

MINUTES
CITY
COUNCIL
1940-41

MINUTES
OF THE
CITY COUNCIL
CITY OF HALIFAX
FOR THE
CIVIC YEAR, 1940-41.

WILLIAM EDWARD DONOVAN

MAYOR.

GORDON STANLEY KINLEY

DEPUTY MAYOR.

W. P. PUBLICOVER

CITY CLERK.

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1940-41.

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MINUTES OF THE CITY COUNCIL,
CIVIC YEAR
1940-1941.

WILLIAM E. DONOVAN

MAYOR.

Office of the City Clerk,
Halifax, N. S.,
May 1st, 1940.

WILLIAM E. DONOVAN having been on the 26th day of April, A. D. 1940, by the City Clerk in the presence of the City Council publicly declared duly elected Mayor of the City of Halifax for the civic year 1940-41, at the election held on the 24th day of April, A. D. 1940.

I do hereby certify that before entering upon the duties of the Office of Mayor, he was on the 1st day of May, A. D. 1940, sworn before Sir J. A. Chisholm, Chief Justice of Nova Scotia at the Province House, by subscribing and taking the Oath of Allegiance and the Oath of Office of Mayor in the presence of Aldermen MacKay, Freda, O'Toole and Ahern.

And that upon the said 1st day of May he was sworn as a Justice of the Peace for the City of Halifax before the City Clerk.

W. P. Publicover,
CITY CLERK.

ALDERMEN

Office of the City Clerk,
Halifax, N. S.,
May 1st, 1940.

HENRY JOHN STECH for Ward No. 1,
CHARLES H. HOSTERMAN for Ward No. 2, JOHN EDWARD
AHERN for Ward No. 3, JOHN EDWARD LLOYD for
Ward No. 4, WILLIAM JOSEPH O'TOOLE for Ward No. 5
and WILLIAM ALFRED MACDONALD for Ward No. 6, having
been on the 26th day of April, A. D. 1940, in the
presence of the City Council publicly declared duly
elected Aldermen of the City of Halifax for the
wards for which they were severally and individually
respectively elected at the election held on the
24th day of April, A. D. 1940.

I do hereby certify that before
entering upon the duties of Aldermen the following
named candidates, HENRY JOHN STECH for Ward No. 1,
CHARLES H. HOSTERMAN for Ward No. 2, JOHN EDWARD
AHERN for Ward No. 3, WILLIAM JOSEPH O'TOOLE for
Ward No. 5 and WILLIAM ALFRED MACDONALD for Ward
No. 6, were each and severally sworn before His
Worship, Mayor Donovan by subscribing and taking
the Oath of Allegiance and the Oaths of Office of
Aldermen and Justice of Peace for the City of
Halifax and signed the Roll of Aldermen in the
presence of the City Clerk on the 1st day of May,
A. D. 1940.

JOHN EDWARD LLOYD for Ward No. 4,
was sworn before His Worship, Mayor Donovan by
subscribing and taking the Oath of Allegiance and
the Oaths of Office of Alderman and Justice of
Peace for the City of Halifax and signed the Roll of
Alderman in the presence of the City Clerk on the 2nd
day of May, A.D. 1940.

W. P. Publicover,
CITY CLERK.

GOVERNMENT OF THE CITY OF HALIFAX.

1940-41

MAYOR

WILLIAM EDWARD DONOVAN

DEPUTY MAYOR

GORDON STANLEY KINLEY.

ALDERMEN

Ward 1

J. Henry Breen 1941
A. Murray MacKay 1941
Henry J. Stech 1941

Ward 2

Gordon S. Kinley 1941
Harold F. Curran 1941
Chas. E. Hosterman 1941

Ward 3

Harding Wm. Freda 1941
Frank Adams 1941
John E. Ahern 1941

Ward 4

James J. McDonald 1941
Saul H. Keshen 1941
John E. Lloyd 1941

Ward 5

John Joseph Power 1941
Wm. J. O'Toole 1941
- -

Ward 6

John Walker 1941
J. T. Landry 1941
Wm. A. MacDonald 1941.

W. P. Publicover,
CITY CLERK.

NOON SESSION

SPECIAL MEETING.

12.02 o'clock,
Council Chamber,
City Hall,
May 2nd, 1940.

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

The meeting was called specially to consider the Mayor's slate of committees.

NOMINATION TO STANDING COMMITTEES

His Worship the Mayor submitted his slate of nominations to standing committees for the current year.

1. FINANCE AND EXECUTIVE COMMITTEE:

Comprises - Finance Committee	) His Worship the
Library Committee	) Mayor.
Arbitration Comm.	) Aldermen Stech
Laws & Privileges Comm.)	MacKay
Tenders Committee	) Adams
	Lloyd
	Power
	W.A. MacDonald

2. COMMITTEE ON WORKS

Comprises - Works Committee	) His Worship the
Gardens Committee	) Mayor.
Camp Hill Cemetery	) Aldermen MacKay
and also are -	) Curran
Directors of Point Pleasant Park	) Freda
Town Planning Board.	) Lloyd
	) O'Toole
	Walker

3. COMMITTEE ON SAFETY

Comprises - Police Committee	) His Worship the
Firewards Committee	) Mayor.
Cabs Committee	) Aldermen Breen
	Hosterman
	Adams
	J.F.
	McDonald
	O'Toole
	W.A.
	MacDonald.

May 2nd, 1940.

4. COMMITTEE ON PUBLIC HEALTH AND WELFARE:

Comprises - Health Board) His Worship the
Charities Committee) Mayor.
City Prison Committee) Aldermen Kinley
Ahern
Keshen
Vacancy Ward #5
Walker
Landry

5. SURVEY COMMITTEE:

Aldermen Breen
Kinley
Freda
J.F.McDonald
Power
Landry

6. INDUSTRIAL COMMITTEE:

Aldermen MacKay
Hosterman
Freda
Lloyd
Vacancy Ward #5
W.A.MacDonald

7. COURT HOUSE COMMISSION:

His Worship the Mayor.
Aldermen Stech
Kinley
Power.

8. DIRECT RELIEF COMMITTEE:

Aldermen Stech
Freda
Landry

9. TAX PROPERTY SALE COMMITTEE:

His Worship the Mayor
Aldermen Breen
Curran
Ahern
Keshen
Vacancy Ward #5
Walker

10. SCHOOL BOARD:

Aldermen MacKay
Curran.

11. EXHIBITION COMMISSION:

Aldermen Breen
Curran.

12. HARBOUR CHAMPIONSHIP COMMITTEE:

Aldermen Breen
Ahern
J.F.McDonald.

May 2nd, 1940.

13. BOXING COMMISSION:

Aldermen Keshen
Landry
W. B. Moriarty.

14. JURIES LISTS REVISERS:

City Collector
City Assessor
City Clerk.

15. HOUSING COMMISSION:

City Solicitor
Commissioner of Finance & Accounts
Commissioner of Works
City Assessor.

Moved by Alderman Keshen, seconded by
Alderman Lloyd that the nominations as submitted
be approved. Motion passed.

12.15 P.M.,

Moved by Alderman Keshen, seconded by
Alderman Walker that this meeting do now adjourn.
Motion passed.

Meeting adjourned.

W. E. Donovan,
MAYOR AND CHAIRMAN.

W. P. Publicover,
CITY CLERK.

N O O N S E S S I O N

SPECIAL MEETING.

12.05 o'clock,
Council Chamber,
City Hall,
May 6th, 1940.

A meeting of the City Council was held this day. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Stech, MacKay, Breen, Kinley, Curran, Hosterman, Ahern, Freda, Adams, Lloyd, O'Toole, Walker and W. A. MacDonald.

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

1. Report of Finance and Executive Committee re appointment of heads of departments and designation of salaries therefor.
2. Report of Finance and Executive Committee re payment of Provincial Exhibition Commission deficit.
3. To decide on a date to fill Aldermanic vacancy in Ward #5 (resignation of Alderman Curtis).
4. Resignation of Alderman Power from Finance and Executive Committee.
5. Message from Mayor re drill tower.

APPOINTMENT OF HEADS OF DEPARTMENTS

Read report of the Finance and Executive Committee re appointment of heads of departments.

Halifax, N. S.,
May 3rd, 1940.

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

At a meeting of the Finance and Executive Committee held on the above date, the matter of appointing heads of departments under the provisions of Section 119 of the City Charter was considered.

Your committee recommends the appointment of the following persons to the following offices:-

May 6th, 1940.

H. W. Johnston, C.E. (formerly City Engineer) to be
Commissioner of Works and City
Engineer.
A. M. Butler, C.A. (formerly City Auditor) to be
Commissioner of Finance & Accounts.
Alan R. Morton, M.D. (formerly City Medical Officer)
to be Acting City Medical Health
and Welfare Officer.

Your committee further recommends that
the following persons be confirmed in the offices
held by such persons at the time of the coming into
effect of Chapter 56 of the Acts of 1940:-

W. P. Publicover, City Clerk.
C. P. Bethune, B.A., L.L.B., City Solicitor.
J. F. McManus, L.L.B., City Assessor.
H. W. Johnston, C.E., Inspector of Buildings.
E. H. Durling, City Electrician.
J. J. Conrod, Chief of Police.
J. W. Churchill, Chief of the Fire Department.
G. J. Allen, City Treasurer.
A. T. E. Crosby, City Collector.

Your committee further recommends that
the salary appropriated for the civic year 1940-41
for the offices of City Engineer, City Auditor and
City Medical Officer be applied to the payment of
the salary for the civic year 1940-1941 for the
Commissioner of Works and City Engineer, the
Commissioner of Finance and Accounts and the Acting
City Medical Health and Welfare Officer, and that
the salaries appropriated for the other officers
above named for the civic year 1940-1941 be applied
to the payment of the salaries of above named officers
for the civic year 1940-1941.

Respectfully submitted,

W. E. Donovan,
MAYOR AND CHAIRMAN.

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

Motion passed.

PROVINCIAL EXHIBITION DEFICIT

Read report of the Finance and
Executive Committee re Provincial Exhibition
deficit.

May 6th, 1940.

