon such terms and conditions as in the Council's absolute discretion are considered proper for the effective carrying out of the purposes of this Ordinance and the Council's decision thereon shall be final and without review or appeal.

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Any person, being the holder of a blasting permit, who employs or permits any person to discharge an explosive blast other than a shot-firer, shall be guilty of a violation of this Ordinance.

SHOT-FIRER

12. No person shall discharge any explosive within the City unless he has first obtained a certificate of competency as a shot-firer from the Inspector
13. No such certificate shall be issued by the Inspector until he has first examined the applicant as to his qualifications and is satisfied that the applicant:
- (a) is of the full age of twenty-one years;
 - (b) has a knowledge satisfactory to the Inspector of such sections of this Ordinance as relate to his duties;
 - (c) has a working knowledge of blasting, the nature of the explosives used in connection therewith, and of the lawful means of the handling, storage and transportation of such explosives;
 - (d) is literate.
14. The Inspector shall deliver to every person who has satisfactorily passed the requisite examination and has given satisfactory evidence of his sobriety, experience, ability and general good conduct, a certificate of competency as a shot-firer.
15. If at any time representation is made to the Inspector that any person holding a certificate of competency is by reason of incompetency, misconduct, drunkenness, or gross negligence unfit to discharge his duty, or has been convicted of an offence under the Explosives Act or The Metalliferous Mines and Quarries Regulation Act, or has contravened the provisions of this Ordinance, the Inspector may, if he thinks fit, inquire into the conduct of such person; and with respect to such inquiry the following rules shall apply:
- (a) The Inquiry shall be held at such time and place as the Inspector directs.
 - (b) The Inspector shall, before the commencement of the inquiry, furnish the person into whose conduct the inquiry is to be made with a statement of the case upon which the inquiry is instituted.
 - (c) The person into whose conduct the inquiry is to be made may attend the inquiry by himself, his solicitor or agent, and if he thinks fit may be sworn and examined as a witness.
 - (d) The Inspector shall have the power to revoke or suspend the certificate of the person into

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whose conduct the inquiry has been made if the Inspector finds that such person is by reason of incompetency, misconduct, drunkenness, or gross negligence, unfit to discharge his duty or has been convicted as aforesaid or has in fact so contravened the provisions of this Ordinance.

- (e) The Inspector may, if he thinks fit, require the person into whose conduct the inquiry is to be made to deliver up his certificate to the Inspector before the date set for such inquiry and if such person fails without sufficient excuse to the satisfaction of the Inspector to comply with such requisition, the Inspector may thereupon, in his discretion, suspend or revoke such certificate; the Inspector shall hold the certificate so delivered up until the conclusion of the inquiry and shall then either restore, revoke, or suspend the same according to his judgment in the case.
- (f) When a certificate is so revoked or suspended the Inspector shall cause such revocation or suspension to be recorded in the register of the holders of certificates.

16. The Inspector may at any time, in his discretion, renew or restore on such terms as he thinks fit any certificate which has been revoked or suspended pursuant hereto.

17. Every shot-firer shall be guilty of a violation of this Ordinance who, after receiving notice from the Inspector that the blasting permit of his employer has been revoked or suspended, discharges any explosive upon behalf of such employer at the location in respect of which such blasting permit has been issued.

EXPLOSIVES

18. Every person who discharges or causes an explosive to be discharged and who does not observe or cause to be observed the following rules shall be guilty of a violation of this Ordinance:

- (1) No more than one class, grade or quality of explosive shall be used in any one shot.
- (2) No explosive shall be removed from its original paper container.
- (3) No more than one hole shall be sunk or drilled before a charge is fired.
- (4) All drill holes, whether sunk by hand or by machine drill, shall be of sufficient size to admit of the free insertion to the bottom of the hole of a stick or cartridge of powder, dynamite or other explosive without ramming, pounding or pressure.

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- (5) All rotten or decomposed rock in the area surrounding the hole shall first be removed before the hole is charged and the surface or face surrounding the hole shall first be scaled.
- (6) No iron or steel rod or tool shall be used in charging holes for blasting and no iron or steel shall be used in any hole containing explosives and no drilling shall be done in any hole that has been charged or blasted.
- (7) No knife blade or other metal shall be inserted into or brought into contact with any explosive cartridge.
- (8) No blasting cap shall be crimped on the fuse except by the use of a cap crimper.
- (9) No explosive shall be inserted in a hole that is not properly placed and cleaned and no hole shall be fired that is not properly tamped with clay or other non-inflammable material so as to fill the hole to the face.
- (10) No more than one cartridge shall be primed at any one time exclusive of that contained in a hole which has missed fire; and no cartridge shall be primed until required.
- (11) No fuse shorter than three feet in length shall be used and no fuse shall be cut until tamping has been completed.
- (12) No fuse shall be lighted without there being a second light conveniently close.
- (13) Before firing a charge the shot-firer shall shout "Fire" and shall allow sufficient time to elapse and otherwise satisfy himself that all persons are in a place of safety.
- (14) When a charge has supposedly missed fire no person shall return to the charged hole until at least one hour has elapsed from the time of lighting the fuse; and for the purposes of this Ordinance a charge shall be deemed to have missed fire when a period of six minutes has elapsed from the time of firing the fuse without the charge having fired.
- (15) No charge which has missed fire shall be withdrawn or unstemmed but may be relit if, upon cutting not more than two inches off the fuse, it is found that the fuse did not ignite; but if, after so relighting the fuse a second misfire ensues then the charge must be blasted.
- (16) When a misfired charge is blasted a fresh hole must be bored not less than nine inches from the unexploded shot-hole in a direction which does not approach it; and prior to firing this charge the fuse of the misfired charge must be attached to a stake or wooden block.
- (17) No hole shall be left charged from one day until the next succeeding day.

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- (18) A record shall be kept daily of all explosives brought or kept on the location where blasting operations are in progress and the Inspector shall be notified forthwith of any explosives which are missing or otherwise unaccounted for

SAFETY PRECAUTIONS

- (19) Every owner, agent, or person having the control or direction of blasting operations, shall be guilty of a violation of this Ordinance who, before discharging an explosive blast or causing or permitting an explosive blast to be discharged, does not observe the following rules:
- (1) Red flags shall be placed at a distance of 100 yards from the site of the intended blast at such intervals as will warn persons approaching from any direction of the intended blast.
 - (2) A warning signal audible for a distance of 200 yards from the site of the intended blast shall be sounded five minutes before the charge is fired.
 - (3) Occupiers of residences or business premises within 100 yards of the site of the blast shall be warned verbally of the intended blast five minutes before the charge is fired.
 - (4) Where the location on which the blast is to be discharged is bounded on any side by a street, highway, lane, alley, footpath or other way used by the public, guards shall be stationed thereon at a distance of 100 yards from the site of the intended blast to warn persons away from the area prior to the firing of the charge.
 - (5) Before firing a charged hole the area intended to be blasted shall be covered on the top and sides with tin or other metal sufficiently large to cover such area and such tin or metal shall be covered with pieces of timber held together at each end by chains of either steel or iron; where rocks are being broken by placing explosives on or under them, the rock or explosive, as the case may be, shall be completely covered with clay or fine earth.
 - (6) No more than one charge shall be fired at any one time or without an interval of at least thirty minutes elapsing between the firing of charges, except in the case of a charge which has missed fire when the interval shall be at least one hour.
 - (7) When a charge has missed fire all rules herein contained respecting the precautions to be taken and maintained as to placing flags, stationing guards and covering the hole, rock or explosive shall continue to be so taken and maintained for the period of one hour and the occupiers of residences and business premises previously warned shall be warned verbally of the miss-fire and of the action to be taken with respect thereto.

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(8) No blast shall be discharged except between the hours of nine o'clock in the forenoon and five o'clock in the afternoon,

20. The Inspector, whenever the observance of any of the rules contained in the two preceding sections shall appear to him to be inapplicable or unnecessary under a particular circumstance or circumstances, may authorize its non-observance; such authorization shall be a sufficient defence to a charge laid for its non-observance.

21. It shall be a violation of this Ordinance to employ any person under the age of sixteen years in any capacity in or about any location where blasting operations are being conducted or on the handling of explosives.

EXCAVATIONS AND QUARRIES

22. The Council may direct the Inspector to report upon any excavation or quarry in the City; or the Inspector may, without such direction, make such a report.

23. If the Inspector reports that, in his opinion, such excavation or quarry is a blighted or disfigured area or if the Council of its own motion so considers it to be, the Council may appoint a time and place for a hearing upon such report or motion and shall give the owner of the land upon which such quarrying operations are being or have been conducted or upon which such excavation has been made, the operator of such quarry, or the person making such excavation, not less than ten days' notice in writing of the time and place so appointed and shall furnish him at the same time with a copy of such report or motion.

24. Such owner, operator, or person may appear at the hearing and be heard respecting the matter of such report or motion.

25. The Council may, upon the conclusion of the hearing -

(a) instruct the Inspector to revoke or suspend any blasting or excavation permit issued in respect of such excavation or quarry.

(b) order such owner, operator, or person to restore the surface of such land to such condition as the Council may direct within such time as the Council may require.

26. A copy of any order may by the Council directing the restoration of the surface of such land shall be served upon such owner, operator, or person if resident in the City, or mailed to him if not so resident and his address is known; if his address is not known a copy of such order shall be published in one newspaper published in the City by one insertion.

27. If such owner, operator or person fails to comply with such order of the Council within one month after notice has been given as provided in the preceding section, the City may instruct the Commissioner to have such surface so restored or may make a contract with any person for such restoration.

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28. The expenses of any restoration of land surface undertaken by the City as provided in the preceding section shall:
- (a) be a lien on the land in which such excavation or quarry is situate and shall be added to the next yearly rates thereon and be collected along therewith and with the same rights and remedies.
 - (b) be a debt due the City and recoverable by action from such owner, operator or person or any one of them.
 - (c) be recoverable by the City under any bond deposited with the Inspector by any such owner, operator or person conditioned upon complying with any order made by the Council or with the provisions of this Ordinance.
29. No remedy herein provided for the securing and recovery of such expenses shall operate to the exclusion or extinction of any other remedy so provided but the City shall be entitled to pursue any one or all of them until the full expenses so incurred by the City shall have been obtained.
30. Any proceeding authorized to be taken with respect to the restoration of the surface of any land in which an excavation or quarry exists may be taken notwithstanding that such land has been sold for non-payment of taxes and the period for the redemption thereof has not expired.
31. If the purchaser of such land is the City, any notice required to be given in respect to an order shall be given to the person entitled to receive the same immediately previous to the day on which such land is sold; if the purchaser is any person other than the City such notice shall be given both to the person so entitled to receive notice and also to such purchaser.
32. Every person who fails to comply with an order respecting the restoration of the surface of any land shall be guilty of a violation of this Ordinance and each day on which such failure to comply continues shall constitute and be a separate violation.

Moved by Alderman Burgess, seconded by Alderman Sullivan that the Ordinance respecting blasting as set out above be read and passed a first time and referred back to the Committee on Works for the purpose of holding a public hearing on the matter. Motion passed.

EMERGENCY SHELTER

Read report of the Committee on Works as follows:

October 17/1946.

October 16/1946.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on October 8th 1946, the attached report of the Deputy Commissioner of Works, dated October 8th, 1946 was read.

At a meeting of the Committee held on the 15th instant, the question of Emergency Shelter was further considered with Members of the Emergency Shelter Committee.

Mr. McManus, Chairman of the Emergency Shelter Committee advised the Committee on Works there are nine hundred fourteen (914) applications now on file for emergency shelter, an increase of one hundred sixty three (163) since September 1st, 1946.

On Motion of Alderman Sullivan, seconded by Alderman Walker the Committee recommended to City Council that negotiations be carried out to obtain the Manning Pool Buildings as soon as possible.

On Motion of Alderman Sullivan, seconded by Alderman Breen the Committee recommended to City Council that negotiations be carried out to obtain the Chebucto Road Barracks as soon as possible.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

R E S O L U T I O N

W H E R E A S there is a serious shortage of housing accommodation within the City of Halifax and the City is desirous of taking steps to alleviate such shortage by providing additional housing accommodation within the limits of the City of Halifax.

AND WHEREAS in order to provide such additional housing accommodation the City has embarked on a program of converting certain buildings into units of emergency shelter.

AND WHEREAS the City is desirous of converting the buildings known as the Manning Pool, situated on the west side of Barrington Street in the City of Halifax, and also several buildings constituting part of what is known as Chebucto Barracks, into units of emergency shelter accommodation.

October 17/1946.

AND WHEREAS it has been estimated that the sum of Two Hundred and Fifty Thousand Dollars (\$250,000.00) will be required to convert the aforesaid buildings into units of emergency shelter.

AND WHEREAS the City is without authority either under the provisions of the City Charter or the Municipal Affairs Act, Chapter 6 of the Acts of the Province of Nova Scotia for 1945, to borrow money for the aforesaid purposes of providing housing accommodation.

AND WHEREAS the City has received assurance from the Deputy Minister of Municipal Affairs that insofar as that Department is concerned legislation to validate and confirm borrowings for the purpose of emergency shelter will not be opposed.

NOW THEREFORE BE IT RESOLVED that the City of Halifax borrow from the Royal Bank of Canada, Main Branch, Halifax, Nova Scotia, a sum or sums of money not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000.00) at a rate of interest not exceeding three and onehalf per centum.

AND BE IT FURTHER RESOLVED that the City submit to the next session of the Legislature of Nova Scotia legislation validating and confirming all or any borrowings made by the City for the purpose of providing units of emergency shelter accommodation.

Moved by Alderman Sullivan, seconded by Alderman Breen that the report and resolution as submitted be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

FINANCING EMERGENCY SHELTER

Read letter from the City Solicitor as follows:

October 17/1946.

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

Gentlemen:-

October 17/1946.