Halifax, N. S.,
May 3rd, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance and Executive Committee held on the above date, the attached letter from Mr. A. M. Butler regarding the payment of the City's share of the deficit of the Provincial Exhibition for the year ending October 31st, 1939, was considered.

Your committee recommends that the sum of \$28,014.62, being the City's share of the deficit, be approved for payment.

Respectfully submitted,

W. E. Donovan,
MAYOR AND CHAIRMAN.

Moved by Alderman Lloyd, seconded by Alderman MacDonald that the report be adopted. Motion put and passed, 12 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Adams
Ahern
Breen
Curran
Freda
Hosterman
Kinley
Lloyd
W.A. MacDonald
MacKay
O'Toole
Walker
-12-

AGAINST IT

Alderman Stech

-1-

ALDERMANIC VACANCY - WARD #5

Read letter from the City Clerk submitting resignation of Alderman Curtis.

May 6th, 1940.

His Worship the Mayor,
and Members of City Council.

I am attaching hereto a letter which I have received from Alderman F. W. Curtis in which he resigns his seat for Alderman in Ward #5 of the City of Halifax, same to take effect May 1st instant.

May 6th, 1940.

It will be necessary for Council to first declare the aldermanic seat in Ward #5 vacant and then to fix a date for the election of a duly qualified person to fill said vacancy.

Yours very truly,

W. P. Publicover,
CITY CLERK.

Moved by Alderman Lloyd, seconded by Alderman MacDonald that this Council accept with regret Alderman Curtis' resignation. Motion passed.

His Worship the Mayor then declared the Aldermanic seat in Ward #5 which had been held by Alderman Curtis to be vacant.

Moved by Alderman MacKay, seconded by Alderman MacDonald that May 22nd, 1940, be fixed as the date for the holding of an election in Ward #5 to fill the casual vacancy caused by the resignation of Alderman Curtis, and that nomination day be on May 14th, 1940. Motion passed.

LETTER, ALDERMAN POWER RE RESIGNATION FROM
FINANCE AND EXECUTIVE COMMITTEE.

Read letter from Alderman Power resigning as a member of the Finance and Executive Committee.

May 3rd, 1940.

His Worship the Mayor,
City Hall,
Halifax, N. S.

Dear Mr. Mayor:-

I do not think that it would be in the interests of the City nor congenial to myself to serve on the Finance and Executive Committee, on which you so considerately placed me. I therefore beg leave to resign the position.

Any other committee, even the Harbour Championship, will suit me instead.

Yours truly,

John J. Power.

May 6th, 1940.

His Worship the Mayor nominated Alderman Kinley as a member of the Finance and Executive Committee.

Moved by Alderman Adams, seconded by Alderman MacKay that the Mayor's nomination be approved.

Alderman Walker nominated Alderman Curran.

A vote was then taken on the two names nominated which resulted as follows:-

FOR ALDERMAN KINLEY

Aldermen Adams
Ahern
Breen
Freda
Hosterman
Lloyd
W.A. MacDonald
MacKay
O'Toole
Stech
-10-

FOR ALDERMAN CURRAN

Alderman Walker

-1-

His Worship the Mayor then declared Alderman Kinley duly appointed a member of the Finance and Executive Committee.

DRILL TOWER - WEST STREET FIRE STATION

Read report of the Finance and Executive Committee and letter from the Mayor re drill tower, West Street Fire Station.

May 6th, 1940 ,

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

At a meeting of the Finance and Executive Committee held on the above date, the matter of erecting a drill tower at the West Street Fire Station was considered.

May 6th, 1940.

Your committee recommends that the construction of the drill tower at West Street fire station be proceeded with and that the tender of the Standard Construction Company for \$5,366.00 be accepted and that the City enter into a contract approved by the City Solicitor with the Standard Construction Company for the said work.

W. E. Donovan,
MAYOR AND CHAIRMAN.

May 6th, 1940.

Members of the Halifax City Council.

Gentlemen:-

Re: Drill Tower

For your information the following is the situation regarding the drill tower for the Fire Department.

At a meeting of the Council held February 15th, a report of the Firewards Committee was submitted stating that tenders had been received from several persons for the construction of a drill tower at the West Street Fire Station and that the lowest of such tenders was that of the Standard Construction Company for \$5,366.00. At that time, however, the City's authority for this expenditure was limited to the amount of \$4200.00, namely \$2,000.00 provided by Chapter 72, Acts of 1931, and an additional \$2,200.00 provided by Chapter 53, Acts of 1932. The committee recommended to the Council that an additional authorization not exceeding \$1200.00 be secured. The Firewards Committee recommended that the City request the Standard Construction Company, the lowest tenderer, to hold their offer open for acceptance by the City until the necessary legislation had been obtained and a meeting of the Council called to consider this matter. By an amendment, however, this report was referred to the Finance Committee for consideration.

On March 14th, 1940, the Finance Committee reported to the Council on this matter, recommending the securing of legislation to permit the borrowing of an additional sum of \$1200.00, but providing that the Firewards Committee be advised that it cannot enter into any contract for the erection of a drill tower unless the approval of Council is obtained.

This additional authorization of \$1200.00 is provided in Schedule "B" of Chapter 57 of the Acts of 1940.

May 6th, 1940.

The Firewards Committee were advised by the contractor tendering the lowest price that in view of rising prices he would not be able to hold his price much longer unless the same was accepted by the City.

In view of the fact that the Committee on Safety has not as yet held its organization meeting, I bring this matter to you for your consideration and possible action.

Yours very truly,

W. E. Donovan,
MAYOR.

Moved by Alderman Lloyd, seconded by Alderman MacKay that the report of the Finance and Executive Committee be adopted. Motion put and passed, 11 voting for the same and 2 against it as follows:-

FOR THE MOTION

Aldermen Adams
Ahern
Breen
Curran
Freda
Hosterman
Kinley
Lloyd
W.A. MacDonald
MacKay
O'Toole
-11-

AGAINST IT

Aldermen Stech
Walker

- 2 -

12.30 P.M.;

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

LIST OF HEADLINES

Appointment of Heads of Departments	4
Provincial Exhibition Deficit	5
Aldermanic Vacancy - Ward #5	6
Letter, Alderman Power re resignation from Finance and Executive Committee	7
Drill Tower - West Street Fire Station	8

W. E. Donovan,
MAYOR AND CHAIRMAN.

W. P. Publicover,
CITY CLERK.

-10-

EVENING SESSION

8.00 o'clock,
Council Chamber,
City Hall,
May 16th, 1940.

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

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 Walker, seconded by Alderman W.A. MacDonald that the minutes of the previous meetings be approved.

Alderman Curran stated that in connection with the minutes of the last regular meeting, it was moved by himself and seconded by Alderman Lloyd that the City obtain legislation to borrow the sum of \$500.00 to provide footwear for needy children in the City. This motion, he said, was not voted on and did not appear in the minutes of the meeting.

8.02 P.M.,

Alderman Lloyd arrives and takes his seat in Council.

Alderman Curran then moved an amendment that the minutes of the last regular Council meeting be corrected to show that such a motion was moved, seconded but not taken.

May 16th, 1940.

There being no seconder for this amendment, the original motion to approve of the minutes was then put and passed.

Alderman Curran wishing to be recorded against.

NOTICE OF RECONSIDERATION BY ALDERMAN CURRAN
RE CONSTRUCTION OF CONCRETE SIDEWALKS.

Alderman Curran stated that he wished to withdraw this notice of reconsideration, and at the same time warned the City against the menace existing in different streets of the City regarding the condition of sidewalks.

Council agreed to the withdrawal of this notice of reconsideration.

APPOINTMENT OF DEPUTY MAYOR

Alderman MacKay stated that he would like to nominate Alderman Kinley as Deputy Mayor.

Alderman Freda seconded the nomination.

There being no other nominations, His Worship the Mayor declared Alderman Kinley duly appointed Deputy Mayor of the City of Halifax for the civic year 1940-41.

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Finance and Executive Committee amounting to \$9,607.95; the Committee on Safety amounting to \$574.69 chargeable to Fire Alarm; \$14,618.56 chargeable to Fire Department and \$10,699.42 chargeable to Police Department; the committee on Public Health and Welfare amounting to \$7,466.51 chargeable to Health Department;

May 16th, 1940.

\$9,949.97 chargeable to City Home and \$2,128.19 chargeable to City Prison; the Committee on Works amounting to \$807.31 chargeable to Camp Hill Cemetery; \$580.60 chargeable to Public Gardens and \$19,228.90 chargeable to Works Department; the Directors of Point Pleasant Park amounting to \$583.22, under the provisions of Section 315 of the City Charter.

Moved by Alderman MacKay, seconded by Alderman Stech that the resolution be adopted.

Motion passed.

8.10 P.M.,

Alderman Landry arrives.

COMMUTATION OF LEASE COMMON LOT

Read report of the Finance and Executive Committee re commutation of lease Common Lot.

Halifax, N. S.,
May 15th, 1940.

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 correspondence in connection with a request from the executor of the Estate of Harry E. Mahon for commutation of a lease of part of common lot #1 at the north-west corner of Tower Road and College Street was considered. The amount required to commute this lease is \$77.80 and a cheque for this sum is herewith attached.

A report on the matter from the City Solicitor was read and a resolution adopted recommending that the request be granted and the City Solicitor instructed to prepare the necessary deed.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

Alderman Curran against.

May 16th, 1940.

PURCHASE OF TRUCK FOR CITY HOME

Read report of the Finance and
Executive Committee re purchase of truck for City Home.

Halifax, N. S.,
May 15th, 1940.

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 Public Health and Welfare submitting tenders for purchase of a truck for use at the City Home and recommending the acceptance of the tender of Purdy Motors Ltd. for a Fargo truck at a net cost of \$1,150.00 with a stake body to be built and supplied by some Halifax firm was considered.

Your committee concurs with this and recommends that the sum of \$1,150.00 required for this purpose be borrowed in accordance with legislation obtained at the last session of the Legislature.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

FIRE ESCAPES - CITY HOME

Read report of the Finance and
Executive Committee re construction of fire escapes,
City Home.

Halifax, N. S.,
May 15th, 1940.

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 Public Health and Welfare regarding the erection of fire escapes at the City Home was considered.

May 16th, 1940.