In view of the number of projects included in the above matter, I would like to suggest that the Council give some specific direction as to the application of the monies being received from rentals and from Central Housing and Mortgage Corporation. It would seem that it might be advisable to direct that periodic payments be made of these funds for the purpose of reducing the amount of the borrowings. I am not aware that any particular directions have been given in this matter up to this time.

The result will be that when we submit legislation to ratify these expenditures, we may only need to secure ratification for the amount then outstanding.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Lloyd, seconded by Alderman Doyle that the letter be referred to the Finance and Executive Committee. Motion passed.

TAX COLLECTIONS

Tax Collections For the Month of September 1946

Calendar Year	Reserves	o/s Bal. Aug. 31/46.	New Accounts and Adjust- ments.	September Collect- ions.	o/s Balances Sept. 30/46.
1945	\$11,067.19	\$ 64,662.27		\$ 4,519.30	\$ 60,142.97
1945	23,383.23	141,969.25		7,295.69	134,673.56
1946	45,163.09	468,466.93		103,063.91	365,403.02
		\$675,098.45		\$114,878.90	\$ 560,219.55

All Taxes

1944	25,274.51	155.61	25,118.90
1945	7,852.43	221.53	7,630.90
	8,039.86	661.72	7,378.14
	57,020.43	26,114.78	30,905.65

	<u>1946</u>	<u>1945</u>
Additional Collections		
Arrears 1925-26 to 1943-44 Corresponding Period last year	1,031.17	4,466.34
Collections as per Statement above Corresponding Period last year	114,878.90	72,291.47
Total Collections for the Month	115,910.07	76,757.81
Collection Poll Taxes Jan 1/46 to Sept. 30/46 Corresponding Period last year	65,704.12	38,190.10

Respectfully submitted,

A. F. Hagell,
CHIEF ACCOUNTANT.

October 17/1946.

A P P R O P R I A T I O N S

As At September 30, 1946

TO THE CITY COUNCIL:

The following is the state of Civic Appropriations on the above date after deducting unpaid orders.

APPROPRIATIONS		FREE BALANCE
City Home	Salaries & Maintenance	\$ 39,609.67
Fleming Park	Salaries & Maintenance	963.34
Public Gardens	Salaries & Maintenance	9,715.16
Library	Salaries & Maintenance	1,969.15
T. B. Hospital	Salaries & Maintenance	63,179.24
Inf. Disease Hospital	Salaries & Maintenance	17,245.15
Public Health & Welfare	Salaries & Maintenance	8,732.45
Co. Operative Health	Salaries & Maintenance	27,451.14
Police Department	Salaries & Maintenance	68,914.64
City Prison	Salaries & Maintenance	11,726.16
Works Department	Salaries & Maintenance	142,543.36
Fire Department	Salaries & Maintenance	74,582.16
Fire Alarm	Salaries & Maintenance	4,501.41
Printing & Stationery		1,470.73

Respectfully submitted,

A. F. Hagell,
Chief Accountant.

FILED

CITY MANAGER

Alderman Lloyd suggested an early meeting on this matter.

His Worship the Mayor stated that he would call a meeting next week in this regard.

His Worship the Mayor stated that tomorrow night the Youth Council would take over and suggested that as many Aldermen as possible attend this meeting.

Moved by Alderman Hosterman, seconded by Alderman Burgess that this meeting do now adjourn. Motion passed.

Meeting adjourned.

11.10 P. M.

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City Manager

775

J. E. Ahern,
MAYOR AND CHAIRMAN.

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

A F T E R N O O N S E S S I O N
S P E C I A L M E E T I N G

Council Chamber,
City Hall,
Halifax, N. S.,
November 6, 1946,
3:00 P. M.

A meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman and before considering the regular order of business, the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor Chairman; Aldermen Moriarty, Breen, Hosterman, Coffin, Lloyd, McDonald, Doyle, Walker, Burgess and Sullivan.

The meeting was called specially to consider the following items:

1. Report Comm. Whole Council re Acquisition of Assets and Undertaking of the N.S.L. & P. Co., Limited.
2. Letter City Clerk re Resignation Alderman Batson.

RESIGNATION ALDERMAN BATSON

Read letter from the City Clerk as follows:

October 24, 1946.

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

Dear Sir:

Owing to ill health I hereby tender my resignation as Alderman for Ward #1 of the City of Halifax.

Yours very truly,

(Sgd) E. Bert Batson,

Moved by Alderman Walker, seconded by Alderman Coffin that the seat formerly held by Alderman Batson be declared vacant. Motion passed.

Moved by Alderman Lloyd, seconded by Alderman Sullivan that the date for the election to fill the vacancy in Ward One be set for Wednesday November 27/1946 and nomination day for Tuesday November 19/1946. Motion passed.

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His Worship the Mayor: "I have expressed my regrets to Alderman Batson. I felt that he has contributed very much to our civic government. He always had the City's interests at heart. I feel the members of Council will join with me in wishing Alderman Batson a speedy recovery.

Moved by Alderman Coffin, seconded by Alderman Lloyd that this Council go on record as expressing its appreciation to Alderman Batson for the services he has rendered.

Alderman Lloyd: "Alderman Batson has certainly contributed greatly to the Government of the City of Halifax. I hope and I know that we all feel the same way that his retirement will allow him to recover from his illness."

The motion was then put and passed.

ACQUISITION OF ASSETS AND UNDERTAKING OF THE
N. S. L. & P. CO. LTD.

Read letter from President J. C. MacKeen as follows:

November 1, 1946.

J. E. Ahern, Esq.,
Mayor, City of Halifax,
Nova Scotia.

Dear Mr. Mayor:

It seems to me that a certain amount of confusion is arising in our discussions about the transit system in this city, and the City Council and ourselves may be approaching the subject from angles so different that we appear to have made little progress towards an agreement. For this purpose I am taking the liberty of outlining in this letter the position as we see it.

In the first place - as we have stated at our conferences - our properties are not for sale. This particular question has occupied a good deal of the time at our meetings but the Company is not in a position to make even an indefinite commitment as to price or conditions of the acquisition of our properties by the City.

We would very much like to reach an agreement with the City for a trolley-bus transit system in sub-

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stitution for the present tram system. We are in general agreement with the report made by Mr. Wilson, and think that the single point on which we differ with that report could be ironed out by a joint meeting of our Solicitors or by a small committee from the Council and from the Company. The point in question is the 2% Tax on gross earnings. If an agreement could be reached, we are prepared immediately to place orders for the necessary equipment and materials for the introduction of a modern Trolley Bus system.

We feel that we cannot order the trolley busses until an agreement has been reached with the City for the reason that it would not be possible to operate the proposed system under the terms of the arrangements applicable to the present tramways. We would be in that position if we were to order the trolley busses and then find that the City did not intend to take over the operation.

Assuring you of our desire to cooperate in every reasonable way, I remain,

Sincerely yours,

(Sgd.) J. C. MacKeen,
President.

His Worship the Mayor: "We have representative citizens here today, Mr. C. H. Wright is representing the Board of Trade and I think he has been authorized by the Board to speak."

It was agreed to hear Mr. Wright.

Mr. Wright then addressed the Council as follows: "Your Worship and Gentlemen; as the Mayor has said I am here representing the Halifax Board of Trade, particularly the Council. There have been a number of matters of the Board of Trade that have been unanimous in their decisions about what I am going to present to you. Let me say very frankly at the opening that the Board of Trade has no brief for the N. S. L. & P. Co., Ltd. We have had discussions with the Board of Public Utilities and the Tram Co., and we have formed our own opinions. The report of Mr. Wilson is only two months old and yet you have gone a long way. You are not facing a crisis. I don't know why there has been a fuss made about this situation. The old tram

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system is worn out and we want new trolley busses as recommended by Mr. Wilson. The point is the question of ownership. I submit that this is not the time to debate in an academic fashion the matter of ownership. In this Province we have numerous cases of very successfully operated Public Utilities. On the whole the operations of these organizations have been good and efficient. I think most of the members of the Board of Trade would say that those are good and proper operations. This is the opportunity for the Council to get us busses quickly. The desire of the Board is to close immediately a contract with the N. S. L. & P. Co., Ltd., and if later the City takes over, is another matter. I am informed and I think it is correct that one of the principle things we must do is maintain the revenues of the City of Halifax. This City is hard hit with exempt property. If the City after going through the proper procedure decides it wants to operate the utilities owned by the N. S. L. & P. Co., Ltd., they must buy the securities at a fair price. We will deal with the Tram part now. I ask you, why is that the Cities of Vancouver, Victoria, Hamilton and St. John have refused to buy the transportation system? Because of the difficulty surrounding the operation. The electricity part during the war the profits were large and a large amount was paid to Ottawa. What new industries will employ people in this City? We have lost one of the industries on the other side of the harbour. If the population, according to Mr. Wilson is 85,000, where do we fit as regards profits. Suppose the City has bought the three utilities, do we know they will pay profits or will they be a drag on the community. We are here to see to it that the large tax payers do

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not have to pay increased business taxes. If you separate all or in part of a larger system? We have in Halifax the lowest rate for juice anywhere East of Montreal. If the City buys those utilities, how do we know those rates will be maintained. There is talk that if the City buys that there will be no taxes paid to the Federal Government. That is not so. Every publicly owned utility pays 8% to the Government. The time is coming when the people of Canada are going to insist on a better distribution of taxes and a lower rate of taxation. The Federal Government is taxing publicly-owned utilities from coast to coast. Gentlemen this is not a time to experiment. The problem before us is to get a new trolley bus system. The N.S.L. & P. Co., Ltd., are organized and competent to operate these. There is no other body existant to do as good a job. Everyone of you are competent in your own business. Everyone is trying to serve the City to the best of your knowledge and ability. I don't like to see Aldermen abused when they are using their best judgment. I am here to present to you the views of the Council of the Halifax Board of Trade and we ask again that this City Council as soon as possible close a contract with the N. S. L. & P. Co., Ltd., for the installation of a trolley bus system as outlined in the Wilson report. This is not the time to discuss public ownership. If we find that the gas, bus and electric distribution are profitable, we can proceed to buy it."

His Worship the Mayor: "If we make a new agreement for from 5 to 14 years as proposed, that will be a long time to take over. Are you aware that in New York they have diesel busses?"

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Mr. Wright: "Yes, the diesel is operated from crude oil the same as your automobile. You might have to supplement the trolley busses with a few gas busses but I am not the authority on this."

His Worship the Mayor: "Your Board represents people who must pay taxes for a great many years. Some big men live in hotels and pay a tax of \$12.00 a year. I feel that the low wage earners are very much interested but I do not wish to embarrass you for a moment Mr. Wright. I know you are as interested as any man in town. Thank you."

Alderman Lloyd: "The question of assuming that we were academic, I don't think there was anything academic about taking over the distribution system, the transportation and gas plant. There was nothing academic about it at all. If we negotiate an agreement with the Company with respect to trolley bus operations and we had in mind public ownership, then our agreement must have a clause in it to protect the City's right. Did the Council of the Board of Trade feel that 2% was all right?"

Mr. Wright: "I think this Council has not been conducting an academic discussion because some of the things in the press are not academic. Answering the question of Alderman Lloyd, I was not present at any meeting of the Board of Trade where 2% of the gross was discussed. I doubt if that was discussed by the Board of Trade."

Alderman Lloyd: "I appreciate that the Board of Trade has approached this question sincerely. I do realize that this is an extremely important matter. I wish to obtain from the Board of Trade the best of their judgment. On the question of taxes maybe we were

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misinformed that the Government does tax publicly owned utilities. He must admit that publicly-owned utilities do not pay taxes."

Mr. Wright: "I don't agree with you. They pay 8%."

Alderman Lloyd: "I wasn't discussing Sales Tax. So there will be no misunderstanding, I put this question to you when you make that assertion about Federal taxes you should qualify it that publicly owned utilities do not pay income taxes."

Mr. Wright: "That is right. At a meeting of the Chamber of Commerce it has been advocated that publicly owned utilities should be taxed."

Alderman Coffin: "Do you know the details of the story of Hamilton."

Mr. Wright: "There were three Johns that owned the electricity of the City of Hamilton. The Ontario Hydro purchased the utilities in Hamilton including the water falls. It is the longest distribution of its kind in North America. The Ontario Power Commission purchased the whole property from the electric Company and the transportation system. Within the last 12 months the Hydro Electric Commission wanted to get rid of the transportation system. The transportation system of the City of Hamilton is now owned by private interests. There is difficulty in the operation of a transportation system because a few men can tie up the system."

His Worship the Mayor: "I feel that the people are entitled to immediate action in regard to the transportation system. I was keenly interested in the item from New York regarding the diesel engines."

Alderman Lloyd: "I would like to hear others if there are any."

Mr. Kenneth Ross of the Junior Board of Trade then

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read the following brief:

28th October, 1946.

Kenneth A. Ross, Esq.,
President,
And Councillors,
Halifax Junior Board of Trade,
Halifax, N. S.

Recommendations of Civic Committee
Re: Halifax Transit System.

Gentlemen:-

At a meeting of the Civic Committee of the Halifax Junior Board of Trade on the 28th of October, 1946, following a careful study of the proposed new transit system for the City of Halifax, it was strongly recommended that:

(1) The system of electric trolley coaches, as recommended by Norman D. Wilson, in his report dated September 5th, 1946, be substituted for the present electric trams.

(2) An order for an adequate number of trolley coaches be placed immediately in order to institute the new system in as short a time as possible.

(3) Should the Nova Scotia Light and Power Company and/or the City of Halifax, fail to decide within ten days, as to the ownership and operation of the transit system, that the two parties concerned, recognizing the dire need of the Halifax Public, and the threat of collapse of the present system, enter into a joint agreement for ordering the necessary equipment on a fifty-fifty basis, the party ultimately taking control to fully reimburse the second party for the original investment.

(4) That the operation of the new transit system be vested in a completely autonomous body, whether public or privately owned.

Chairman,
Civic Committee,
Halifax Junior Board of Trade.

Mr. G. A. Smith of the Halifax District Trades and Labor Council then addressed the Council as follows:
"Your Worship and Gentlemen; my speech is going to be very brief. I would have been greatly surprised if Mr. Wright had said anything different from what he did. I want to congratulate him on the fair manner in which he has presented the views of the Board of Trade. He did mention the fact that he was representing a number of large tax payers. I want to inform this meeting

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that I represent a large number of tax payers, approximately 8,000. They are large tax payers in comparison of the earnings they have. We believe and have for years that it would be in the best interests of the City as a whole for the City to take over. My friends from the C. C. L. have prepared a brief which meets with our approval. They will give a picture of what we have in mind. Thank you."

Mr. F. D. Nicoll, Secretary-Treasurer of the Halifax District Labour Council, C. C. of L. then read the following brief:

BRIEF PRESENTED BY F. D. NICOLL, SECRETARY-TREASURER OF THE HALIFAX DISTRICT LABOUR COUNCIL, C. C. OF L., TO THE HALIFAX CITY COUNCIL, ON WEDNESDAY, NOVEMBER 6, 1946, IN SUPPORT OF PUBLIC OWNERSHIP OF THE SERVICES PRESENTLY OPERATED BY THE NOVA SCOTIA LIGHT HEAT AND POWER COMPANY.

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

Gentlemen:

On behalf of the Halifax and District Labour Council, C. C. L., representing a substantial number of taxpayers in this City we welcome the opportunity of presenting the viewpoints of our organization on the question of Public or Private Ownership of the services presently being operated by the Nova Scotia Light Heat and Power Company.

Our membership supports Public Ownership of the Services now being operated by the Company in question, and we, hereby, state a number of reasons in support of our position on this matter.

1. Whereas Publicly owned Utilities have been favoured by the Federal Government in being exempted from Income Tax despite the fact that during the war years, most of the public utilities operated throughout Canada enjoyed fair margins of profit. It is our contention that the Federal Government has apparently and obviously established and is maintaining a policy favourable to Public Ownership. Income tax free profits, which presently are diverted into the hands of a minority group within the Community, could be used, under Public Ownership, to reduce the taxes of the citizens of our City as well as paying off interest debts and establishing a much to be desired .05 fare.

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2. Regulation of Public Utilities by an independent Board becomes a much simpler problem than our present system of regulations affecting private ownership. Under present circumstances any desired changes in the interest of the taxpayers of the City in connection with improvement of services rendered by this Company invariably results in long and complicated proceedings. This is due primarily to the fact that the interests of the shareholders, directors, bondholders, taxpayers and consumers must be reconciled, whereas, under public ownership, shareholders and directors interests are eliminated from the problem.

3. While realizing that the fixing of rates requires a margin of financial safety for the operator overestimating the required marginal safety under private ownership has not resulted in the consumer being given a refund in the form of reduced charges. Under Public Ownership such an error in judgment would mean that profits so accumulated could be used to reduce taxes and further reduce debt service charges, and in this way, benefit the Community as a whole.

4. Monopoly operations are undesirable in today's economy, and in this respect, we would like to bring to the attention of the City Council, that the present set-up within this Company, places a powerful and influential force in the hands of a small group of directors. On the other hand, under Public Ownership, the bad habits of monopoly operations can be corrected. Experience elsewhere, for example, the Pictou County Power Board, proves that an independent commission can be established to efficiently manage Public Utilities without undesirable political influences.

5. As a long range objective, the ownership of the Nova Scotia Light and Power Company's electrical generating and distribution system along, would greatly add to the present facilities of the Nova Scotia Power Commission, thus bring close the day when the entire Province would benefit from Public Ownership of electrical power.

6. Under Public Ownership any taxes which the municipality might decide to levy could be arrived at on a practical and sound basis and not on a bargaining basis which is the present method of tax negotiations with private ownership.

7. In conclusion, it is the contention of our labour body, that the ramifications of this question, not only effect the citizens of Halifax and vicinity, but have a direct bearing on the people of the Province as a whole. Having this in mind, we believe that public ownership would open the door to a great expansion of industrial activity in Nova Scotia. Along with new capital investments, funds from the sale of the assets of the Nova Scotia Light, Heat and Power Company would ultimately find their way into new private enterprises. In the event that the City Council, at this time, is not fully convinced that the majority of the taxpayers favour public ownership of the three services, operated by the Nova Scotia Light, Heat and Power, we would respectfully urge that an immediate plebiscite to be held to ascertain the wishes of the people in this all important matter.

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Mr. Milford Hubley of the Halifax Labour Council stated that he wanted to re-affirm the words of Brother Smith. "I would like you gentlemen to take into consideration that the brief represents some 15 or 16 thousand tax payers. Labor in the City of Halifax is united in its program."

Alderman Lloyd: "This is one of the most difficult problems the Council has had to face for a long time. Because we are a democratic body and as such democratic body must bend to the considered opinion of responsible bodies of citizens, we have had two responsible groups presenting their considered opinions both representing large numbers of tax payers. I suppose it may be correct to say both groups representing all tax payers indirectly. For the City Council to make such a decision as to whether or not they should enter into an agreement with the Company for bus operation is a very contentious problem. If the City decides to enter into an agreement with the Tram Company for the operation of bus transportation I think it can be taken for granted that there must be a clause included in the agreement that it shall not confer upon the Company any rights against the City's future in public ownership. If you take no action on the public ownership question then you will be disagreeing with the considered opinion of a large body of tax payers. The only solution to the problem is a plebescite on the issue. I have been on occasions appearing to be biased on public ownership. Let me make it quite clear that I have acted in the capacity as an executor holding shares in the N. S. L. & P. Co., Ltd. I have had to ask myself the question as to whether or not the disposal of the assets of this Company would seriously

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affect the shareholders, therefore, from a practical point of view I have had to consider this difficult problem. I have felt that the shareholders position is like the Montreal Company. Their position is this and this I give to you as a fair presentation of the position of the shareholders of the Company. If you should take over that portion of the assets which is practical for the City of Halifax to operate, the electrical distribution system only, the Province would have to consider taking over the generating plants and transmission lines. The Company would have to be reimbursed. The position from the point of income taxes might be extremely onerous. The Company would be faced with settling up its affairs and distributing the cash and then settle what amount was to be taxed. An enterprising group of business men would be quite conscious of this position and an enterprising group of brokers would realize that here was a large fund of money. It therefore might be advisable if the Company would sell its assets and change the name of the N. S. L. & P. Co., Ltd. and try to obtain from its shareholders the confidence that the same group of directors would take on operation of the Acadia Sugar Company. They could take on the operations of other companies. It is practical to suggest that enterprising business men would find ways and means to carry on industrial enterprise. That is not academic, that is practical. It is action of this kind that creates industry. I have come to the conclusion that I am not being unfair to the shareholders of the Company when I support public ownership of these utilities. The advantages to the City are many. I feel that the shareholders and those that represent them, if they

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will realize through the result of a plebescite that in a democracy the majority favors a public ownership, they can receive their reward in other activities in Nova Scotia. I am merely pointing out to you one major point in my defence that the shareholders are not losing anything, nor will the employees lose their jobs. The only replacement is the Board of Directors. I wish to recognize the briefs of the Senior and Junior Board of Trade. There must be a liason with the City Council so that the elected representatives may act with responsibility. I feel that the only solution to this is somewhat along the lines suggested by the Junior Board of Trade and the Labor Council. You should have a plebescite. I think the plebescite question should include in it whether the public are in favor or not of an independent commission. I don't think you could make a decision without a plebescite. We should endeavour with the Company to make an agreement between us which if any of the Company's assets are taken over, any commitments they might make, the City would reimburse them."

His Worship the Mayor: "If we could make a short term agreement with the Company and introduce public ownership later, I think that would solve the problem."

Alderman Coffin: "The first thing you should do is to enter into a short term agreement with the N. S. L. & P. Co., Ltd. Our problem is whether or not the purchase of this asset is going to improve the City of Halifax. That has not been proven to me. Before you hold your plebescite, this Council should have an opinion on it. You should immediately decide to enter into an agreement with the Company. I don't think you should bring up the plebescite without this Council

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having all the facts to make their own decision."

Alderman Lloyd: "I am agreed with that."

Alderman Hosterman: "I feel the same as Alderman Coffin. Mr. Wright's suggestion with regard to entering into an agreement with the Company is a good one. I also feel that we should hold a plebescite as soon as we can. I feel that we should definitely do something with regard to transportation and I feel that the suggestion of Mr. MacKeen that we get together on this and we will get somewhere. The plebescite will have to be held because it is too big a matter for 12 Aldermen."

Moved by Alderman Coffin, seconded by Alderman Lloyd that His Worship the Mayor appoint a Committee of this Council to meet with a Committee of the N. S. L. & P. Co., Ltd., to endeavour to negotiate an agreement whereby the trolley busses will be ordered at once.

Mr. MacKeen: "I think that is in accord with our ideas as suggested in my letter to you and we will be pleased to meet with the Committee when they are appointed."

His Worship the Mayor stated that he would like nominations from all sections of the City.

It was agreed that the Committee would consist of one Alderman from each ward.

The motion was then put and passed unanimously, the Aldermen listed as being present at this meeting were in their seats and voted.

Moved by Alderman Hosterman, seconded by Alderman Burgess that this meeting do now adjourn. Motion passed.

Meeting adjourned.

4:15 P. M.

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

J. E. Ahern,
MAYOR AND CHAIRMAN.

CITY COUNCIL MEETING
THURSDAY
NOVEMBER 14/46.
A G E N D A

Prayer.

Minutes.

Motion to reconsider Return of Water System.

Accounts.

Report Directors Point Pleasant Park re Closing Portion Miller St. to Heavy Traffic.

Report Fin. & Exec. Comm. re Tenders for the Sale of Land.

" " Sewer Right-of-Way Beaumont Subdivision.

" " Sewer and Water High Street.

" " Curbs, Gutters, etc.

" " South Barracks Property.

" " Superannuation ex-City Employees.

" " McFatriage Property Dalhousie St.

" " Lease to Halifax Harness Horse Club.

" " Amendment Ordinance #6 (Second Reading).

" " Grant Halifax Welfare Bureau.

" " Refund Superannuation Contributions late C. S. Brown & Messrs. C. V. Barrett and M. Supple.

" " Assessment Halifax Relief Commission.

" " Lease of Dwelling #32 Cedar St.

" " Charges Sewer & Water Extension Rector St.

" " Tax Certificates.

" " December Pay.

" " Borrowing to maintain Current Account.

" " Account Auditors re C. N. R. Taxation.

" " Account for Appraisal South Barracks.

" " Appointment Commissioner of Finance.

" " Financing Emergency Shelter.

" " Refunding Permanent Stock.

" " Salaries Female Attendants City Home.

" " Reclassification Miss M. Cameron.

Report Public Health & Welfare Comm. re Guardian Miss L. Williams.

" " Plaques T. B. Hospital.

" " Purchase Ice Maker.

" " Purchase Equipment T. B. Hospital.

" " Purchase of Blankets.

" " Tenders Potatoes & Turnips.

" " Accounts over \$200.00.

" " Account Standard Paving Mar. Ltd.

Report Safety Comm. re Account Motorcycles and Suits Police Department.

" " Purchase of Masks Fire Department.

" " Purchase Truck Fire Department.

Report Recreation Committee re Salary of Director.

Report Comm. Whole Council re Appointment Engineer Architect.

Questions.

Report Committee on Works re Insurance Payments Fire Loss Fleming Park.

" " Illuminated Signs.

" " Street Lights.

" " Acceptance of Streets.

" " Grading Armview Terrace.

" " Final Certificate.

" " Pipe Line Road.

" " Accounts over \$500.00.

" " Accounts Recreation Committee.

" " Honorariums School Janitors.

" " Emergency Shelter Conversions.

Letter City Solicitor re North End Bus Service.

Report Chief Accountant re Tax Collections Month of October 1946.

" " Appropriations.

Deferred Items

(1) Water Shed Properties.

(2) City Manager.

EVENING SESSION

Council Chamber,
City Hall,
Halifax, N. S.,
November 14, 1946,
8:00 P. M.

A meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman and before considering the regular order of business, the members attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor Chairman; Aldermen Moriarty, Breen, Hosterman, Coffin, Adams, Lloyd, McDonald, Doyle, Walker, Burgess and Sullivan.

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 Burgess, seconded by Alderman Moriarty that the minutes of the previous meetings be approved. Motion passed.

MOTION TO RECONSIDER RETURN OF WATER SYSTEM

Alderman Lloyd stated that he understood this motion could not be debated but that he was required to give a brief explanation why it should be debated. "It was at the last meeting in which this matter was discussed. There was some question over the motion before Council and it was agreed that the question would be reconsidered at this meeting because of the importance of the step proposed to take."

Moved by Alderman Lloyd, seconded by Alderman Coffin that the motion passed at the last regular Council meeting dealing with the Public Service Commission and the water utility be reconsidered.

City Solicitor: "This motion is to bring back to the Council the motion that was passed at the last

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meeting for further debate. This motion is not debatable. When your (Ald. Sullivan) motion is brought back into the Council it will be debatable."

Alderman Sullivan: "I understand that the amendment is what the vote is to be taken on. That the personnel be 7 instead of 5 as now constituted."

Alderman Lloyd: "Finally in an effort to place the Council in a position to debate the matter I agreed to withdraw any objections I had to the matter of procedure."

The City Clerk then read the amendment.

Alderman Sullivan: "I don't understand this."

Alderman Lloyd: "The matter to be settled is the amendment moved by Alderman Burgess and seconded by Alderman Breen, that is all."

The motion to reconsider was then put and passed unanimously the following members voting therefor:

FOR THE MOTION

Alderman Adams
Breen
Burgess
Coffin
Doyle
Hosterman
Lloyd
McDonald
Moriarty
Sullivan
Walker

Moved by Alderman Burgess, seconded by Alderman Breen that subsection 1 of section 3 of Chapter 47 of the Acts of 1944, an Act to Incorporate the Public Service Commission shall after the enactment of the said amendment consist of seven members, one of whom shall be the Mayor of the City of Halifax for the time being, three of whom shall be members of the City Council of the said City, while in office, elected thereto by the City Council and the remaining three

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members shall be residents of the City.