Your committee recommends that the fire escapes be erected and the sum of \$4,782.00, being the tender of the Standard Construction Company for same be borrowed in accordance with legislation obtained at the last session of the Legislature.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman MacKay, seconded by Alderman Stech that the report be adopted. Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

Aldermen Adams
Ahern
Breen
Curran
Freda
Hosterman
Keshen
Kinley
Landry
Lloyd
W.A. MacDonald
J.F. McDonald
MacKay
O'Toole
Stech
Walker

PAYMENT TO E. L. COTE

Read report of the Finance and Executive Committee re payment to E. L. Cote.

Halifax, N. S.,
May 15th, 1940.

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 City Solicitor regarding the payment of the sum of \$200.00 to remunerate Mr. E. L. Cote and such other Justices of the Peace who acted in the absence from the City of the Stipendiary Magistrate in the civic year 1938-39 was considered.

May 16th, 1940.

Your committee recommends that the account be paid and the sum of \$200.00 borrowed from any bank or fund available and with the interest thereon included in the estimates for the civic year 1941-42.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

SUPERANNUATION -- HOSEMAN WALTER SMITH

Read report of the Finance and Executive Committee re superannuation of Hoseman Walter Smith.

Halifax, N. S.,
May 15th, 1940.

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 correspondence in connection with the superannuation of Hoseman Walter Smith of the Fire Department which was referred to this committee by the City Council was considered.

Your committee recommends that Hoseman Walter Smith be superannuated as from May 1st, 1940, at an annual allowance of \$522.68 under the provisions of Section 868 of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Moved in amendment by Alderman Kinley, seconded by Alderman Walker that this matter be referred back to the Finance and Executive Committee in order that a full investigation be held. Amendment put and lost, 6 voting for the same and 10 against it as follows:-

May 16th, 1940.

FOR THE AMENDMENT

Aldermen Ahern
Curran
Freda
Kinley
O'Toole
Walker

-6-

AGAINST IT

Aldermen Adams
Breen
Hosterman
Keshen
Landry
Lloyd
W.A.MacDonald
J.F.McDonald
MacKay
Stech

-10-

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

FOR THE MOTION

Aldermen Adams
Breen
Hosterman
Keshen
Landry
Lloyd
W.A.MacDonald
J.F.McDonald
MacKay
O'Toole
Stech

-11-

AGAINST IT

Aldermen Ahern
Curran
Freda
Kinley
Walker

-5-

TAG DAYS

Read report of the Finance and
Executive Committee re tag days.

Halifax, N. S.,
May 15th, 1940

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 permission to hold tag days were received from
the following:-

Canadian Girls in Training (Life Saver Day) -
Saturday, June 1st
Cornwallis St. Baptist Church - Saturday, June 15th.

Your committee recommends that these
applications be granted.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

-17-

May 16th, 1940.

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

Alderman Curran against.

GRANT TO ASSOCIATION FOR IMPROVING THE
CONDITION OF THE POOR.

Read report of the Finance and Executive Committee re grant to Association for Improving the Condition of the Poor.

Halifax, N. S.,
May 15th, 1940.

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 Commissioner of Finance and Accounts requesting the release of the sum of \$524.62 to be paid to the Association for Improving the Condition of the Poor by way of grant was considered.

Your committee recommends the payment of the said amount which has been authorized by legislation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

GRANT -- CHILDRENS AID SOCIETY

Read report of the Finance and Executive Committee re grant to Childrens Aid Society.

Halifax, N. S.,
May 15th, 1940.

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 Commissioner of Finance and Accounts requesting release of the grant to the Childrens Aid Society amounting to the sum of \$500.00 was considered.

May 16th, 1940.

Your committee recommends that this sum be paid in accordance with legislation secured.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

GRANT - CANADIAN RED CROSS SOCIETY

Read report of the Finance and Executive Committee re grant to Canadian Red Cross Society.

Halifax, N. S.,
May 15th, 1940.

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 Commissioner of Finance and Accounts regarding the release of a grant of \$5,000.00 as a contribution to the Canadian Red Cross Society was considered.

Your committee recommends that this sum be paid to the Canadian Red Cross Society in accordance with legislation obtained.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

PAYMENT TO SUPERINTENDENT OF CITY HOME FOR
DAMAGES TO CAR.

Read report of the Finance and Executive Committee re payment to Superintendent of City Home for damages to car.

May 16th, 1940.

Halifax, N. S.;
May 15th, 1940.

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 Commissioner of Finance and Accounts regarding the payment of the sum of \$150.00 to the Superintendent of the City Home as compensation for damages to his automobile was considered.

Legislation was secured at the last session of the Legislature enabling the City to pay this sum to the Superintendent of the City Home, borrowing same from any bank or fund available and with the interest thereon include same in the estimates for the civic year 1941-42.

Your committee recommends the payment of the said sum in accordance with the above legislation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

May 16th, 1940.

APPROPRIATION FOR UNEMPLOYED

Read report of the Finance and
Executive Committee re assistance to unemployed.

Halifax, N. S.,
May 15th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the attached letter from the Commissioner of Finance and Accounts regarding the appropriation providing for the handling of assistance to unemployed indigent persons was considered.

Your committee recommends that the letter be approved and the appropriation opened in accordance with the provisions of Section 39 of Chapter 57 of the Acts of 1940.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

May 16th, 1940.

APPOINTMENT OF COAL WEIGHERS

Read report of the Finance and Executive Committee submitting list of coal weighers for appointment.

Halifax, N. S.,
May 15th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the matter of re-appointing coal weighers for the civic year 1940-41 was considered.

Your committee recommends that the coal weighers enumerated on the attached list be appointed and the Mayor requested to swear them into office for the civic year 1940-41.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Coal Weighers to be Appointed

Dougald McDonald
J. P. Dunlay
D. J. Sampson
A. D. Currie
R. Rudland
L. D. Murrans
Peter Cummins
R. D. Taylor
T. W. C. Chisholm
W. H. Day
A. McDougall
W. H. Bennett
J. A. Harraher
H. D. Evans
Richard Leahy
C. L. Champion
K. A. Ubsdell
Stanley Roberts
Dennis Leahy
Patrick Leahy
J. L. O'Leary
Severin Martell
Joseph Leahy
Isaac Clark
G. R. Dickson

New Appointment

R. H. Swales, Dominion Coal Company.

May 16th, 1940.

Moved by Alderman MacKay, seconded by Alderman Stech that the report be adopted and the coal weighers appointed. Motion passed.

CONFERENCE ON MUNICIPAL ACCOUNTING AND
MUNICIPAL FINANCE

Read report of the Finance and Executive Committee re conference of delegates on municipal accounting and municipal finance.

Halifax, N. S.,
May 15th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held on the above date, the committee was advised that the conference of delegates on municipal accounting and municipal finance will be held in Detroit City during the month of June next.

Your committee recommends that the Commissioner of Finance and Accounts be authorized to attend this conference and an amount not exceeding the sum of \$200.00 be provided for travelling expenses; same to be charged to the appropriation provided for printing, stationery and office expenses.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

LEASE OF HENDRY PROPERTY

Read report of the Tax Property Sale Committee re lease of Hendry property.

Halifax, N. S.,
May 13th, 1940.

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

Gentlemen:-

At a meeting of the Tax Property Sale Committee held on the above date, an application from the Estate of Peter Keddy requesting a renewal of the lease of the Hendry property for pasture purposes was considered.

May 16th, 1940.

Your committee recommends that the lease be renewed for one year at a rental of \$10.00 per month with a clause inserted in the lease that same be vacated on one month's notice.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

SALE OF PROPERTY - 82 CREIGHTON STREET

Read report of the Tax Property Sale Committee re sale of property, 82 Creighton Street.

Halifax, N. S.,
May 16th, 1940.

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

Gentlemen:-

At a meeting of the Tax Property Sale Committee held this evening, a tender was submitted from R. P. Goffe on behalf of a client of his offering the sum of \$200.00 for the property located at #82 Creighton Street.

Your committee recommends that the offer be accepted providing the purchaser places the building in a state of repair satisfactory to the Building Inspector within a period of ninety days.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Moved in amendment by Alderman Curran, seconded by Alderman Lloyd that this matter be sent back to the Tax Property Sale Committee in order to ascertain who is the purchaser of this land.

Amendment passed.

Motion not put.

May 16th, 1940.

SALE OF LAND - 4 VESTRY STREET

Read report of the Tax Property Sale
Committee re sale of land, 4 Vestry Street.

Halifax, N. S.,
May 16th, 1940.

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

Gentlemen:-

At a meeting of the Tax Property Sale
Committee held this evening, a tender was considered
from Mr. Francis Stone offering the sum of \$125.00
for a vacant lot 34 x 108, #4 Vestry Street.

Your committee recommends that the
tender be accepted, providing the purchaser starts
to erect a building on the property within a period
of ninety days.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

MOTION BY ALDERMAN LLOYD RE SUPERANNUATIONS

Read motion by Alderman Lloyd regarding
superannuations as follows:-

"That a committee of not less than six be
appointed to consider the matter of
superannuations and report back to the
City Council as soon as possible".

Moved by Alderman Lloyd, seconded by
Alderman Curran that the motion be adopted.

Motion put and passed.

Moved by Alderman Lloyd, seconded by
Alderman Curran that His Worship the Mayor appoint
the said committee. Motion passed.

May 16th, 1940.

EMPLOYEES RETIRING AT AGE SIXTY-FIVE

Moved by Alderman Curran, seconded by Alderman Lloyd that this matter be referred to the Committee dealing with superannuations. Motion passed.

QUOTATIONS ON COPPER WIRE

Read report of the Safety Committee re quotations on copper wire.

Halifax, N. S.,
May 10th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date, the City Electrician submitted a report on quotations from the Northern Electric Co. Ltd. and Canadian General Electric Co. Ltd. for supplying 1350 lbs. of copper wire at \$27.05 per 100 lbs.

The Electrician recommended that as the Northern Electric Co. has already supplied 250 lbs. of this wire that they receive an order for 550 lbs. and the Canadian General Electric Co. receive an order for 800 lbs.

Your committee approves of this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W.A. MacDonald, seconded by Alderman Hosterman that the report be adopted. Motion passed.