Alderman Lloyd: "On a point of procedure would the Aldermen who moved this give their reasons for so moving."

Alderman Burgess: "The only change I wish is for the Council to have the majority vote. If the Council votes money to the Public Service Commission we should have something to say when the money is spent and how it is spent. That is all I wish."

Alderman Breen: "I have nothing further to say in the matter. Alderman Burgess has expressed my feelings."

Alderman Burgess: "I don't wish any change in the Commission or any part of it."

Alderman Sullivan: "I would like to reiterate my statements of last month. I did not go into the detail of the motion. It was not my intention to upset the present setup in regards to the working of the Public Service Commission. I feel that the elected representatives of the City of Halifax should be in majority on the Commission. Unfortunately I did not scrutinize the motion presented to the meeting. I will be frank in saying that I would have voted against my own motion last month. It is not my desire to interfere with the working of the Commission in any way but I believe that the elected representatives should be on that Commission. The estimated income in round figures is approximately \$600,000.00. At a meeting some time ago \$360,000.00 was passed for extensions and work of the Public Service Commission. At a meeting a month or so ago \$250,000.00 we were asked to pass for the buying of the water shed. I feel that the elected representatives of the people should be in

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majority on that Commission when you spend more than one-third of the income of the City of Halifax."

Alderman Coffin: "I spoke at length at the last meeting. I do not think the motion is as innocuous as Alderman Sullivan would have us believe. It does materially change the setup of the Public Service Commission to have majority of control on the detailed business efforts of that Commission in the hands of the Council. It is all very well to say that the majority of control should be in the hands of the elected representatives. The experience of elected representatives on Commissions has not been on the whole satisfactory. It is not even satisfactory on the School Board. We were severely criticized for non-attendance by the past Chairman Mr. Kinley. It is very difficult for Aldermen to attend all these meetings. I want to mention one rebuttal by Alderman Sullivan I brought forward a month ago when I mentioned that the Commission had collected \$340,000.00 in water meter rates; his reply was that that was probably current. I checked on that today and I find the amount collected was \$361,000 of which \$241,000.00 were arrears which was not the job of the Public Service Commission at all. I say that this motion is more than an addition of Aldermen on the Commission. It is a vote of confidence in the Commission. It is a very dangerous move to make at the present time. I am very bitterly opposed to any change in the representatives. As to the number of the personnel, this Council would be very unwise to interfere with it at the present time."

His Worship the Mayor: "I thought if you add Aldermen you should also add laymen."

Alderman Coffin: "The matter of the independence

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of this Commission is vital. That is the very basis of the setup."

Alderman Hosterman: "I would just like to add that we have all the control that is required right here in Council. The Commission cannot get any money without a vote of Council. We have ample time to look things over. The watershed has not been passed as yet. I fail to see any benefit in appointing any Aldermen on that Commission."

Moved by Alderman Lloyd, seconded by Alderman Hosterman that the representative citizens be given an opportunity to be heard. Motion passed.

Mr. H. P. MacKeen, K. C. then read the following brief to the Council.

I am appearing on behalf of the Halifax South Civic Improvement Association. This organization has a membership of approximately 250 ratepayers. Its object is to improve conditions generally in Halifax South and to co-operate with the City Council by discussing and subsequently presenting to the Aldermen a clear cut statement of our view on Civic matters.

On behalf of the Association I wish to thank the Council for welcoming us here this evening.

This Association has been concerned over a proposal that the City seek legislation, the effect of which would be to increase the aldermanic representation on the Halifax Public Utilities Commission from two to four. Following the meeting of the Association on August 21st, the following letter was sent to each Alderman.

He then read from the letter.

The Halifax Public Utilities Commission was incorporated by Chapter 47 of the Acts of 1944. The

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pertinent sections of this Act are as follows:

He then read from the Act.

This legislation makes it clear that as far as the personnel of the Commission is concerned, their appointment and re-appointments are in the hands of the City Council and any by-laws or regulations they may make are subject to the approval of the City Council. The effect is that while the Commission is entirely independent from an administrative point of view, the City exercises a very real and effective control.

Furthermore, any capital expenditures the Commission may make in excess of \$1,000 must be approved by the Nova Scotia Board of Public Utilities.

The actual set-up of the Halifax Public Utilities Commission is now as follows:

The Mayor and Alderman, T. H. Coffin, the three independent members being F. A. Nightingale C.A., Melvin S. Clarke and J. J. Fultz.

It might be of benefit at this stage to review briefly the conditions that existed prior to the creation of the Halifax Public Utilities Commission in 1944. At that time the water system was administered by a Committee of the City Council. In spite of the sincere efforts of that Committee the water utility deteriorated until it reached a serious condition. It was so bad that in view of numerous complaints the Engineering Service Company was appointed by the Board of Public Utilities by an order dated March 20th, 1943 to fully enquire into the condition of the Halifax Water Utility. A long and careful investigation was made by the Engineering Service and in due course their report was filed.

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After pointing out a dozen or so ways in which the water service had broken down;

He then quoted from the report.

Faced with these conditions the Halifax Public Utilities Commission took over the operation of the Utility on January 1st, 1945. To refresh your memories on how they conducted your business, I will read the first page of their report.

He then read the first page.

It is impossible to read that report without coming to the conclusion that the Public Utilities Commission have literally achieved marvels in a short period of time. Their achievement in the past is an earnest or indication of further achievement in the future for the benefit of the taxpayer and consumer and it is the taxpayer and consumer who are primarily concerned.

It is obvious that the proposed legislation will put the administration of the utility in the hands of the City Council and it will cease to be independent. We cannot see one reason how destroying the independence of the Commission will add to its efficiency. On the other hand, we believe the degree of independence now enjoyed by the Commission is very much in the interest of the consumer, taxpayer and aldermen themselves.

None of us are blind to the demands made on public men by job and patronage seekers and those seeking to promote sectional or selfish interests. For an elected representative it is very difficult and embarrassing to refuse a request from a personal friend or supporter or body of supporters. An independent commission, however, can view all such demands from the point of

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of view of all the taxpayers and weigh each demand upon its merit.

Furthermore the Aldermen are probably the busiest group of men in the City. Every right thinking citizen appreciates the time and energy they give to their civic duties. It is only fair that they should be relieved of the administrative responsibility connected with the Utility concerned.

The City is indeed fortunate to have the services of such men as the present independent commissioners contributing their time and outstanding ability to the service of the City and assuming the responsibility which they do assume. We must ask ourselves if such men would assume such a responsibility if they sit as a minority on a board of which the majority are elected representatives.

The principle of an independent Commission administering a Utility is generally recognized as the most desirable form of administration.

(1) The Ontario Hydro Commission.

(2) The Nova Scotia Power Commission.

80% of the Cities and Towns in Canada of over 10,000 population have independent management of their water systems. Why? Because it has been found to be the most satisfactory and efficient.

We believe that under the present set-up we have in Halifax a progressive and efficient administration of our water Utility, an administration that has a democratic responsibility to the Council which appoints it, and for our part, we are definitely opposed to the proposed change.

Alderman Lloyd: "I wish to say that all that Mr. MacKeen has expressed on behalf of the tax payers in

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the day to day operations of civic business conforms to my views practically in every detail. I should like to point out that originally it was the plan to have an independent Commission consisting of five private citizens. A great deal of discussion arose as to what was meant by independent. The Aldermen felt that City Council should have a liason on that Commission through which questions could be discussed and settled right here. They felt at that time that a member of the City Council and the Mayor would be in a position to answer questions on the floor of the Council Chamber much more readily. At the same time it would provide the Commission with the views and opinions of public reactions with respect to policies. We have as a Council exercised our judgment and compromised our judgment of what we believe in electing an Alderman to sit on the Commission and the Mayor ex-officio. There may be some advantage in having more Aldermen but I have failed to see this. I agree that elected representatives should decide questions of policy. We decide what by-laws they shall make. We decide how far they can go, how much power they shall have. We find that every year we have the right to name a new member to the Commission. I don't believe that the members of the Council would ever hazard the Commission by an unwise appointment but we have no assurance as to what future Councils might do. It is possible that in the not too far distant future that a series of appointments may take place which may achieve an undesirable situation. I think that the proposal that it be a committee responsible to the Council is better than giving the majority control over the Public Service Commission.

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to a minority group of elected representatives. I have already spoken on the matter at previous Council meetings and others have expressed themselves on the motion. I can only summarize it this way; we must look ahead; we must project the possible trend of events when we decide this question of representation on the Public Service Commission. We must recognize that it is not urgent that we make a change now. I would appeal to the Aldermen from the best of my judgment, from my experience and my knowledge of many negotiations with the Board of Public Utilities and the Provincial Government on this matter, they recognizing that judgment, experience and knowledge, that they settle it once and for all or at least wait for another year before they take any action during which period of time the operations of the Public Service Commission will be fully explored by the new Aldermen."

Alderman Coffin: "There is one thing that has never been mentioned and I believe that everybody in the City does not know that the three representatives receive no remuneration for their services."

The motion was then put and lost, five voting for the same and six against it as follows:

FOR THE MOTION

Alderman Breen
McDonald
Doyle
Burgess
Sullivan

- 5 -

AGAINST IT

Alderman Moriarty
Hosterman
Coffin
Adams
Lloyd
Walker

- 6 -

ACCOUNTS

A resolution covering the accounts of the various Committees was submitted as follows:

- 801 -

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RESOLVED that this Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Finance and Executive Committee amounting to \$12,474.09; the Committee on Safety amounting to \$1,293.20 chargeable to Fire Alarm; \$21,886.11 chargeable to Fire Department; \$20,382.16 chargeable to Police Department; the Committee on Public Health and Welfare amounting to \$18,564.87 chargeable to Health Department; \$7,041.25 chargeable to City Home and \$3,248.72 chargeable to City Prison; the Committee on Works amounting to \$16,153.20; the Directors of Point Pleasant Park amounting to \$748.29 under the provisions of Section 315 of the City Charter.

Moved by Alderman Burgess, seconded by Alderman Hosterman that the resolution as submitted be approved. Motion passed.

ACCOUNTS OVER \$200.00

Read report of the Finance and Executive Committee as follows:-

Halifax, N. S.,
November 12/1946.

To 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 an account was submitted from Might Directories Atlantic Limited amounting to \$378.00.

Your committee recommends that the account be approved for payment.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Burgess, seconded by Alderman Hosterman that the report be approved. Motion passed.

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CLOSING PORTION OF MILLER STREET TO HEAVY TRAFFIC

Read report of the Directors of Point Pleasant Park as follows:

Halifax, N. S.,
November 7/1946.

To His Worship the Mayor and
Members of the City Clerk.

Gentlemen:-

At a meeting of the Directors of Point Pleasant Park held on the above date the matter of the control of traffic on Miller Street from Young Avenue to its eastern extremity was considered.

It was decided to recommend that the following resolution be submitted to the City Council for its approval and adoption:

Resolved that from and after the passage of this resolution no truck or other commercial vehicle having a load capacity (as rated by the Manufacturer of such truck or vehicle) in excess of one-half ton shall be operated on that portion of Miller Street, which lies between the eastern side line of Young Avenue and the western shore of the Halifax Harbour.

And Further Resolved that the Traffic Authority of the City of Halifax be requested to forthwith erect on such Miller Street appropriate signs in accordance with this resolution.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Breen, seconded by Alderman Moriarty that the report be approved.

Moved by Alderman Burgess, seconded by Alderman Sullivan that Mr. O. A. Hubley be now heard. Motion passed.

Mr. Hubley: "I represent Hubley's Sand and Gravel Company. This matter has not been discussed with me and I have not been given an opportunity to be heard to express my views or meet with the Park Committee. I am very much concerned as I operate a gravel business in the South End of the City. I would prefer not to take up the Council's time but I would suggest that

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this matter be deferred until it can be looked into further. I am ready to be recalled if there is any discussion. Thank you."

Alderman Burgess: "I have been informed that trucks will have to move to the Corner of Hollis Street."

Moved in amendment by Alderman Burgess, seconded by Alderman Sullivan that this matter be referred to the next meeting of the Committee on Works and a discussion held.

Alderman Sullivan: "It was pointed out that in the event of the traffic being diverted up through Terminal Road, this heavy traffic would go up Barrington Street and cause quite a congestion."

Alderman Lloyd: "I am in favor of referring back to the Committee on Works because I would like to raise questions as to the possibility of a street going up through Greenbank. There is that possibility. There is also the possibility of having a complete traffic underpass underneath the railway which would lead out to Inglis Street. We may secure the co-operation of the railway and enlarge underneath the tracks."

Alderman Breen: "I am disappointed that this matter is not going to be dealt with tonight. It has been before the Park Commission several times. Residents of the area visited the scene and as a result of that the matter is brought here. I would say that the matter be given due publicity in the press so that all people interested will be given an opportunity to be heard."

The amendment was then put and passed.

November 14/1946.

TENDERS FOR THE SALE OF LAND

Read report of the Finance and Executive Committee as follows:

November 12/1946.

To 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, tenders for various City owned properties were considered.

Your Committee recommends the sale of the following properties:

Lot No. 12 Kempt Road 34 x 100 to
William B. Robinsen for the sum
of \$200.00.

Lot No. 13 e/s of Robie Street 33 x
95 to Mr. Carl Day for the sum of
\$150.00.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

SEWER RIGHT OF WAY BEAUMONT SUBDIVISION

Read report of the Finance and Executive Committee as follows:

Halifax, N. S.,
November 12/1946.

To 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 attached report from the Committee on Works respecting the matter of a sewer right-of-way in the Beaumont Sub-Division was considered.

Your Committee concurs in the recommendation of the Committee on Works.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 14/1946.

November 7/1946.

Chairman and Members of the
Finance and Executive Committee.

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Commissioner of Works dated November 1st, was considered.

On Motion of Alderman Moriarty, seconded by Alderman Breen the said report was approved and recommended to the Finance and Executive Committee for approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Per J. B. Sabeau,
Asst. Clerk of Works.

November 1/1946.

His Worship the Mayor.

Sir:

At a meeting of the Committee on Works held last August, it was decided to obtain a right-of-way for the sewer connection Marlborough Avenue with Greenwood Avenue through lots 18 and 31 of the Beaumont sub-division. At that time it was thought that the owners would give the City a right-of-way for this purpose provided they are not assessed. It now develops that the owners had in mind that they would not be assessed for their frontage for lots 18 and 31 on Marlborough Avenue and Greenwood Avenue.

According to the provisions of the City Charter, it is not possible to relieve abutting owners of assessment. The owners now propose to permit the City to bill them for assessment, provided the City will pay \$112.50 for the sewer right-of-way.

I would therefore recommend that an agreement be made and that the City pay this amount for the sewer right-of-way.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

November 14/1946.

SEWER AND WATER HIGH STREET

Read report of the Finance and Executive
Committee as follows:-

Halifax, N. S.,
November 12/1946.

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

Gentlemen:-

At a meeting of the Finance and Executive Com-
mittee held on the above date a report from the
Committee on Works recommending the installation of
a sewer on High Street in the same trench with
that of the water main, was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 7/1946.

Chairman and Members of the Finance
and Executive Committee.

Gentlemen:

At a meeting of the Committee on Works held on
November 5th, the attached report of the Commissioner
of Works, dated November 1st, 1946, was considered.

On Motion of Alderman Sullivan, seconded by
Alderman Doyle the said report was approved and
recommended to the Finance and Executive Committee
for approval.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

November 1st, 1946.

His Worship the Mayor.

Sir:-

An application has been received from four
property owners on High Street requesting that a
sewer be laid south from Leeds Street. The petitioners
state that they are anxious to build on the vacant
lots there.

The length of sewer required including the angle
at Leeds Street, is about two hundred and seventy feet

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(270'). The estimated cost, if laid in the same trench as the proposed water pipe, would be about \$2500.00. The estimated assessment is \$960.00.

I would therefore recommend that when it is proposed to lay the water main, that the sewer also be laid.

Respectfully submitted,

R. M. MacKinnon,
COMMISSIONER OF WORKS.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

CURBS, GUTTERS, ETC.

Read report of the Finance and Executive Committee as follows:

November 12/1946.

To 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 Committee on Works recommending the installation of concrete curb, gutter and sidewalks on various streets was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 7th, 1946.

Chairman and Members of the Finance and Executive Committee.

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Commissioner of Works of the same date was considered.

On Motion of Alderman Doyle, seconded by Alderman Sullivan the said report was approved and recommended to the Finance and Executive Committee for approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.
Per J. B. Sabeau,
ASST. CLERK OF WORKS.

November 14/1946.

November 5/1946.

His Worship the Mayor.

Dear Sir:

I herewith submit a list of petitions received for concrete curb, gutter and sidewalks during 1946.

Also attached is a list of streets for which we have not received any petitions and which to my mind should be constructed as they connect with other streets which have been completed. This list shows the length of the streets and the estimated cost for the work.

It is recommended that this work be done if, and when, funds are available.

Respectfully submitted,

R. M. MacKinnon,
COMMISSIONER OF WORKS.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

SOUTH BARRACKS PROPERTY

Read report of the Finance and Executive Committee as follows:-

November 12, 1946.

To 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 Committee on Works respecting the matter of tenders for the property at South Barracks was considered.

Your Committee recommends that the recommendation of the Committee on Works be referred to the Committee of the Whole Council at a meeting to be held on Monday November 18, 1946 at 4 P. M. for consideration and recommendation to the City Council at a meeting to be held on the same date.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

During the discussion on this matter it was pointed out that the opening of the new T. B. Hospital would take place on Monday and it was then decided to meet on Thursday, November 21st., 1946 at 8.00 P.M.

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Moved by Alderman Hosterman, seconded by Alderman Lloyd that the report be approved with the understanding that the meeting will be held on Thursday, November 21, 1946 at 8.00 P. M. Motion passed.

SUPERANNUATION EX-CITY EMPLOYEES

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 Committee on Works recommending that legislation be obtained to enable the City to pay a retiring allowance of \$60.00 per month to the following:-

Fred Walsh
Robert Innis
George Newport

was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 7/1946.

Chairman and Members of the Finance and Executive Committee.

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Commissioner of Works dated October 2nd, in regard to Superannuation for FRED WALSH, ROBERT INNIS, and GEORGE NEWPORT was considered.

On Motion of Alderman Moriarty, seconded by Alderman Walker the Committee approved the said report and recommended same to the Finance and Executive Committee for approval.

Respectfully submitted,

W. P. Publicover, City Clerk,

Per J. B. Sabean, Asst. Clerk of Works.

November 14/1946.

October 2/1946.

His Worship the Mayor.

Sir:-

The following Ex City employees have made application to the City in the past year or so for financial assistance in some form and have been dealt with as follows:-

FRED WALSH - On half his usual pay. I would recommend that he be paid at a rate of \$60.00 per month and that legislation be sought for his superannuation at this rate.

ROBERT INNIS - Mr. Innis has worked with the Water Department for over thirty-two years. This case came up last July, since that time the Public Service Commission has been paying him a certain percentage of his former daily rate.

I understand that it was agreed at a meeting with Ex. Mayor Butler and a number of Aldermen and the Public Service Commission that it should be the responsibility of the Works Department one hundred per-cent.

GEORGE NEWPORT - Mr. Newport's case was before the Committee on Works last June and it was decided to pay him \$60.00 a month and to employ him as a watchman where possible.

I would also recommend that legislation be sought for Mr. Innis and Mr. Newport for a \$60.00 a month superannuation and that in the meantime they be paid \$60.00 a month by the Committee on Works.

Mr. Muldowney's case has already been dealt with.

Respectfully submitted,

R. M. MacKinnon,
COMMISSIONER OF WORKS.

Moved by Alderman Hostrerman, seconded by Alderman Coffin that the report be approved. Motion passed.

McFATRIDGE PROPERTY DALHOUSIE STREET

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 attached report from the Committee on Works respecting the McFatrige Property on Dalhousie Street and recommending that legis-

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lation be obtained deferring the payment of the betterment charges until such time as the connections are made with the sewer and cancelling all approved interest was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 7/1946.

Chairman and Members of the
Finance and Executive Committee.

Gentlemen:-

At a meeting of the Committee on Works held on the 5th instant, the attached letter from the City Solicitor dated October 28th, 1946 was read.

On Motion of Alderman Breen, seconded by Alderman Sullivan, the Committee recommended that the second clause, namely;- "Legislation be obtained deferring the payment of the betterment charges until such time as the connections are made with the sewer and cancelling all accrued interest," be approved and recommended to the Finance and Executive Committee for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

LEASE TO HALIFAX HARNESS HORSE CLUB

Read report of the Finance and Executive
Committee as follows:-

November 12/1946.

To 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 Committee on Works respecting an application from the Halifax Harness Horse Club for the use of the North Commons for Fall and Winter Horse Racing was considered.

A letter was also submitted from the City

November 14/1946.

Solicitor's Department enclosing an agreement between the City and the Club.

Your Committee recommends that the Halifax Harness Horse Club be again granted permission to use that portion of the North Commons formerly used for horse racing and His Worship the Mayor and the City Clerk be authorized to sign the agreement prepared by the City Solicitor's Department on behalf of the City.

Your Committee further recommends that the privilege of Canteen concessions on the commons be advertised in the press.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

AMENDMENT TO ORDINANCE #6 SECOND READING

Read report of the Finance and Executive Committee as follows:

November 12/1946.

To 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 an Amendment to Ordinance No. 6 which was read and passed a first time at the last regular meeting of the City Council was considered.

Your Committee recommends that the Amendment be read and passed a second time and forwarded to the Governor in Council for approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

AMENDMENT

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

Section 3 of Ordinance No. 6 of the Ordinances

November 14/1946.

of the City of Halifax respecting Electric Wiring and the use of Electrical Energy is amended by adding thereto the following clause:

"(B) The Committee on Works shall receive petitions for wiremen's licenses filed with the Electrician as hereinafter required and may grant or refuse any such petition; and the Electrician, upon the granting of any such petition, the payment of the fee mentioned in the preceding subsection, and the filing of the bond hereinafter required, shall issue a license in respect of such petition and shall sign the same and shall cause the name of the petitioner so licensed to be registered as aforesaid."

Moved by Alderman Hosterman, seconded by Alderman Coffin that the amendment as set out above be read and passed a second time and forwarded to the Governor in Council for approval. Motion passed.

GRANT HALIFAX WELFARE BUREAU

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 letter from the Commissioner of Health recommending that an additional sum of \$1,000.00 be granted to the Halifax Welfare Bureau under authority of Section 56 of Chapter 56 of the Acts of 1946 was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

REFUND SUPERANNUATION CONTRIBUTIONS LATE C.S.
BROWN AND MESSRS. C. V. BARRETT & M. SUPPLE.

Read report of the Finance and Executive Committee

November 14/1946.

as follows:

November 12/1946.

To 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 matter of refunding the amount contributed to the officials superannuation fund by the late Clarence S. Brown was considered.

Your Committee recommends that the sum of \$2,283.19 being the amount contributed to the officials superannuation fund by the late Clarence S. Brown be refunded to his daughter Mrs. Pearl Worthen under the provisions of Section #150 of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

MESSRS. C. V. BARRETT & M. SUPPLE

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 letters from the Deputy Commissioner of Finance respecting contributions made to the new Superannuation Plan by Mr. Charles V. Barrett and Mr. Morris Supple, who have terminated their services with the City were considered.

Your Committee recommends that the sum of \$144.53 be refunded to Mr. Barrett and the sum of \$152.93 be refunded to Mr. Supple.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

November 14/1946.

A letter was read from Mr. H. A. Gardiner, who had resigned as a member of the Fire Department requesting that the contributions made by him to the Superannuation Plan be refunded to him.

Moved by Alderman Lloyd, seconded by Alderman Walker that if the circumstances are the same as the other two cases that the request be granted. Motion passed.

ASSESSMENT HALIFAX RELIEF COMMISSION

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 letter from the City Assessor recommending that the offer of the Halifax Relief Commission to pay for the year 1947 the regular taxes on an assessment of \$450,000.00 and in addition an ex gratia payment of the sum of \$2,500.00 be accepted was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

LEASE OF DWELLING #32 CEDAR STREET

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 attached letter

November 14/1946.

from the City Solicitor's Department respecting the leasing of the dwelling at No. 32 Cedar Street was considered.

Your Committee recommends that the letter be approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 8/1946.

To His Worship the Mayor and
Members of the Finance Committee.

Gentlemen:-

This property is City owned property having been bought in under judgment sale some years ago. The Lessee, Mr. Henry Tipton, recently passed away and his son who has resided at this address with his father for some years is asking that the property be leased to him at the same rental and under the same terms as it was in the time of his father.

Under Section 614 of the Charter the lease of any City owned property must be authorized by Council and there must be a direction from Council that the lease is to be executed by the hands of the Mayor and Clerk. Would your committee therefore please recommend to Council that the lease be granted to Mr. Lance Maurice Tipton and that the Mayor and City Clerk be authorized to sign the lease.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Per T. C. Doyle.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

CHARGES SEWER AND WATER EXTENSION RECTOR
STREET

Read report of the Finance and Executive Committee
as follows:-

November 12/1946.

To 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 attached letter from

November 14/1946.

the City Solicitor respecting charges for sewer and water extensions Lot #18 Rector Street was considered.

Your Committee recommends that legislation be obtained unabling the City to write these charges off.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

October 28/1946.

To His Worship the Mayor and Members
of the Finance and Executive Committee.

Dear Sirs:-

At a meeting of your Committee on August 31st, the above matter and the letter of Mr. R. G. Murray was referred to me. I have looked into this matter and find that the facts are as follows:

- (1) This lot was sold at tax sale on March 4th, 1939 by the City to Miss Annie Burns. The sale was reported by the City Collector to the City Assessor on March 29th, 1939. The assessment for water extension was filed on December 28th, 1942 and at that time this assessment was charged to the City of Halifax and not to Miss Burns. This was an error.
- (2) Miss Burns did not register the deed until March 20th, 1944. She sold to one Bingham on April 29th, 1944. At the time, she made inquiries regarding the taxes in the City Collector's office and was informed that all taxes had been paid. No water extension assessment was shown at that time on her card. Bingham in turn sold to Lloyd Hennigar on July 18th, 1945. The assessment list was amended and the change from the City of Halifax to Miss Annie Burns was made on July 19th, 1944.

The situation, therefore, appears to be that an error was made by our Engineering Department in the first instance in 1942. As the sale of this lot was reported by the City Collector to the City Assessor on March 29th, 1939, the City had knowledge that Miss Annie Burns was the owner of this lot. The City corrected its error approximately two years later but at a time when the property had passed through other hands. Legally, according to Section 712 as amended by Chapter 55, Section 14, subsection 8 of the Acts of 1936, the list could be amended from time to time and no period of limitation is mentioned.

I find that there is a similar situation existing in regard to sewer charges of approximately \$88.00, plus interest and the facts in connection with these sewer charges are exactly the same as the water extension.

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Legally, both the sewer and water extension charges can be collected as the water extension list could be amended from time to time and the sewer list can be amended within two years from the date of filing. The amendment in this case was made before the two years elapsed.

It is urged by Mr. Murray, the Solicitor for the Estate of Annie Burns, that, Miss Burns, having sold the property at a time when there was no assessment against her on record, should not be forced to pay these charges. The price asked by her for this lot would presumably have been larger had she known of these charges. Apparently the mistake only came to light when the third owner of the property came in to enquire regarding taxes and one of the clerks in the City Collector's Office knowing that there was water and sewer extension on the street and not seeing any on the card, consulted the Engineer's Office and it was then the error became apparent.

Yours respectfully,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed.