INSURANCE ON FIREMEN

Read report of the Safety Committee re insurance on firemen.

May 16th, 1940.

Halifax, N. S.,
May 10th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date, the attached report from the Chief of the Fire Department enclosing an account of the Northern Life Assurance Company covering premium for insurance on fireman from May 18th, 1940 to May 18th, 1941, amounting to \$1,106.61 was considered.

67 $\frac{3}{4}$ % of this amount is paid by members of the Fire Department and the balance of 32 $\frac{1}{4}$ % is paid by the City.

Your committee recommends that the account be passed for payment.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W.A. MacDonald,
seconded by Alderman Hosterman that the report be adopted. Motion passed.

PURCHASE OF REFLECTOR BUTTONS

Read report of the Safety Committee re purchase of reflector buttons.

Halifax, N. S.,
May 10th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date, the attached report from the Chief of Police requesting permission to purchase 2000 reflector buttons for installation in stop and traffic signs throughout the City at a cost of \$226.80 F.O.B. Toronto was considered.

Your committee recommends that authority be given to purchase the reflector buttons as requested.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 16th, 1940.

Moved by Alderman W.A. MacDonald, seconded by Alderman Hosterman that the report be adopted.
Motion passed.

TENDERS FOR TWO AUTOMOBILES - POLICE DEPARTMENT

Read report of the Safety Committee re tenders for two automobiles.

Halifax, N. S.,
May 10th, 1940.

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 supplying two automobiles to the Police Department were considered from the following:-

Halifax Motors Ltd. 2 Dodge sedans	\$2,368.00
Less trade-in allowance on two old cars	800.00
	<u>\$1,568.00</u>
Atlantic Chevrolet-Oldsmobile Ltd. 2 Chevrolet sedans	2,352.10
Less trade-in allowance on two old cars	800.00
	<u>1,552.10</u>
Universal Sales Ltd. 2 Ford sedans	2,313.90
Less trade-in allowance on two old cars	800.00
	<u>1,513.90</u>

Your committee recommends that the tender of the Universal Sales Limited for supplying 2 Ford sedans be accepted providing same are equipped in accordance with specifications as advertised.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W.A. MacDonald, seconded by Alderman Hosterman that the report be adopted.

Moved in amendment by Alderman Curran, seconded by Alderman Ahern that the tender of Atlantic Chevrolet-Oldsmobile Limited be accepted. Amendment put and lost, 7 voting for the same and 9 against it as follows:-

May 16th, 1940.

FOR THE AMENDMENT

Aldermen Adams
Ahern
Curran
Freda
Landry
W.A.MacDonald
Walker

-7-

AGAINST IT

Aldermen Breen
Hosterman
Keshen
Kinley
Lloyd
J.F.McDonald
MacKay
O'Toole
Stech

-9-

Motion put and passed, 9 voting for the same and 7 against it as follows:-

FOR THE MOTION

Aldermen Breen
Hosterman
Keshen
Kinley
W.A.MacDonald
J.F.McDonald
MacKay
O'Toole
Stech

-9-

AGAINST IT

Aldermen Adams
Ahern
Curran
Freda
Landry
Lloyd
Walker

-7-

TENDERS FOR CLOTHING - POLICE DEPARTMENT

Read report of the Safety Committee re tenders for clothing.

Halifax, N. S.,
May 16th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held this day, tenders for supplying uniforms, overcoats, etc. to the Police Department were considered. A complete list of same are attached hereto.

Your committee recommends that the following tenders be accepted:-

Bloomfield Mens Wear

68 overcoats @ \$25.50 each Total \$1,734.00

T. M. Vaughan

61 pairs of trousers @ \$7.20 each " 439.20
7 blue uniforms @ \$23.75 " 166.25

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May 16th, 1940.

Clayton & Sons

2 grey uniforms with breeches	\$24.03 each,	Total	\$48.06
1 grey uniform with trousers		"	24.03
4 detective suits @ \$22.75 each		"	91.00
4 detective top coats @ \$22.75 each		"	91.00

Colwell Bros. Ltd.

68 uniform caps @ \$2.50 each	"	170.00
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Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W.A. MacDonald,
seconded by Alderman Hosterman that the report be
adopted. Motion passed.

QUESTIONS BY ALDERMEN

Alderman Breen asked the Mayor if it
were his intention to attend a convention of Mayors
which will be held in Toronto in the near future.

The Mayor stated that he had received
an invitation to attend the conference and replied
that he would be unable to attend.

Since that time, he said, he had
received another invitation and asked for the
Council's wish in the matter.

Alderman Breen stated that he would
like the Mayor and City Solicitor to attend the
conference as the latter had performed very excellent
work in the preparation of the report presented to
the Rowell Commission.

Moved by Alderman Lloyd, seconded by
Alderman Breen that the Mayor, City Solicitor and
Commissioner of Finance and Accounts attend the
conference. Motion passed.

May 16th, 1940.

Alderman Breen asked for some information relating to the Curfew Law.

The City Solicitor stated that legislation was secured at the last session of the Legislature enabling the City to amend the Ordinance and after some discussion the following amendment to Ordinance #34 was read.

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

1. Section 1 of Ordinance No. 34 respecting children under 14 years of age being on Streets, etc. of the City at night is amended by striking out the words "half-past nine" in the third line thereof and substituting therefor the words "half-past seven".

2. Section 2 of said Ordinance No. 34 is amended by striking out the words "half-past nine" in the ninth line thereof and substituting therefor the words "half-past seven" and by adding to the said section following the last word thereof the words "Atlantic Standard Time".

Moved by Alderman Keshen, seconded by Alderman Lloyd that the amendment to Ordinance #34 as set out above be read and passed a first time. Motion passed.

Alderman Walker asked to be supplied with information as to time civic employees have been absent from duty due to illness, etc. for the period covering the last three years.

The Commissioner of Finance and Accounts, when asked if ~~the~~ information could be furnished, stated it could be given for the past year only.

Alderman Lloyd stated that if this information cannot be supplied for the past three years that it should be furnished for a period as far back as possible and that this as well as other matters concerning civic employees should be considered by the Committee on Personnel.

May 16th, 1940.

Alderman Curran said that he would like the Committee on Personnel to consider adopting the same plan for employees in reference to time absent from duty as now affects school teachers.

ATLANTIC STREET ACCEPTANCE

Read report of the Committee on Works and Commissioner of Works and City Engineer re Atlantic Street acceptance.

Halifax, N. S.,
May 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held this day, the attached report from the Commissioner of Works and City Engineer regarding Atlantic Street acceptance was considered.

The Commissioner of Works and City Engineer recommends that Atlantic Street be accepted from the eastern side of Brussels Street to the eastern side of Young Avenue and your committee approves of this recommendation.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 13th, 1940.

His Worship the Mayor.

Sir:-

Before submitting a report on a petition for a sidewalk on the north side of Atlantic Street between Brussels Street and Young Avenue, I would recommend that Atlantic Street be accepted from the eastern side of Brussels Street to the eastern side of Young Avenue. This section of the street is satisfactorily graded and ready for acceptance.

That portion of Atlantic Street between Brussels Street and Bland Street has several encroachments and cannot be recommended for acceptance at the present time.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and City
Engineer.

May 16th, 1940.

Moved by Alderman MacKay, seconded by
Alderman Curran that the reports be adopted.

Motion passed.

STREET PAVING - TOWER ROAD AND SHIRLEY STREET

Read report of the Committee on Works
and reports from the Commissioner of Works and City
Engineer re street paving.

Halifax, N. S.,
May 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works
held on the above date, the attached reports from
the Commissioner of Works and City Engineer regarding
street paving was considered.

Your committee recommends that the
following streets be placed on the program for
street paving:-

Tower Road, South Street to Inglis Street
Shirley Street, between Preston Street and Vernon
Street.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 13th, 1940.

His Worship the Mayor.

Sir:-

I hereby submit an estimate for the
paving of Tower Road from South Street to Inglis
Street.

The length of the street is 1400
feet, frontage 2733 feet, number of square yards of
surface 4400.

Total estimated cost	\$8000.
Cost to abutters	2733.
Cost to City	5267.

It is proposed to lay a 1-inch stone
filled top on a 2-inch black base including 2-inch
excavation.

May 16th, 1940.

This will be a continuation of the pavement of Tower Road now under construction.

There is a considerable amount of traffic on this street and at present the surface needs a lot of repair.

It is recommended that this street be placed on the program for street paving.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and City
Engineer.

May 13th, 1940.

His Worship the Mayor.

Sir:-

In accordance with instructions an estimate is hereby submitted for the paving of Shirley Street between Preston Street and Vernon Street.

The length of the street is approximately 1200 feet, number of square yards of surface 3750, frontage 2190 feet.

Total cost of pavement	\$7000.
Cost to abutters	2190.
Cost to City	4810.

The type of pavement proposed is a 1-inch stone filled top on a 2-inch black base, including 2" excavation.

The proposed pavement will terminate on streets already paved. This portion of Shirley Street is very flat and would require major repairs and has a considerable amount of traffic.

It is recommended that this street be placed on our program for street paving.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and City
Engineer.

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

May 16th, 1940.

ROBIE STREET PAVEMENT

Read report of the Committee on Works and Commissioner of Works and City Engineer re Robie Street pavement.

Halifax, N. S.,
May 14th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the above date, the attached report from the Commissioner of Works and City Engineer regarding Robie Street pavement renewal was considered.

Your committee recommends the adoption of the said report.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 14th, 1940.

His Worship the Mayor.

Sir:-

On April 11th, 1940, a paving program was submitted to the Committee on Works which included a recommendation for the resurfacing of the eastern side of Robie Street from Jubilee Road to Shirley Street.

The approval of this program was deferred and on April 24th a new program was placed before the Board and was recommended to Council. Robie Street was inadvertently omitted from the later program.

It is recommended that this section of Robie Street be resurfaced with a 1-inch stone filled sheet asphalt top on a 3-inch base. It is also proposed to construct a drain along the back of the eastern curb.

The approximate length is 900 feet, cost of pavement \$4000. and cost of drain \$1000.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and
City Engineer.

May 16th, 1940.

Moved by Alderman MacKay, seconded by
Alderman Curran that the reports be adopted.

Motion passed.