TAX CERTIFICATES

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 attached letter from the Deputy Commissioner of Finance respecting the matter of tax certificates was considered.

Your Committee recommends that advertisements be inserted in the local papers informing the public that the tax certificates are for sale and how they may be obtained and also that local Loan Companies, Trust Companies and Banks be circularized.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 14/1946.

November 9th, 1946.

The Chairman,
Finance and Executive Committee,
City Hall.

Dear Sir: TAX CERTIFICATES

I would suggest that the matter of extending the sale of tax certificates under authority of Section 434B of the City Charter receive your consideration. For several years past, these certificates have been issued to tax payers who applied to the City Treasurer for them.

The sale of tax certificates suggests itself as a method of encouraging the prepayment of civic taxes during the period January 1st to May 1st, each year, that is between the commencement of the civic year, and the date on which civic taxes for that year become due and payable; and as a means of providing funds during that period.

The schedule of rates adopted by City Council on January 14, 1943, is as follows:

- "A, \$100.00 certificate purchased on or before January 5th at a price of \$99.00
- A, \$100.00 certificate purchased on or before February 5th at a price of \$99.25
- A, \$100.00 certificate purchased on or before March 5th at a price of \$99.50
- A, \$100.00 certificate purchased on or before April 2nd at a price of \$99.75."

The effective interest rate on a certificate purchased on January 5th, is approximately 3 $\frac{1}{4}$ % per annum.

Several methods of bringing this matter to public notice readily suggest themselves, such as advertisements in the newspapers, radio announcements, and printed circulars mailed to prospective purchasers. I would be pleased to have your direction as to which method or methods of advertising, if any, should be employed.

Yours very truly,

M. L. Bellew,
Deputy Commissioner of Finance.

Moved by Alderman Lloyd, seconded by Alderman Adams that the report be approved. Motion passed.

November 14/1946.

DECEMBER PAY

Read report of the Finance and Executive
Committee as follows:-

November 12/1946.

To 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 letter from the
Deputy Commissioner of Finance respecting the matter
of paying Civic Employees their full salary for the
month of December on or about the 15th of that month
was considered.

Your Committee recommends that the same pro-
cedure as followed in previous years be continued
this year.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Hosterman, seconded by
Alderman Coffin that the report be approved. Motion
passed.

BORROWING TO MAINTAIN CURRENT ACCOUNT

Read report of the Finance and Executive Com-
mittee as follows:-

November 12/1946.

To 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 attached letter
from the Deputy Commissioner of Finance respecting
the borrowing from the Royal Bank of Canada of sums
not to exceed \$275,000.00 in such amounts as it may
be from time to time necessary to maintain the current
bank account in funds was considered.

Your Committee recommends that the letter be
approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 14/1946.

November 9/1946.

The Chairman,
Finance and Executive Committee,
City Hall.

Dear Sir:-

Due to the substantial sums advanced on account of Emergency Shelter and other sums transferred to the General Capital account, the Current account may run into an overdraft position before the end of December 1946.

In order to meet this eventuality I would suggest that the City Council authorize the borrowing from the Royal Bank of Canada of sums not to exceed \$275,000. in such amounts as it may be from time to time necessary to maintain the Current Bank account in funds.

This may be done under the authority of Section 332 of the City Charter which permits the borrowing of amounts not to exceed 90% of the taxes of the current year outstanding at that time.

Yours very truly,

M. L. Bellew,
Deputy Commissioner of Finance.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

ACCOUNT AUDITORS RE C. N. R. TAXATION

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 letter from the Deputy Commissioner of Finance submitting an account from the Firm of Deloitte, Plender, Haskins & Sells, Chartered Accountants for services rendered in connection with the C. N. R. Taxation was considered.

Your Committee recommends that the account be approved for payment and that an additional sum of \$1,000.00 be borrowed under Section 6, Chapter 72 of the Acts of the Province of Nova Scotia 1945, same to be included in next years estimates.

Respectfully submitted,
W. P. Publicover,
CITY CLERK.

November 14/1946.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

ACCOUNT FOR APPRAISAL SOUTH BARRACKS

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 an account was submitted from Mr. J. G. DeWolf for services rendered in connection with appraising of properties at South Barracks amounting to the sum of \$45.00.

Your Committee recommends that the account be approved for payment and the funds required for same borrowed under the provision of Section 332A of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

R E S O L U T I O N

WHEREAS the City requires money for the purpose of meeting the cost of appraising the property at South Barracks, 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 a purpose.

BE IT RESOLVED that an amount not exceeding \$45.00 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 1947.

November 14/1946.

Moved by Alderman Hosterman, seconded by Alderman Coffin that the report and resolution as submitted be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

APPOINTMENT COMMISSIONER OF FINANCE

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 applications for the position of Commissioner of Finance and Accounts were considered.

Your Committee recommends that Mr. M. L. Bellew be appointed to the position of Commissioner of Finance and Accounts and that he be paid a salary at the rate of \$4,500.00 per annum from the date of his appointment.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Hosterman that the report be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

His Worship the Mayor then declared Mr. M.L. Bellew duly appointed Commissioner of Finance and Accounts.

Moved by Alderman Coffin, seconded by Alderman Lloyd that applications be advertised in the press for the position of Deputy Commissioner of Finance and Accounts. Motion passed.

November 14/1946.

FINANCING EMERGENCY SHELTER

Read report of the Finance and Executive
Committee as follows:-

November 12/1946.

To 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 letter from the
City Solicitor respecting the financing of Emergency
Shelters, which was referred to this Committee by
the City Council, was considered.

Your Committee recommends that payments received
from rentals and from Central Housing and Mortgage
Corporation, be paid to the Emergency Shelter funds,
for the purpose of reducing the borrowings as suggested
by the City Solicitor.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

October 17/1946.

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

Gentlemen:-

In view of the number of projects included
in the above matter, I would like to suggest that the
Council give some specific direction as to the appli-
cation of the monies being received from rentals
and from Central Housing and Mortgage Corporation. It
would seem that it might be advisable to direct that
periodic payments be made of these funds for the
purpose of reducing the amount of the borrowings. I
am not aware that any particular directions have been
given in this matter up to this time.

The result will be that when we submit legis-
lation to ratify these expenditures, we may only
need to secure ratification for the amount then out-
standing.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Lloyd, seconded by Alderman
Adams that the report be approved. Motion passed.

November 14/1946.

REFUNDING PERMANENT STOCK

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 letter from the City Solicitor respecting the matter of refunding permanent stock of the City was considered.

Your Committee recommends that legislation be presented to the Legislature at its next session to place a term on the outstanding permanent stock of the City and that the City Solicitor secure such information as will enable him to prepare a draft of legislation for Councils approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Lloyd, seconded by Alderman Adams that the report be approved. Motion passed.

SALARIES FEMALE ATTENDANTS CITY HOME

Read report of the Finance and Executive Committee as follows:-

November 12/1946.

To 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 Public Health and Welfare Committee recommending that the salary for Female Attendants employed at the City Home be increased by \$10.00 per month, was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Coffin, seconded by Alderman Adams that the report be approved. Motion passed.

November 14/1946.

RECLASSIFICATION MISS MARGARET CAMERON

Read report of the Finance and Executive Committee as follows:-

November 14/1946.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held on September 10/1946 Miss Margaret Cameron was reclassified as Secretary and at a meeting held on October 15/1946 it was decided to recommend that she be granted an increase of \$120.00 per annum over the salary she is now receiving, effective as from the date of her reclassification.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Coffin, seconded by Alderman Adams that the report be approved. Motion passed.

MUSICAL FESTIVAL

Mr. J. G. Farquhar who was present in the Council Chamber wished to address the Council on the matter of a Musical Festival.

It was agreed to hear Mr. Farquhar.

Mr. Farquhar then addressed the Council as follows: Your Worship and Aldermen. I am sure it is a pleasure to address you tonight on the proposed Halifax Musical Festival to be held in Halifax June 2nd, to 7th., 1947. I think the Mayor and all the Aldermen have a copy of the syllabus together with an editorial which was in the press this morning. I ask you to review the syllabus which will give you information on this festival. There has also been editorials in other papers. This festival is to be held under the patronage of the Governor General of Canada. The President of the Festival Association is Dr. Walker of Kings College. This festival has the co-operation, and that

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is my key word in this coming festival, of the Province of Nova Scotia under the Department of Education, the Schools of the City of Halifax under Dr. F. G. Morehouse and the musical interests in this City as well as the Service Clubs. These clubs are taking a certain duty with respect to this festival. I am asking you to support this with a contribution of \$200.00. The Province of Nova Scotia is expected to contribute the same amount but that is not for publicity tonight. This festival association is also being incorporated and we are seeking members for the Association broadcast from any person in the City. I would be pleased to see every Alderman join as a member of that Association. I think it will be one of the outstanding events of the City of Halifax. I hope you will put in your estimates for next May the sum of \$500.00. Thank you very much."

Moved by Alderman Coffin, seconded by Alderman Adams that Council approve of paying the sum of \$500.00 to the Halifax Musical Festival and obtaining the necessary legislation at the next session of the Legislature. Motion passed.

GUARDIAN MRS. L. WILLIAMS

Read report of the Public Health and Welfare Committee as follows:-

November 4/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date a report from the City Solicitor respecting the matter of the appointment of a guardian for Mrs. Lillian Williams, an inmate of the City Home was considered.

Your Committee recommends that application be made to the Supreme Court to have His Worship the Mayor appointed guardian in this case and that the Mayor and City Clerk be authorized to sign the required bond.

Respectfully submitted,
W. P. Publicover, CITY CLERK.

November 14/1946.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed.

PLAQUES T. B. HOSPITAL

Read report of the Public Health and Welfare Committee as follows:-

November 4/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date a report was submitted from the Commissioner of Health advising that the Lions Club of Halifax have provided earphones, radios and a public address system in the New Wing of the Tuberculosis Hospital and they now request that they be permitted to place a bronze plaque on the door of the room which has been set aside for the control room of the radios.

Your Committee recommends that the request be granted and a letter forwarded to the Lions Club expressing appreciation for their commendable work.

Your Committee also recommends that the Anti-Tuberculosis League be permitted to place a plaque in one of the wards of the Tuberculosis Hospital in memory of the late J. C. Jones, who did so much for the care of T. B. patients and the control of the disease.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed.

PURCHASE ICE MAKER

Read report of the Public Health and Welfare Committee as follows:-

October 7/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date a letter from the Commissioner of Health recommending the purchase of a freezing unit for use at the Tuberculosis Hospital from the Nova Scotia Light and Power Company Limited

November 14/1946.

for the sum of \$460.00 was considered.

Your Committee concurs in this recommendation, the funds required for this purpose to be provided as authorized by the Department of Municipal Affairs.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed unanimously the Aldermen listed as being present at this meeting were in their seats and voted.

PURCHASE EQUIPMENT T. B. HOSPITAL

Read report of the Public Health and Welfare Committee as follows:-

November 4/1946.

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

Gentlemen:-

The Public Health and Welfare Committee at a meeting held on the above date considered reports from the Commissioner of Health recommending the purchase of equipment for the Tuberculosis Hospital from J. F. Hartz & Co. Ltd., totalling the sum of \$1,178.05 and an Electrocardiogram from the Victor X-Ray Corporation of Canada Limited at a cost of \$759.75.

Your Committee concurs in these recommendations the funds required for this purpose to be provided as authorized by the Department of Municipal Affairs.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed un-animously the Aldermen listed as being present at this meeting were in their seats and voted.

PURCHASE OF BLANKETS

Read report of the Public Health and Welfare Committee as follows:

November 14/1946.

November 4/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date a report from the Superintendent of Health recommending the purchase from J. & M. Murphy Limited of 125 pairs of Buff Colored Blankets @ \$11.75 per pair in the place of White Wool Blankets previously ordered and which are not now available was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed.

TENDERS FOR POTATOES AND TURNIPS

Read report of the Public Health and Welfare Committee as follows:-

November 5/1946.

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

Gentlemen:-

The Public Health and Welfare Committee at a meeting held on the above date had for consideration a tender from Canada Packers Limited offering to supply to the City Home 1000 bushels of Green Mountain Potatoes @ 90¢ per bushel and 300 bushels of Canada No. 1 Smooth Turnips at 55¢ per bushel.

Your Committee recommends that the tender be approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman Burgess that the report be approved. Motion passed.

ACCOUNTS OVER \$200.00

Read report of the Public Health and Welfare Committee as follows:-

November 14/1946.

November 4/1946.

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

Gentlemen:-

The Public Health and Welfare Committee at
a meeting held on the above date approved and recom-
mended for payment the following accounts:-

Ingram & Bell Ltd.	\$576.70
Howards Ltd.	406.00
Salada Tea Co. of Canada Ltd.	296.07
J. & M. Murphy Ltd.	200.80
J. & M. Murphy Ltd.	290.76

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Sullivan, seconded by Alderman
Burgess that the report be approved. Motion passed.

ACCOUNT STANDARD PAVING MARITIME LIMITED

Read report of the Public Health and Welfare
Committee as follows:-

November 4/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare
Committee held on the above date an account was sub-
mitted from the Standard Paving Maritime Limited
amounting to \$762.00 for supplying and laying 6"
Cast Iron Pipe and Fittings from the City Home main
to the T. B. Hospital.

Your Committee recommends that the account be
approved for payment and the funds for same be provided
as authorized by the Department of Municipal Affairs.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Burgess, seconded by Alderman
Sullivan that the report be approved. Motion passed
unanimously the Aldermen listed as being present at
this meeting were in their seats and voted.

November 14/1946.

TENDERS FOR REMOVING OLD CHIMNEY CITY HOME

Read report of the Public Health and Welfare Committee as follows:-

November 14/1946.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date tenders for taking down an old Chimney at the City Home were considered.

Your Committee recommends that the tender of Mr. Nick Cortella for the sum of \$250.00 be approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Walker, seconded by Alderman Burgess that the report be approved. Motion passed.