CONSTRUCTION OF SIDEWALKS - ATLANTIC STREET,
GELDERT STREET AND AGRICOLA STREET

Read report of the Committee on
Works re construction of sidewalks, Atlantic Street,
Geldert Street and Agricola Street.

Halifax, N. S.,
May 14th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Committee on Works
held on the above date, the attached reports from
the Commissioner of Works and City Engineer in
connection with the construction of concrete side-
walks, curbs and gutters were considered.

Your committee recommends that
concrete sidewalks, curbs and gutters be constructed
on the following streets:-

Atlantic Street, north side, between Brussels Street
and Young Avenue.
Geldert Street, north side, between Cambridge and
Beech Streets.
Agricola Street, east side, between Cabot and
Duffus Streets.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

BINNEY STREET - SIDEWALKS, ETC.

Read report of the Committee on Works
and Clerk of Works re Binney Street, sidewalks, etc.

May 16th, 1940.

Halifax, N. S.,
May 14th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Committee on Works held this day, the attached report from the Clerk of Works regarding an error in the report from the Committee on Works to Council under date of April 26th, 1940, in which it was recommended that sidewalks, curbs, gutters, etc. be constructed on Binney Street, both sides, between Robie Street and Edward Street, instead of Robie Street to Henry Street, was considered.

Your committee recommends that concrete sidewalks, curbs, gutters, etc. be constructed on both sides of Binney Street between Robie and Henry Streets in accordance with Mr. McKinnon's report dated April 25th, 1940.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 14th, 1940.

The Committee on Works,
Halifax.

Gentlemen:-

The Committee on Works at a meeting held on April 26th, 1940, approved and recommended to Council for adoption a report submitted by Assistant Engineer R. M. McKinnon dated April 25th, 1940, recommending that sidewalks, curbs, gutters, etc., be constructed on Binney Street, both sides, between Robie and Henry Streets.

Because of a clerical error the report of the Committee on Works recommending the said report of Assistant Engineer McKinnon to City Council mentioned "Binney Street - both sides, between Robie and Edward Street" instead of "Binney Street - both sides, between Robie and Henry Streets".

To rectify the above mentioned error, it is suggested that the Committee on Works recommend to City Council that concrete sidewalks, curbs, gutters, etc. be constructed on both sides of Binney Street, between Robie and Henry Streets in accordance with the above mentioned report of Assistant Engineer R. M. McKinnon.

T. J. Moore,
CLERK OF WORKS.

May 16th, 1940.

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

Alderman Stech suggested that when new driveways are being constructed that width of same be 12 feet.

The Mayor requested the Deputy Commissioner of Works and Deputy City Engineer to bring this matter up at the next meeting of the Committee on Works.

Alderman Curran stated that he would like the Committee on Works to also consider the matter of constructing driveways of thicker concrete to carry heavily loaded trucks.

GARAGE IN RESIDENTIAL DISTRICT

This item was withdrawn.

WATER OUTSIDE CITY LIMITS

Read report of the Committee on Works re water outside City Limits.

Committee Room, City Hall,
May 14th, 1940.

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

Gentlemen:-

At the meeting of the Committee on Works held this day, the decisions of the Public Utilities Board respecting (a) the supply of water outside the City limits, and (B) the application for an amendment of the schedule of rates within the City, were submitted and are forwarded herewith for the information of Council.

Your committee recommends that with respect to the decision respecting the supply of water outside the City limits that the City Solicitor and the Commissioner of Works and City Engineer be instructed to appeal the decision and order made

May 16th, 1940.

thereon to the Supreme Court, or if such appeal is not possible, to endeavour to arrange to have a case stated covering the matters at law arising out of the said decision.

In the opinion of your committee, the effect of the decision of the Board is such as to seriously hamper the operations of the City insofar as the supplying of water outside the City limits is concerned, and it is felt that since the action of the City in supplying water outside the City limits was begun in order to permit the residents outside the City limits to have the benefit of water which was not required for the inhabitants of the City, that if there is any prospect of the situation getting out of the control of the City that these proceedings should be carried on to such a point as to settle the matter beyond any question of doubt.

Your committee further recommends that in view of the decision of the Public Utilities Board that the foot frontage rate for water extension assessment will not be approved by the Board, the City petition the Governor-in-Council to proclaim Section 22 of Chapter 57 of the Acts of 1940 in order to clear up any question of doubt in this connection and that the City Solicitor and Commissioner of Works and City Engineer be authorized to have this matter finalized.

Yours very truly,

W. P. Publicover,
CITY CLERK.

NOVA SCOTIA BOARD OF COMMISSIONERS OF PUBLIC UTILITIES.

IN THE MATTER OF THE PUBLIC UTILITIES ACT 1913,
BEING CHAPTER 128 OF THE R.S.N.S. 1923 AND THE
AMENDMENTS THERETO.

-and-

IN THE MATTER OF AN APPLICATION OF VICTOR LEGGE
AND OTHERS THEREUNDER.

.....
This is an application made by one Victor Legge and a number of other owners and occupiers of certain premises (hereinafter called the "Petitioners"), situate within two sub-divisions, called Crescent Cove and Brookdale Block "A", which sub-divisions lie outside the City of Halifax and along the St. Margaret's Bay Road district (so-called). The Petitioners pray that the Board conduct a hearing and investigation into the ways and means of insuring a permanent supply of water to the water consumers residing in those sub-divisions.

May 16th, 1940.

Several hearings were held and considerable evidence taken, and the Board feels that it is necessary to briefly recite some of the facts relating to the water supply heretofore and now enjoyed by the Petitioners in that district.

The Board of Public Utilities came into being by Chapter 1 of the Acts of 1909, and the Act was amended and consolidated by Chapter 1 of the Acts of 1913. By virtue of the Public Utilities Act, the City of Halifax became a public utility for the purpose of supplying water, having in the year 1861 taken over the Halifax Water Company which, at that time, was supplying the City with water. In the year 1926, on the application of the City and after due public notice, rates were fixed and regulations made covering the sale of water by the City. It is to be observed that, at that time, apparently a number of persons living outside the City were enjoying City water, and rates were fixed by the Board, at the request of the City, for the sale of water to these consumers.

Some time previous to the 23rd day of April, 1932, a partnership known as "Havill Brothers" had secured lands on the St. Margaret's Bay Road, outside the City, which are now known as Crescent Cove, situate on the South side of St. Margaret's Bay Road, and this partnership started to erect houses and, as a matter of fact, on the 23rd day of April, 1932, had a number of houses constructed and sold. On the 23rd day of April, 1932, Havill Brothers entered into a written agreement with the City for the supply of water for the dwelling houses that might be built on the property known as Crescent Cove. The agreement was, as follows:-

- " 1. The City will make the connection to one of its water mains on the north side of St. Margaret Bay Road with a two-inch pipe and will instal a two-inch valve and a two-inch meter thereon. It will also construct a chamber to house the valve and meter. The Licensees shall pay to the City all the costs and charges of the above mentioned work, except the cost of the meter.
2. The Licensees shall lay the pipe from the outlet side of the meter to their property and make all connections to the different houses to be supplied with water, at their own expense and charges.
3. The Licensees agree to pay for the water supplied under this agreement at the rate of twenty cents per one thousand gallons, but in any event, they shall not pay less than Five Dollars (\$5.00), for each six months for each house situated on the Crescent Cove property, receiving City water.

May 16th, 1940.

4. The water shall be supplied through a two-inch meter for which the Licensees agree to pay a rental at the rate of Five Dollars (\$5.00) for each six months or portion thereof, during which the water is in use, this rental to be in addition to the charges mentioned in the next preceding paragraph.
5. The said water rates and meter rental shall be paid half yearly on or before the first days of May and November and the City shall have the right, in case of non-payment of rates or rental to turn off the water and disconnect the said pipe, until the same are paid and before the water is turned on again. The said Licensees shall pay the fine of One Dollar and any costs or charges that the City may be put to in turning off the water and turning it on again.
6. The Licensees agree to give to the Engineer of the City, notice in writing of each house to which they propose to supply water, such notice to be given before the water is turned on to such house and for failure to give such notice the said Engineer may immediately cancel this agreement without notice and may discontinue a supply of water to the Licensees.
7. The Engineer of the City may turn the water off at any time, when he deems necessary, in case of extending the main pipe of the City's water supply or for the purpose of cleaning the said pipe or water main or for any other purpose connected with the water supply of the City and in such case, notice to the Licensees shall not be required.
8. The Licensees shall keep the water pipes and connections laid by them, in repair and the City shall not be responsible for any leak, breakage, stoppage, or damage of any kind, in or to the said pipes or connections, or for the water being turned off, with or without notice, when deemed necessary by the City Engineer.
9. The Engineer of the City shall have the right to terminate this agreement at any time upon giving the Licensees thirty days notice. The said notice may be given personally to either one of the Licensees or by letter addressed to the Licensees and mailed to the Armdale Post Office or left on the premises".

A second sub-division was developed on the north side of the road, directly opposite the Crescent Cove sub-division and known as Brookdale Block "A", and a large number of houses were built by Havill Brothers on this sub-division and were supplied with water by the City under an agreement and on the same terms as the occupants of the houses in the Crescent Cove sub-division.

May 16th, 1940.

On the 27th day of June, 1932, E.L. Fenerty who owned property in this vicinity entered into a written agreement with Havill Brothers permitting the partnership to lay and maintain a pipe line for the purpose of conveying water to the various houses which had been constructed by Havill Brothers. In consideration of this privilege, Havill Brothers undertook to supply water to houses that might be constructed on the Fenerty property. A further agreement in reference to this matter was made on the 15th day of October 1937, by Havill Brothers and the Executors of the Estate of E.L. Fenerty.

The agreement made by Havill Brothers with the City on the 23rd day of April, 1932, was not approved by (much less presented to) the Board, and the water regulations fixed by the Board in 1926 for "service outside City limits" do not provide rates for service through a two-inch meter.

Havill Brothers laid their own service pipes, made their own connections with the various houses, paid the City the cost of a two-inch pipe connecting the service pipes with the City main, the cost of installing a two-inch valve and a chamber in which the house the valve and a two-inch meter, and paid all costs and charges incurred by the City with the exception of the cost of the meter, for which Havill Brothers paid a rental half-yearly.

The occupants of the houses paid Havill Brothers a flat rate for the water, and in course of time it developed that the amount of such sum received from these consumers was insufficient to pay the sum demanded from Havill Brothers by the City, and Havill Brothers refused to pay the City the difference, which in April 1939 amounted to \$267.73. The consumers refused to pay Havill Brothers more than they had heretofore been paying and Havill Brothers, in turn, refused to pay the deficiency to the City. The City threatened to turn off the service, which would have deprived some forty or more property owners of water. This has resulted in the present application.

At the various hearings held on the petition, Arthur W. Smith, Barrister, represented the Petitioners; Nathan Green, Barrister, represented Havill Brothers; W. de W. Barss, appeared on behalf of the Fenerty Estate; and C. P. Bethune, City Solicitor, on behalf of the City of Halifax.

The questions to be answered, and to which most of the argument was directed, were:-

(1) Are Havill Brothers a public utility within the meaning of the Public Utilities Act?

May 16th, 1940.

(2) Is the service performed by the City of Halifax in the areas mentioned subject to regulation by the Board?

The answer to these questions becomes of vital importance not only to the Petitioner, but to many others living outside the City, who are enjoying City water under similar agreements. The City has made 38 agreements, of which 26 are for private residences or homes, and 12 of which provide service to groups of from 2 to 34 consumers, making a total of 113 consumers located outside the City limits on the St. Margaret's Bay Road and Dutch Village Road.

The answer to the first question will depend on the definition of a public utility. In the present application, insofar as the furnishing of water is concerned, a public utility is defined under the Act as:

"any corporation-----company, person, association of persons, their lessees, trustees, liquidators or receivers that now or hereafter owns or may own, operate, manage or control, -----any plant or equipment-----for the delivery or furnishing of-----water-----, either directly or indirectly, to or for the public-----"

The important words in the definition are "delivery or furnishing of water, either directly or indirectly, to or for the public". It is obvious from the evidence that the service performed by Havill Brothers is not a service to the public, but to a limited number, being restricted to those who purchased houses in these sub-division areas.

Authorities are not lacking for the principle that service performed by a person or company, without profit, in a limited or restricted area, does not constitute that person or company a public utility. The following are directly in point:-

"One who furnishes water for a nominal charge, without profit, to a limited number of persons, without soliciting customers, through a system primarily constructed to furnish the premises of a real-estate sub-division, does not operate a water system as a public utility so as to entitle the public generally to demand water service. 1934 - 177 Washington 237".

Also:-

"A water system constructed in a residential real estate sub-division by the owner of the sub-division not dedicated to public use but to secure water service for the exclusive and private use of the residents, to be operated at a cost and not for hire, was held not to be a public utility. 22 P.U.R.(N.S.) 349".

May 16th, 1940.

The test to be applied to determine whether a person or company engaged in the business of supplying water is engaged in a public utility business is whether or not he holds himself out:-

"Expressly or impliedly, as engaged in the business of supplying water to the public as a class, not necessarily to all of the public, but to any limited portion of it, such portion, for example, as could be served by his system, as contradistinguished from his holding himself out as serving or ready to serve only particular individuals, either as a matter of accommodation or for other reasons peculiar and particular to them. P.U.R. 1921 C.447".

Havill Brothers were engaged in building and selling houses, incidental to which they supplied water to the purchasers of the houses, the convenience of water making the purchase of the houses so much more attractive. In carrying out this object, Havill Brothers laid down a small pipe or pipes, which pipes were connected to the water system of the City of Halifax, which latter supplied the water. Service pipes were laid to the individual houses, and the purchaser in buying the house paid therefor a sum sufficient to pay for the service pipe, as well as a certain portion of the cost of the general pipe or main laid by Havill Brothers. If all the lots were built upon and the houses sold, the result would be that the entire cost of the piping would be paid by the purchasers. There was, in addition, an agreement to furnish water to certain specified lots on the Fenerty property in return for the right to lay pipes over the aforesaid property.

There is no evidence that at any time Havill Brothers held themselves out expressly or impliedly as supplying water to the public. On the contrary, the whole evidence goes to show that Havill Brothers not only had no "unequivocal intention" to service the public, but exactly and definitely limited the service to certain specified lots or persons. The furnishing of water was throughout incidental to the main business of building and selling houses, and no intention of supplying water to the public is anywhere apparent. The service performed by Havill Brothers was limited to those in the sub-division. It was performed not for profit, but with the idea of attracting real estate purchasers to these particular areas.

The Board has, therefore, no difficulty in coming to the conclusion that Havill Brothers are not a public utility within the meaning of the Act.

May 16th, 1940.

In answering the second question, recourse must again be had to the definition of a public utility as defined by Section 2 of the Act, which declares that the terms "public Utility" and "corporation":-

"mean and include any city, incorporated town or municipality that now or hereafter owns or may own, operate, manage or control any plant or equipment for the.....delivery or furnishing of.....water, either directly or indirectly, to or for the public....."

The water system of the City of Halifax was primarily established to supply the inhabitants thereof with water. It voluntarily elected to go outside its territorial limits to furnish water to the consumers adjacent to its lines outside the City boundary. For a great number of years, the City has been furnishing water to consumers outside the City limits, and in 1926 applied to the Board for a schedule of rates which were fixed by the Board for "service outside City limits". In an application now before the Board "In the matter of the Application of the City of Halifax for an Order amending the Schedule of Rates for the supply of water by the City of Halifax", the City describes itself in the following terms:-

"The applicant is a public utility within the meaning of the Public Utilities Act and owns and operates plants and property for the purpose of supplying water to the residents of the City of Halifax and vicinity".

As already noted, the evidence is to the effect that the City, at the present time, is furnishing water to some 113 consumers, all of whom are located outside the City boundary. The City, expressly holds itself out and actually is engaged in furnishing water to the public beyond the City limits. The service furnished by the City is offered to all those members of the public who can use that particular service, that is to persons living along the St. Margaret's Bay Road and Dutch Village Road. In doing so the public is in fact served, and the business is affected with a public interest although the actual number of persons served is limited.

The City Solicitor argued that the Board had no jurisdiction to order the City to extend its service into an area outside the City not already served, but this question does not arise under the present application, and consequently the Board does not have to rule thereon. In determining whether the City is rendering service which is subject to regulation by the Board, "the important thing is what it does and not what its Charter says".

May 16th, 1940.

In the result, the Board finds that there are no rates fixed by the Board for the service rendered Havill Brothers through a two-inch meter. The City shall apply to the Board to have rates fixed for this service, and shall not discontinue same without first obtaining permission of the Board.

An order will issue in accordance with the decision.

Dated at Halifax, N. S. this 23rd day of March, 1940.

(Sgd) James A. Hanway,
Ira P. Macnab,
George Farquhar.

NOVA SCOTIA BOARD OF COMMISSIONERS OF PUBLIC UTILITIES.
IN THE MATTER OF THE PUBLIC UTILITIES ACT.

IN THE MATTER OF THE APPLICATION OF THE
CITY OF HALIFAX FOR AN ORDER AMENDING THE
SCHEDULE OF RATES FOR THE SUPPLY OF WATER
BY THE CITY OF HALIFAX.

.....

This is an application by the Corporation of the City of Halifax (hereinafter called the "Applicant") for certain amendments to its existing schedule of rates for water service, and came on for hearing at the offices of the Board, Halifax, N. S., on October 24th last, after due public notice.

Mr. Carl P. Bethune, City Solicitor, appeared on behalf of the Applicant. No one appeared in opposition thereto. After the hearing, Mr. Bethune submitted a brief.

The petition asks for the following amendments:-

"(1) To amend that portion of the said water rate schedule relating to the charges to be made for extensions of the water service by substituting other rates.

(2) To amend that portion of the said schedule to provide for the payment by all consumers of a service charge.

(3) To amend that portion of the said schedule providing for a minimum half-yearly rate of \$2.22".

The present legal rates covering extensions of service are those approved by Order of the Board dated March 6th, 1926. They are as follows:-

May 16th, 1940.

"Extensions

Special Rates

"Upon the request of any owner of property situate on any street or highway in which no water main has been laid, for the extension of the water service thereto, such extension shall be made upon such owner executing a bond to the City agreeing to pay, in addition to fire protection rates, an amount annually equal to six per cent of the actual cost of the extension. In the case of more than one owner such amount shall be apportioned equally between them and no service shall be furnished to any person from such extensions until he has entered into a like bond.

In the event of the charge for water consumption exceeding the amount payable under the bond in any year, the water consumption charge shall alone be payable in such year, otherwise the amount set out in the bond shall alone be payable.

In the event of change of ownership of any such property the water service shall be turned off therefrom until the new owner has executed a like bond. All such bonds shall be for the term of ten years only".

The applicant now requests the Board to approve a rate which shall make all property owners abutting on the street on which the extension is to be made pay the sum of "\$1.00 for each lineal foot of his property so fronting". It also requests the approval of a number of regulations and conditions with regard to the method by which the Council may order such extensions made on the recommendation of the Engineer, and dealing with the payment of same. After careful consideration of the evidence and Mr. Bethune's brief, the Board has come to the conclusion that it must find that such a rate would be directly opposed to the spirit and intent of the Public Utilities Act and beyond the jurisdiction of the City Council.

The Act provides that any public utility may earn an amount annually equal to eight per cent on the fair value of the property, used and useful in rendering service to its customers. Were such a rate as herein requested approved, it would be tantamount to asking the customer to provide the capital to build the plant. Moreover, the Public Utilities Act provides that:-

"All tolls, rates and charges shall always, under substantially similar circumstances and conditions in respect to service of the same description, be charged equally to all persons and at the same rate, and the Board may by regulation declare what shall constitute substantially similar circumstances and conditions. The taking of tolls, rates and charges contrary to the provisions of this section and the regulations made pursuant thereto is prohibited and declared unlawful".

May 16th, 1940.

Should this rate be approved, it would mean that persons owning property would be compelled to contribute towards the cost of the water system, whether they use the water or not, which would be highly discriminatory and definitely against the intent of the Act. The application for this foot frontage rate (so called) will, therefore, be dismissed.