ACCOUNT MOTORCYCLES AND SUITS POLICE DEPARTMENT

Read report of the Safety Committee as follows:-

November 7/1946.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date a letter was submitted by the Chief of Police recommending payment of the following accounts:

1. Clayton & Sons Ltd. suits for plainclothes men in the Dept. \$514.50
2. Geo. Colquhoun, 2 Motorcycles \$1,550.00

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Burgess, seconded by Alderman Sullivan that the report be approved. Motion passed.

November 14/1946.

PURCHASE OF MASKS FIRE DEPARTMENT

Read report of the Safety Committee as follows:-

November 7, 1946.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date a report from the Chief of the Fire Department recommending the purchase of 3 Scott Air Pak masks from William Stairs Son & Morrow Limited at a cost of approximately \$150.00 each, was considered.

Your Committee concurs in this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

PURCHASE OF TRUCK FIRE DEPARTMENT

Read report of the Safety Committee as follows:-

November 7/1946.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date tenders for the supply of a truck to the Fire Department were considered as follows:-

Trainer Auto Service Ltd. Model K-3 International Truck.....	\$ 1,621.90
Citadel Motors Ltd. G.M.C. truck \$1,331.50 plus \$62.70 for spare tire, dual windshield wipers and shock absorbers.....	\$ 1,394.20
Purdy Motors Ltd. Fargo Truck.....	\$ 1,373.77
Atlantic Chevrolet Oldsmobile Ltd. Chevrolet Truck.....	\$ 1,371.95
Halifax Motors Ltd. Dodge Truck.....	\$ 1,430.00

Your Committee recommends that the tender of Trainer Auto Service Limited for a Model K-3 International Truck at \$1,621.90 be approved providing the truck can be delivered within a period of two months.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 14/1946.

Moved by Alderman Adams, seconded by Alderman Breen that the report be approved. Motion passed.

SALARY DIRECTOR OF RECREATION

Read report of the Recreation Committee as follows:-

November 14/1946.

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

Gentlemen:-

At a meeting of the Recreation Committee held on August 26, 1946 Mr. Roy K. Smith was appointed Director of Recreation effective as from Oct. 1/1946 at an annual salary of \$2,000.00 but as there is no provision in the salary scale for this classification, he has not been paid any salary to date and Council's approval of this salary is therefore requested.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Burgess, seconded by Alderman Doyle that the report be approved. Motion passed.

APPOINTMENT ENGINEER ARCHITECT

Read report of the Committee of the Whole Council as follows:-

October 29/1946.

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

Gentlemen:-

At a meeting of the Committee of the Whole Council held on the above date the matter of the appointment of an architectural engineer to do special work in connection with the Master Plan as prepared by the Civic Planning Commission was considered.

It was decided to recommend to Council that Mr. J. Philip Dumaresq be engaged for a period of two years beginning December 1st., next at an annual salary of \$5,000.00 to do special work in connection with the adoption of the Master Plan and any work pertaining to the engineering profession.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

November 14/1946.

Moved by Alderman Lloyd, seconded by Alderman Adams that the report be approved. Motion passed.

TRANSPORTATION SYSTEM

Read letter from His Worship the Mayor as follows:-

November 14/1946.

To the Members of the City Council.

Gentlemen:

I wish to report to you that yesterday, November 13th, 1946, a conference was held between representatives of the Nova Scotia Light and Power Co. Ltd. and a Committee of this Council to discuss the proposed agreement for the change in the transportation system of this City from a street railway to trolley buses.

Attending the meeting with me on behalf of the City were Aldermen Moriarty, Lloyd, Walker, Hosterman, Coffin and Sullivan. Mr. Bethune, City Solicitor, was also present.

The City's Committee considered that its primary duty was to first protect the tax revenues of the City and secondly to cooperate as far as possible in the Company's effort to provide a better transportation system in the City.

At the meeting it developed that the main point in which the Company felt that it could not fully agree with Mr. Wilson's report was in the matter of the two percent (2%) tax on the gross revenues from the transit system. The Company was concerned that the time might come when the revenues from the transit system might not be sufficient to enable the Company to pay its operating expenses, its taxes, its depreciation reserves and a reasonable return on the transit operation and at the same time pay the two percent (2%) tax on the gross earnings. It was felt that some method might be evolved which would provide for a reduction of the tax in poor years and an increase in prosperous years. Several proposals were considered but it was finally felt that when a period of bad times arrived that the taxes to be paid by the Company to the City could be renegotiated.

As recommended in the Wilson report, there will be certain new expenses to be borne by the City as a result of the change in the transportation system and the two most important items are - (1) street paving, and (2) snow removal.

Before the City will be in a position to finally come to a decision in the matter an estimate of these costs, I think should be prepared for the Council.

November 14/1946.

Two draft agreements were prepared by the Company and submitted to the Committee at this conference and I have had Mr. Bethune prepare copies for you, which are now before you. I would ask you to give careful study to these agreements and as well to Mr. Wilson's report.

You will notice that one of these agreements, the shorter of the two, is intended to protect the Company in the event of its immediately ordering the trolley coaches and proceeding with the installation of the overhead equipment, etc., and subsequently being faced with the City taking over the transportation system. The agreement provides that in such a case the City will reimburse the Company for the obligations incurred by it by proceeding with these plans.

The other agreement, that is the longer agreement, is stated to follow closely the recommendations of the Wilson report with the modification respecting the two percent (2%) tax on gross revenues to which I have above referred.

If it is your wish, I will ask the City Solicitor to give a general explanation of this agreement and relate it to the recommendations in the Wilson report.

It is my suggestion that a meeting be called within a week or ten days to consider these agreements so that if they are approved the Company will be able to go ahead with its plans to improve the transportation system as proposed.

Yours very truly,

J. E. AHERN
MAYOR.

Alderman Walker: "We want to know whether the the City is going to take over or the Tram Company. I would think that the main thing would be "yes" or "no" are we going to run it or the Tram Co."

His Worship the Mayor: "We need all the facts about paving and snow removal."

Alderman Walker: "It is either one of the two."

His Worship the Mayor: "There are two agreements and I think the City should carefully consider them."

Alderman Walker: "I don't think a plebescite is the way to find out the wishes of the people."

Alderman Lloyd: "I might say that we progressed more than we did before in getting the facts on which to base a decision. The point Alderman Walker raises

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can be better dealt with when we receive figures. I would move that the Mayor's recommendations with regard to obtaining figures about snow removal and street maintenance be approved. There was no seconder to this motion.

Alderman Lloyd: "Without those facts you can't assess the validity of that claim."

Moved by Alderman Lloyd, seconded by Alderman Sullivan that a meeting be held within 10 days or at the call of the Mayor and that the facts for it be available to the Committee.

His Worship the Mayor: "Mr. MacKinnon's Department should check the costs of snow removal and paving."

The motion was then put and passed.

QUESTIONS

Alderman Lloyd: "I heard something about paying for Salada Tea. I wonder if we can have an explanation on that. I would like the Mayor to look into that."

Alderman Coffin: "I think it is a matter of tenders. We had to work those out with Mr. Ettinger."

Alderman Lloyd: "I agree that this question of tenders is an extremely difficult one."

Alderman Breen: "Perhaps this may be one of the reasons why we should have a Purchasing Agent."

His Worship the Mayor: "I will look into it."

BOTTLENECK AT FAIRVIEW

Alderman Burgess brought up the question of the Bottleneck at Fairview and stated that the Halifax North Civic Improvement Association had spent a lot of time on it and have plans drawn. "I think we should give Ottawa a jig as there will be an election coming up soon."

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Moved by Alderman Burgess, seconded by Alderman Sullivan that a letter be forwarded to Ottawa and also that the Halifax North Civic Improvement Association meet with the Safety Committee to discuss this matter.

Alderman Lloyd: "I think Ward 7 should be included."

This was agreed to and the Motion was passed.

SPEECHES BY HEADS OF DEPARTMENTS

Alderman Lloyd: "I read with undue misgivings about an address given by the Chief of Police. I saw somewhat of a challenge. I feel that if the Council is not giving support the Head of the Department should declare himself. In the absence of explanations, some assertions were extremely bad taste. The observations of Civic Employees and Heads of Departments should always be carefully considered from the point of view that they are the administrators of policy of this Council. I read something again about the School Board by Mr. Ettinger. I have the greatest respect for Mr. Ettinger's ability and I think is a man of good judgment. Such Heads when making statements should be very careful in matters of policy and not step out of line from the work they have undertaken to be an administrative employee of this Council."

Moved by Alderman Lloyd, seconded by Alderman Breen that all public statements which involve matters of policy of the City Council should be referred to His Worship the Mayor before release. Motion passed.

EXHIBITION DEFICIT

Read letter from A. M. Butler, Secretary to the Exhibition Commission as follows:-

November 14/1946.

October 29/1946.

His Worship Mayor J. E. Ahern,
City Hall,
Halifax, N. S.

Your Worship:

The City of Halifax is indebted to the Provincial Exhibition Commission in accordance with the statement below. The account is for balances due for operating deficits in the year 1939-40 and the year 1940-41 on which the City has paid certain sums on account.

Statement:		
Deficit 1939-40		\$13,201.27
1940-41		6,268.61
		<hr/>
		\$19,469.88

Payments on account		
	\$ 4,000.00	
	10,835.21	
	1,750.00	
		16,585.21
		<hr/>
		\$ 2,884.67

The above balance is exclusive of small deficits incurred in 1941-42, 1942-43, 1943-44 and 1944-45 of \$764.39, \$254.41, \$152.69 and \$119.23 respectively.

In view of the circumstance that the City Officials have applied certain sums in adjustment of a large disputed water account, and that the Commissioner of Finance was written on the subject pointing out that the deficit was a statutory obligation, I am now directing the matter to your attention, in order that full payment of the balance be made forthwith.

Yours very truly,

A. M. Butler,
Secretary.

Alderman Sullivan: "Was the Exhibition Commission active after it was taken over by the Dominion Government. What bills would have been contracted during that time. I think there should be some explanation."

Moved by Alderman Sullivan, seconded by Alderman Burgess that an itemized account be rendered the City Council, and also an answer to the question to be given by the City Solicitor.

Alderman Lloyd: "I think the Commission had to administer certain bills still outstanding. I believe

November 14/1946.

there was some continuing financial arrangement which required the Commission to supervise. Would a \$200.00 payment from City Funds to Mr. Butler disqualify him as a candidate for Alderman and if so for how long has that been continuing?"

Alderman Breen: "Is the Exhibition Commission still in existance?"

His Worship the Mayor: "Yes."

Alderman Sullivan: "I am to assume that those monies were interest on bonds by statements from Alderman Lloyd. It seems that some members of the Exhibition Commission do not know that it is still in existance."

His Worship the Mayor: "They are Messrs. J. D. McKenzie, H. E. Potter, A. B. Banks, His Worship the Mayor, Aldermen Burgess and Adams."

Alderman Burgess: "I have never received a notice for 5 years."

Alderman Lloyd: "The question of disqualification should be cleared tonight."

City Solicitor: "I think it is quite likely that such funds going into a separate corporation and becoming funds of that corporation and then paid out would not disqualify him. The question was asked during the years 1941 on, was the personnel of the Exhibition changed. The Act provides that the Commission consists of the Minister of Agriculture, His Worship the Mayor, two persons to be appointed by the Governor in Council and two persons to be appointed by the City Council and in addition there is a Board of Trustees."

Alderman Lloyd: "I think a financial statement should support this and then we can intelligently deal with it. I have no doubt that the figures are correctly determined."

November 14/1946.

Alderman Sullivan: "I would like to have tabled at the next Council meeting any financial obligations which the City or any other persons of the Government has against the old Exhibition. "

Alderman Walker: "I think the City is still indebted to the Commission until 1964."

Alderman Lloyd: "There were certain bonds issued as the City's part in financing. I remember at the time there was \$200,000.00 outstanding against which the City had accumulated a certain amount of sinking funds. This was something in the nature of a contribution to the Exhibition Commission. I think we should have a complete picture."

The motion was then put and passed and the City Clerk requested to write to Mr. Butler for an itemized statement.

FAIRVIEW CRUSHED STONE LIMITED

Read letter from the above firm as follows:-

November 8/1946.

His Worship the Mayor

City of Halifax.

Dear Sir:-

At a meeting of the Directors of the Fairview Crushed Stone Limited, following a discussion with a committee consisting of the Board of Works and representatives of the North End Civic Improvement Ass., it was decided to offer for sale the holdings of the Company including the property, permanent buildings, goodwill and cost of setting up and moving, for a sum of \$30,000.00, as agreed with the above mentioned committee.

Signed

J. E. Hennigar, Pres.

B. R. Etinger, Secy. Treas.

Moved by Alderman Lloyd, seconded by Alderman Burgess that the matter be referred to the Committee on Works. Motion passed.

November 14/1946.

SMOKE NUISANCE

Alderman Breen brought up the question of the smoke nuisance caused by the C. N. R. trains in the South End of the City.

His Worship the Mayor stated that he had interviewed a man from Ottawa today and he (His Worship the Mayor) said he would look into the matter further.

WARTIME HOUSES AT ARDMORE

Alderman Burgess wanted to know what the agreement was in connection with the Wartime Houses at Ardmore as he said he had heard that there is a number that are to be sold.

City Solicitor: "If there is a sale made the City will get back the value of the lot and a proportionate part of the local improvement charges." The City Solicitor then read a clause in the Agreement in explanation for Alderman Burgess.

Alderman Burgess: "I don't think any house of that size should be left in the neighbourhood. That was not the understanding at the time. I think there was a guaranty that 5 years after the war they would be taken down."

His Worship the Mayor: "I don't think the War-time Housing would make a move without discussing it with the City. I think that can be ironed out."

INSURANCE PAYMENTS FIRE LOSS AT FLEMING PARK

Read report of the Committee on Works as follows:-

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 thirty-nine (39) cheques amounting to \$2,180.00 were submitted to the Committee in full

November 14/1946.

settlement of claim for loss by fire at the Fleming Park Canteen in August, 1946.