With regard to the present bond rate, it will be noted that all bonds are for a term of ten years only. It was stated by Mr. Johnston, City Engineer, and by Mr. Bethune that there are times when this period is not long enough for the service to become self supporting. The Board agrees with this contention, and is prepared to approve a regulation that the bond shall continue until there is sufficient revenue available from the extension to pay all the charges in connection therewith.

The next amendment request is to have the service charges, presently applying to all but the domestic consumers, apply to all consumers. The minimum charge in the existing schedule is \$2.22 (with a discount of 10% allowed for prompt payment) per customer per half year. For this minimum the consumer receives ten thousand gallons of water. Domestic service is usually supplied through a five eighth inch meter. Under the proposed rate such a customer would pay a service charge of \$1.00 per half year and a minimum bill of \$2.00. One-half the minimum bill would be used to pay the service charge, and one-half would be used to purchase water, which would allow such consumer only five thousand gallons. Where a three quarter inch meter is installed, the service charge would be \$2.00 per half year (for which no water is received) while under the proposed rate the half yearly minimum bill would be \$3.00, again allowing only five thousand gallons of water.

According to the brief submitted, there are approximately 8500 domestic consumers who will be affected by the change in service charges, the result to them being that they will receive less water under their minimum bill, or to get the same amount of water as at present they will have to pay an increased amount.

Referring to the decision in which the present rates were fixed, it is to be noted that the Board found at that time (1926) that the water system of the Applicant had physical assets to the value of \$2,483,226.00 to which was added Organization and Engineering Expenses \$80,000.00, Going Value \$200,000.00 and Working Capital \$25,000.00, making the fair value of the undertaking as a going concern, as of April 30th, 1925, \$2,788,226.00.

May 16th, 1940.

According to the report submitted by the Applicant to the Board covering the year 1938-39, the total cost of the plant "less reduced by redemption" is given as \$2,200,875.03. This is covered by Bonded Indebtedness in the amount of \$2,208,768.84, against which a Sinking Fund has been accrued of \$723,451.98. It also shows a Depreciation Reserve of \$50,000.00. It will be noted that there is a wide spread between the value as found by the Board in 1926 and that as reported at the present time. In these circumstances, the Board feels that it cannot fix any final rates without further knowledge of the fair value of the property of the applicant, used and useful in furnishing the service. The Public Utilities Act requires that "all tolls, rates and charges shall always under substantially similar circumstances and conditions in respect to service of the same description be charged equally to all persons at the same rate". The Board must, therefore, approve the payment of the service charge by all customers alike and the application to apply the service charge to domestic consumers will be approved, but for the reasons above set out, only interim approval will be given leaving it to the Applicant to continue this application for the fixing of permanent rates.

The third request is for a change in the minimum bill. At the present time there is an anomaly in the minimum charges and the discounts applying thereto. There is a prompt payment discount clause which provides that:-

" A discount of 3 per cent shall be allowed on all bills paid within ten days after the date rendered, which date shall be shown clearly on the bill;"

while the regulation with regard to the minimum bill reads as follows:-

" The minimum net half-yearly bill for water consumption shall be two dollars. Upon the bills as rendered this charge shall be shown as \$2.22 and a discount of ten per cent shall be deducted when payment is made within the discount period".

The two regulations are in conflict and the Board will, therefore, approve the minimum requested to apply to all consumers, namely:-

" Minimum rate:- No bill for water consumption (in addition to the service charge hereinbefore provided) shall be rendered for less than \$1.00".

May 16th, 1940.

Inasmuch as the service charges above referred to are approved only as interim rates, this rate for minimum service will likewise be given interim approval.

In the result, interim approval, until the final approval or disapproval thereof, will be given to the following amendments:-

Water Rate Schedule

1. "Service Charges payable by all consumers other than domestic consumers,

to be rescinded and repealed, and the following to be substituted therefor:-

"Service charges payable by all consumers".

2. The present Minimum Rate which reads:-

"No bill for water consumption (including service charge when payable) shall be rendered for less than \$2.22".

to be rescinded and repealed and the following substituted therefor:-

"No bill for water consumption (in addition to the service charge hereinbefore provided) shall be rendered for less than \$1.00".

Schedule of Rates and Regulations

3. The words "other than domestic consumers" in line two of Section 12 thereof, and the words "In the case of domestic consumers a quantity rate only shall be payable" in lines 4 and 5 thereof, shall be rescinded and repealed, Section 12 so amended to read:

"In the case of all consumers the consumption rate shall consist of a service charge based on the size of the meter or connection, and a quantity rate".

4. And Section 14 thereof which reads:-

"Minimum Bill. The minimum net half yearly bill for water consumption shall be two dollars. Upon the bills as rendered this charge shall be shown as \$2.22 and a discount of ten per cent shall be deducted when payment is made within the discount period".

to be rescinded and repealed.
An Order may issue accordingly.

Dated at Halifax, N. S., this 17th day of April, 1940.

(Sgd) James A. Hanway.
" Ira P. Macnab
" George Farquhar.

May 16th, 1940.

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

FINAL CERTIFICATE - O. A. HUBLEY

Read report of the Committee on Works re final certificate, O. A. Hubley.

April 26th, 1940.

The City Council.

At a meeting of the Committee on Works held on this date, the attached final certificate recommending payment to O. A. Hubley of the sum of Three Hundred and Seventeen Dollars and Five Cents (\$317.05), being the balance in full on their contract for the supply of sand and gravel for the civic year 1939-40, was on motion of Alderman MacKay, seconded by Alderman Walker approved and recommended to Council for payment.

Walter Mitchell,
CHAIRMAN, COMMITTEE ON WORKS.

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

Motion passed.

FINAL CERTIFICATE - FAIRVIEW CRUSHED STONE CO.LTD.

Read report of the Committee on Works re final certificate, Fairview Crushed Stone Co.Ltd.

April 26th, 1940.

The City Council.

At a meeting of the Committee on Works held on this date, the attached final certificate recommending payment to the Fairview Crushed Stone Co. Limited of the sum of One Hundred and Twenty-nine Dollars and Forty-two Cents (\$129.42) being the balance in full on their contract for the supply of stone for the civic year 1939-40, was on motion of Alderman Walker, seconded by Alderman O'Toole approved and recommended to Council for payment.

Walter Mitchell,
CHAIRMAN, COMMITTEE ON WORKS.

May 16th, 1940.

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

ORDER IN COUNCIL RE NEW HIGH SCHOOL

Read letter from the Clerk of the Executive Council re new high school.

Halifax, 24th April, 1940.

Dear Sir:-

I enclose herewith two certified copies of Order in Council made the 23rd April, directing the City of Halifax to issue debentures or stock to raise the amount of \$450,000.00 required for the erection of a high school building.

I am also directed to advise you that Section 33 of Chapter 57 of the Acts of 1940, entitled "An Act to amend the law relating to the City of Halifax", has been proclaimed to be effective as from the 24th day of April, A.D. 1940.

Yours truly,

A. Evelyn Horne
for
Clerk of the Executive Council.

The City Clerk,
Halifax,
Nova Scotia.

FILED

TAX COLLECTIONS FOR THE MONTH OF APRIL, 1940.

Read report of the Chief Accountant re tax collections for the month of April, 1940.

TAX COLLECTIONS, APRIL, 1940.

<u>Arrears Taxes</u>		Outstanding Balances March	New Accounts and adjustments.	April Collections	Outstanding Balances April.
Civic Year	Reserve				
1936-37	\$51,402.06	\$67,490.31	Dr. \$16.75	\$4,301.32	\$63,205.75
1937-38	64,826.28	178,549.21	Dr. 9.00	9,553.54	169,004.67
1938-39	43,555.86	313,960.82	Dr. 4.00	16,924.77	297,040.05
		560,000.34	Dr. 29.76	30,779.63	529,250.47
<u>Current Taxes</u>					
1939-40	41,250.65	554,687.09	Dr. 32.86	37,807.52	516,912.43
Water Dept. Rates, etc.		46,811.44	70,000.00	8,232.74	108,578.70
		<u>1,161,498.87</u>	<u>Dr. 80,062.62</u>	<u>76,819.89</u>	<u>1,154,741.60</u>

May 16th, 1940.

Poll Taxes

1933-34	\$363.90		
1934-35	1,494.68	\$25.50	\$338.40
1935-36	1,286.92	94.24	1,400.44
1936-37	1,322.60	48.66	1,238.26
1937-38	957.26	40.00	1,282.60
1938-39	2,687.62	121.10	836.16
1939-40	10,479.37	Dr. 8.00	2,389.62
		Cr. 8.00	9,115.77
		1,352.50	

Additional Collections

Tax years 1908-9 to 1924-25		<u>1939-40</u>	<u>1938-39</u>
Corresponding period last year		\$55.41	\$56.76
Tax years 1925-26 to 1935-36		1,983.31	
Corresponding period last year			1,019.12
Collections per above statement		76,819.89	
Corresponding period last year		<u>78,858.61</u>	<u>68,467.05</u>
			69,542.93

Collections of Poll Taxes

May 1st, 1939 to April 30th, 1940	29,454.12	
Corresponding period last year		26,969.23

M. L. Bellew,
CHIEF ACCOUNTANT.

FILED

10.35 P.M.,

Moved by Alderman Stech, seconded by

Alderman Walker that this meeting do now adjourn.

Motion passed.

Meeting adjourned.

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May 16th, 1940

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W. E. Donovan,
MAYOR AND CHAIRMAN.

W. P. Publicover,
CITY CLERK.

A F T E R N O O N S E S S I O N

SPECIAL MEETING.

5.00 o'clock,
Council Chamber,
City Hall,
June 4th, 1940.

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

The meeting was called specially to consider:-

1. Election returns.
2. Halifax Natal Day.
3. Report Finance-Executive Comm. re errors in current salary estimates.
4. " " appropriation for hostels.
5. " " Tourist Bureau grant.
6. Report Public Health and Welfare Comm. re tenders for supplies.
7. Report Committee on Works re street paving.
8. " " tenders for removal of houses, Morris Street.

CIVIC ELECTION - CASUAL VACANCY, WARD #5

Read return of the City Clerk of the election of Alderman for casual vacancy in Ward No. 5 covering the nomination of Earl E. Burgess.