On Motion of Alderman Moriarty, seconded by Alderman Doyle the Committee recommended to City Council that this amount be accepted in full payment of the City's claim and that the necessary releases be granted.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Moriarty, seconded by Alderman Doyle that the report be approved. Motion passed.

ILLUMINATED SIGNS

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, the attached report of the Commissioner of Works dated November 4th on applications for permission to erect the following overhanging illuminated signs was considered.

Meakins & Sons Ltd.,	54 Granville Street,
Rosa Brothers,	25 Gottingen Street,
Associate Taxi,	Bauer at Cornwallis St.,
George Fong,	37 Gottingen Street,
Carleton Hotel,	49 Argyle Street.

On Motion of Alderman Moriarty, seconded by Alderman Doyle the Committee recommended to City Council that the leases referred to in the said report be granted.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Burgess, seconded by Alderman Sullivan that the report be approved. Motion passed.

November 14/1946.

STREET LIGHTS

Read report of the Committee on Works as follows:-

November 7/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Commissioner of Works dated November 2nd, recommending installation of a street light on Deacon Street south of Almon Street and also one light at the corner of Almon and High Streets was considered.

On Motion of Alderman Doyle, seconded by Alderman Sullivan, the said report was approved and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

November 2nd, 1946.

His Worship the Mayor.

Sir:-

I beg to report on a request from residents on Deacon Street south of Almon Street for a street light, also one for the installation of a light at the corner of Alma and High Streets.

Mr. Durling has made an inspection of these sites and reports that lights are necessary at these points.

The estimated cost of installation for each light is \$50.00, with an annual maintenance cost of \$20.00.

I would recommend that the above installations be made.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Burgess, seconded by Alderman Sullivan that the report be approved. Motion passed.

ACCEPTANCE OF STREETS

Read report of the Committee on Works as follows:-

November 14/1946.

November 7/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, the attached report of the Commissioner of Works of the same date recommending acceptance of the following streets was considered.

Young from Oxford to Connolly St.
Joseph from Churchill Drive to Chebucto Rd.
Kane from Agricola to Robie Street
Cabot from Isleville to Agricola Street
Oakland Rd. from Connaught Ave. to Rock-
cliffe Street.

On motion of Alderman Breen, seconded by Alderman Sullivan the Committee approved of the said recommendation and recommended same to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Breen, seconded by Alderman Sullivan that the report be approved. Motion passed.

GRADING ARMVIEW TERRACE

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on November 5th, 1946, the attached report of the Commissioner of Works dated November 2nd, recommending that Armview Terrace be accepted by the City and graded, was considered.

On motion of Alderman Doyle, seconded by Alderman Walker the said report was approved and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.
Per J. B. Sabeau,
Asst. Clerk of Works.

November 14/1946.

November 2nd, 1946.

His Worship the Mayor.

Sir:

A petition has been received asking to have Armview Terrace accepted by the City and graded. This street runs southerly from Armview Avenue towards the North West Arm at which it ends.

The length of this street is three hundred and fifty feet (350'), part of which will require fill. The estimated cost to do this work is approximately four hundred dollars (\$400.00) which of course, will be borne by the property owners.

It is recommended that this work be done and the street accepted.

Respectfully submitted,

R. M. MacKinnon,
Commissioner of Works.

Moved by Alderman Doyle, seconded by Alderman Walker that the report be approved. Motion passed.

FINAL CERTIFICATE

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 5th instant, the attached final certificate of the Commissioner of Works, recommending payment to the Lawrence Construction Company of the sum of \$1,014.84 being the amount in full on their contract for Shelters, was on Motion of Alderman Walker, seconded by Alderman Doyle approved and recommended to City Council for payment.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Walker, seconded by Alderman Doyle that the report be approved. Motion passed.

November 14/1946.

PIPE LINE ROAD

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, the attached letter from the City Solicitor in regard to right-of-way of the transmission lines at Chain Lake along the so-called pipe line road was considered.

On motion of Alderman Breen, seconded by Alderman Moriarty the said letter was approved and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk

Per J. B. Sabeau,
Asst. Clerk of Works.

November 4/1946.

To His Worship the Mayor and
Members of the Committee on Works.

Gentlemen:

It has come to my attention that the right-of-way for the transmission mains from Chain Lake along the so-called Pipe Line Road expired September 1st, 1946. This easement was obtained pursuant to an agreement between the Honourable Henry H. Cogswell and the Halifax Water Company and was dated September 1st, 1847. Since that time the land over which the easement was given has been conveyed to a large number of individual owners and it is, in my opinion, impracticable to secure an individual easement from each owner. I therefore recommend that the City expropriate a perpetual easement from the Dutch Village Road as far back as may be necessary for the proper locating of the mains from First Chain Lake. This is a distance of something in excess of one mile.

As to the width of the easement, I understand that at least twenty feet should be the width, but this is a matter for the Engineering Department.

I would suggest that the matter be recommended to the Council and that the Commissioner of Works be instructed to prepare the necessary plan and description so that the expropriation can be finalized at the earliest possible moment.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

November 14/1946.

Moved by Alderman Breen, seconded by Alderman Moriarty that the report be approved. Motion passed.

ACCOUNTS OVER \$500.00

Read report of the Committee on Works as follows:-

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 the attached account of DOUGLAS A. WEBBER for \$611.65 for architectural fees, New Wellington Barracks was approved and recommended to City Council for payment, chargeable against the Emergency Shelter Fund.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Burgess, seconded by Alderman Sullivan that the report be approved. Motion passed.

ACCOUNTS RECREATION COMMITTEE

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Recreation Committee dated November 4th, was, on Motion of Alderman Doyle, seconded by Alderman Moriarty approved, and the accounts recommended to City Council for payment.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Burgess, seconded by Alderman Doyle that the report be approved. Motion passed.

November 14/1946.

HONORARIUMS SCHOOL JANITORS

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 the attached report of the Recreation Committee covering honorariums for school janitors for keeping lavatories open during the Summer at the Playgrounds was approved and recommended to City Council for adoption.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabean,
Asst. Clerk of Works.

November 4/1946.

J. B. Sabean, Esq.,
Asst. Clerk of Works,
City Hall,
Halifax, N. S.

Dear Sir:

At a meeting of the Recreation Committee held on the above date the attached list covering honorariums for school janitors for keeping the lavatories open during the summer at the playgrounds was approved.

Will you please have this approved at the next meeting of the Committee on Works.

Yours very truly,

R. H. Stoddard,
DEPUTY CITY CLERK.

November 4/1946.

Recreation Committee.
City Hall,
Halifax, N. S.

Gentlemen:-

With respect to the honorariums to be paid to the School Janitors for keeping the lavatories open during the summer months at the schools I wish to report the following:

St. Mary's Girls School	J. A. Parker	\$15.00
LeMarchant School	H. A. Langille	15.00
Joseph Howe School	J. F. Watts	15.00

November 14/1946.

Bloomfield Common School Mr. Fancey \$15.00

Alderman Tos. F. Doyle,

(Sgd.) Thomas F. Doyle.

Moved by Alderman Burgess, seconded by Alderman Doyle that the report be approved. Motion passed.

EMERGENCY SHELTER CONVERSIONS

Read report of the Committee on Works as follows:

November 7/1946.

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on November 5th, 1946 His Worship the Mayor reported that he had obtained the Manning Poll and Chebuoto Road Barracks for conversion for Emergency Shelter Purposes.

The Committee recommended that the work be proceeded with by the Halifax Home Builders Association on both of the above projects and the work be carried out as with similar past conversions.

Respectfully submitted,

W. P. Publicover,
City Clerk.

Per J. B. Sabeau,
Asst. Clerk of Works.

Moved by Alderman Sullivan, seconded by Alderman Walker that the report be approved. Motion passed.

LETTER CITY SOLICITOR RE NORTH END BUS SERVICE

Read letter from the City Solicitor as follows:-

November 12/1946.

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

Gentlemen:-

On Friday, November 8th, I attended at the Public Utilities Board where an application was being made by Nova Scotia Light and Power Co. Ltd. for amending the Motor Bus Service in the north section of the City of Halifax.

The Company produced evidence to show that the net operating deficit for this service increased to \$68,612.37 for the first nine months of 1946 from the

November 14/1946.

from the amount of \$60,381.56 for the same period in 1945. There was a passenger decrease of 77,825 persons or 9.3%.

It was pointed out by the Company and agreed to by the Board that this service was inaugurated to assist an emergency condition in the working conditions at His Majesty's Dockyard and Halifax Shipyards Limited as a wartime emergency. This emergency has now passed and from traffic checks made over a period of three months, it appears that the number of passengers using these busses between 6 o'clock and 6:30 varied from 6 passengers to no passengers. As a result the Company suggested that their operating schedule be altered as follows:

Starting at 6:30 a.m. instead of 6 o'clock and running a 30 minute service until 7 o'clock. Between 7 and 9, the same 10 minute service now being given will be continued. From 9 to 9:30, a 30 minute service will be given instead of the previous 10 minute service and this will continue until 12 noon. Under the old schedule this 30 minute service ran from 9:30 to 11:30. From 12 to 2 p.m. a 10 minute service will be given. This is the same as now being given, but from 2 to 2:30 it will revert to a 30 minute service which will continue until 5 o'clock. This is the same as heretofore. The schedules from 5 to 10 p.m. are unchanged. On Sunday, under the present schedule, the same hours were continued as on week days. Under the proposed schedule the hours will be from 7 a.m. to 10 p.m. with a 30 minute service.

It was my understanding that some opposition to this proposal would be forthcoming from organizations representing the persons affected, but at the hearing the only persons representing those customers did not, when given an opportunity to do so, raise any objection.

I had no particular instructions from the Council or any Committee to appear and I did not venture to speak on behalf of the City. I did, however, in view of the lack of opposition and the fact that, from the evidence, the proposal of the Company appeared reasonable, express my view that I could see no objection insofar as the citizens of the City generally were concerned to such variation in the schedule. I was influenced in this decision by the fact that a very substantial deficit has been carried by the Nova Scotia Light and Power Co. Ltd. since the inception of this service. With this deficit increasing by a very substantial amount, I felt that the Company would be in a good position if they wished to request the relief asked for.

I make this report for your information.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

November 14/1946.

Alderman Sullivan: "At a meeting of the Halifax North Civic Improvement Association there was strenuous opposition to any curtailment in the bus service at all. They felt that some figure should have been brought in about the overcrowding of the tram cars. They may be losing on the bus service but they are not losing on the tram service. It was the unanimous opinion that there should be no curtailment of the bus system in the North End but that there should be an extension. I don't know whether anything could be done to help. That is going to be finalized on the 15th of November. I would ask that the matter should be re-opened."

City Solicitor: "An application at any time by a representative group or by persons affected by the schedule may be made."

TAX COLLECTIONS MONTH OF OCTOBER 1946

Civic Year	Reserves	O/S Bal. Sept. 30/46.	New Accounts and Adjust- ments.	October Collect- ions.	O/S Balances October 31/46.
1944-45	\$10,504.95	\$ 60,142.97	Cr. 635.07	\$ 3,574.16	\$ 55,933.74
1945	22,522.99	134,673.56	Cr. 676.17	6,641.50	127,355.89
1946	21,446.63	365,403.02	Cr. 252.71	54,610.46	310,539.85
		560,219.55	Cr. 1,563.95	64,826.12	493,829.48
<u>1946</u>					
<u>1943-44</u>		25,118.90	Cr. 5.00	119.15	24,994.75
1944-45		7,630.90	Dr. 6.00	227.33	7,409.57
1945		7,378.14	Dr. 16.00	726.66	6,667.48
1946		30,905.65	Cr. 10.00	8,292.06	22,603.59
Additional Collections				1946	1945
Tax Arrears 1925-26 to 1943-44				3,288.06	8,197.00
Corresponding Period Last Year					
Collections as per statement above				64,826.12	
Corresponding period last year					74,158.30
Total Collections for the Month				68,114.18	82,355.30
Collection Poll Taxes Jan 1/46 to Oct 31/46				75,332.18	
Corresponding Period Last Year					45,119.00

Respectfully submitted,

A. F. Hagell,
Chief Accountant.

FILED.

November 14/1946.

APPROPRIATIONS
REPORT OF APPROPRIATIONS
AS AT OCTOBER 31, 1946.

TO THE CITY COUNCIL:

The following is the state of Civic Appropriations on the above date after deducting unpaid orders.

APPROPRIATIONS	FREE BALANCE
City Home Salaries & Maintenance	\$ 29,469.32
Fleming Park Salaries & Maintenance	902.54
Public Gardens Salaries & Maintenance	7,570.56
Library Salaries & Maintenance	1,612.36
T. B. Hospital Salaries & Maintenance	55,156.30
Inf. Disease Hospital Salaries & Maintenance	14,361.31
Public Health & Welfare Salaries & Maintenance	5,487.69
Co. Operative Health Salaries & Maintenance	23,034.20
Police Department Salaries & Maintenance	50,831.04
City Prison Salaries & Maintenance	8,525.57
Works Department Salaries & Maintenance	94,325.51
Fire Department Salaries & Maintenance	50,747.54
Fire Alarm Salaries & Maintenance	3,257.95
Printing & Stationery	548.76 Dr.

Respectfully submitted,

A. F. Hagell,
Chief Accountant.

FILED

WATER SHED PROPERTIES AND CITY MANAGER

Alderman Lloyd: "I would suggest that after you have your meeting on the N. S. L. & P. Co., Ltd., that you give immediate consideration to the question of the City Manager and perhaps a Committee of the Whole for the Water Shed. A meeting within the next thirty days because of legislation to be obtained."

His Worship the Mayor: "I am trying to have all legislation in by January 31, 1947. I will have that looked after."

Moved by Alderman Hosterman, seconded by Alderman Burgess that this meeting do now adjourn. Motion passed.

Meeting adjourned.

11:45 P. M.

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J. E. Ahern,
MAYOR AND CHAIRMAN.

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