June 3rd, 1940.

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

Gentlemen:-

Agreeably to the provisions of the Halifax City Charter and Acts in amendment thereof in respect to the election of Aldermen for the City of Halifax, I herewith submit the original nomination papers of Earl E. Burgess for the office of Alderman for Ward No. 5 of the City of Halifax

June 4th, 1940.

to fill the vacancy caused by the resignation of Alderman Frederick W. Curtis, he being the only candidate nominated for the said office at the election to be held on May 22nd, 1940.

Yours very truly,

W. P. Publicover,
CITY CLERK.

The City Clerk thereupon declared Earl E. Burgess duly elected to the office of Alderman to fill the vacancy in Ward #5 caused by the resignation of Alderman Frederick W. Curtis; term expiring April 30th, 1941.

His Worship the Mayor then administered the oaths of office, of allegiance and of Justice of the Peace to Alderman Burgess, and, after signing the aldermanic roll he was escorted to his seat by His Worship the Mayor.

HALIFAX NATAL DAY

Read letter from His Worship the Mayor re Halifax Natal Day.

June 4th, 1940.

Members of the Halifax City Council:

Dear Aldermen:-

I wish to call to your attention the matter of commemorating the Natal Day of Halifax.

The usual day which has been adopted for this purpose has been June 21st, although on some occasions other days have been fixed.

It will be necessary to pass a resolution declaring such day as Council may approve a public holiday for this purpose.

Yours very truly,

W. E. Donovan,
MAYOR.

June 4th, 1940.

5.07 P.M.,

Alderman Stech arrives and takes his seat in Council.

Moved by Alderman Walker, seconded by Alderman Keshen that Thursday, June 13th be observed as Halifax Natal Day.

Moved in amendment by Alderman W. A. MacDonald, seconded by Alderman MacKay that the date for the commemoration of Halifax Natal Day this year be Monday, August 12th. Amendment put and passed, 12 voting for the same and 3 against it as follows:-

FOR THE AMENDMENT

Aldermen MacKay
Breen
Kinley
Hosterman
Ahern
Freda
Lloyd
J.F. McDonald
O'Toole
Burgess
W.A. MacDonald
Landry

-12-

AGAINST IT

Aldermen Stech
Keshen
Walker

-3-

Motion not put.

Read resolution as follows:-

WHEREAS it is desirable to appoint a civic holiday for the purpose of celebrating Halifax Natal Day;

AND WHEREAS under the provisions of the Bills of Exchange Act in addition to certain days, enumerated therein, only days appointed as civic holidays by resolution of the Council are to be known as non-juridical days in any Municipality;

BE IT THEREFORE RESOLVED that this Council appoint the 12th day of August as a civic holiday and that the City Clerk be requested to publish in due time a Proclamation to this effect in the newspapers of the City.

June 4th, 1940.

Moved by Alderman W.A. MacDonald, seconded
by Alderman MacKay that the resolution be adopted.
Motion passed.

ERRORS IN CURRENT SALARY ESTIMATES

Read report of the Finance and
Executive Committee, letter of the Commissioner of
Finance and Accounts and resolution ~~re~~ errors in
current salary estimates.

Halifax, N. S.,
June 3rd, 1940.

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

Gentlemen:-

At a meeting of the Finance and
Executive Committee held this day, the attached letter
and resolution from the Commissioner of Finance and
Accounts regarding errors in the salary estimates
were considered.

Your committee recommends that the
letter and resolution as submitted be approved.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 29th, 1940.

Chairman,
Finance and Executive Committee,
CITY HALL.

Dear Sir:-

I wish to advise that several errors
were made in the preparation of the estimates which
were passed last February.

In certain instances, an insufficient
amount was provided for salaries and in other
instances an excess amount was provided.

I will recall to you the policy of the
Committee and the Council at the time the estimates
were going through, which was that only employees
entitled to an automatic increase would receive
them.

June 4th, 1940.

The effect of this policy was to change many estimates affecting salaries, as received from the departments or department heads.

I shall be glad if you will consider the attached resolution, which is essential if all employees are to be equitably dealt with and in order to secure the fixation of the policy.

Respectfully yours,

A. M. Butler,
Commissioner of Finance and
Accounts.

WHEREAS certain errors have occurred in the preparation of the salary estimates of the various departments, including the Water Department;

BE IT RESOLVED that the Department of Finance and Accounts is hereby authorized to make any adjustments in such salaries to bring about the following effect:

- (a) To pay a salary similar to that of the preceding year, in any case where there is no resolution of the Council or approved plan to authorize an increase.
- (b) To pay the same salary of the preceding year, where the amount provided in the estimates was insufficiently entered in error.

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

APPROPRIATION FOR HOSTELS

Read report of the Finance and Executive Committee and letter of the Commissioner of Finance and Accounts re appropriation for hostels.

Halifax, N. S.,
June 3rd, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held today, the attached letter from the Commissioner of Finance and Accounts regarding the release of the appropriation of \$15,000.00 to be paid to certain hostels operating in the City of Halifax was considered.

June 4th, 1940.

Your committee recommends that the letter of the Commissioner of Finance and Accounts be approved and the appropriation released in accordance with legislation obtained at the last session of the Legislature.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

May 27th, 1940.

Chairman,
Finance and Executive Committee,
CITY HALL.

Dear Sir:-

Would you please release the appropriation of \$15,000. to be paid to certain hostels operating in the City of Halifax, in accordance with legislation obtained at the last session; any such amount not exceeding \$15,000. in all, or 15% in any one case.

Respectfully yours,

A. M. Butler,
Commissioner of Finance and
Accounts.

Moved by Alderman MacKay, seconded by Alderman Stech that the report and letter be adopted. Motion passed.

TOURIST BUREAU GRANT

Read report of the Finance and Executive Committee re Tourist Bureau grant.

Halifax, N. S.,
June 3rd, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the matter of granting a sum to the Tourist Bureau was considered.

Your committee recommends that the sum of \$1,500.00 be granted to the Tourist Bureau to assist it in carrying on its work of advertising the City of Halifax.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

June 4th, 1940.

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

FOR THE MOTION

Aldermen Ahern
Hosterman
Keshen
Kinley
Landry
Lloyd
W.A. MacDonald
J.F. McDonald
MacKay
Stech
-10-

AGAINST IT

Aldermen Breen
Burgess
Freda
O'Toole
Walker

-5-

TENDERS FOR SUPPLIES - CITY INSTITUTIONS

Read report of the Public Health and Welfare Committee re tenders for supplies.

Halifax, N. S.,
June 3rd, 1940.

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held this day, tenders for furnishing supplies to the various City institutions were considered.

Your committee recommends that the tenders be awarded as follows:-

MEATS

J. A. Leaman & Co., Ltd. 12 months period

BUTTER

J. R. Pineo 6 months period

EGGS

J. R. Pineo 3 months period

DRY GOODS

J & M Murphy Ltd. 3 months period

FLOUR

Howards Ltd. 12 months period

GROCERIES

Howards Ltd. 3 months period.

June 4th, 1940.

TEA AND COFFEE

Howards Ltd. 3 months period

FISH

Burns Fisheries Ltd. 3 months period

BREAD

To be divided equally among:
United Bakers
Moirs Limited
Arnolds Limited
Bens Limited
for a period of 12 months.

MILK AND CREAM

To be divided equally among:
Westmount Dairy
Oxford Dairy
Ideal Dairy
Fraser & Casey
Maple Leaf Dairy
Mulgrave Dairy
Guernsey Dairy
Farmers Ltd.
for a period of 12 months.

LAUNDRY

Halifax Steam Laundry - 12 months period

UNIFORMS FOR STAFF, CITY PRISON

Clayton & Sons Ltd. at \$20.00 per suit.

All tenders submitted are herewith attached.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

His Worship the Mayor informed Council that Mr. John O'Malley of O'Malleys Limited had called him with reference to the bread tender and stated that he had submitted his tender for supplying bread to the City Prison when the City had called for tenders for that institution. Those tenders, the Mayor said, had not been considered and the committee had decided to amalgamate all commodities for the various institutions and advertise for same.

June 4th, 1940.

The Mayor said that Mr. O'Malley had informed him that he had not seen this advertisement, and, as he had quoted the same price to the City Prison for supplying bread that had now been accepted, he would like Council to consider adding his firm to the successful tenderers.

Moved by Alderman

Kinley, seconded by Alderman Walker that the firm of O'Malleys Limited be included in the successful tenderers for bread and the report as amended be approved. Motion put and passed unanimously.

STREET PAVING - SOUTH STREET AND TOWER ROAD

Read report of the Committee on Works and Commissioner of Works and City Engineer re street paving, South Street and Tower Road.

June 4th, 1940.

The City Council.

At a meeting of the Committee on Works held on this date, the attached report of the Commissioner of Works and City Engineer dated May 31st, 1940, entitled as above, was on motion of Alderman MacKay, seconded by Alderman Freda, approved and recommended to Council for adoption.

W. P. Publicover,
CITY CLERK.

May 31st, 1940.

His Worship the Mayor.

Sir:-

At a meeting of the Committee on Works held on the 26th of April, 1940, a report on street paving was made by the Acting Assistant City Engineer, among other streets recommended to be ordered paved were South Street from South Park Street to Robie Street and Tower Road from Spring Garden Road to South Street.

June 4th, 1940.

The Committee deferred consideration of the paving of these two streets until the Provincial Government was asked to pay its share of the cost. Yesterday at a meeting held in the Premier's Office, the question was put before him by the Mayor, City Solicitor and the Commissioner of Works. The Premier agreed to give a grant in aid of the paving of Tower Road and South Street of an amount equal to what would be the assessment on the property of the Victoria General Hospital if it were privately owned.

It is now recommended that South Street from South Park Street to Robie Street be ordered paved and that concrete curbs and gutters be laid on such portions of the street, on which at present, there are none.

The total length of the street proposed to be paved is 1950 feet.

The material most suitable to be used for the paving is 1" stone filled top on 2" black base. The probable cost, including curb and gutter is \$10,500.

It is recommended that Tower Road from Spring Garden Road to South Street be ordered paved. The length is about 1500 feet. The most suitable material would be bituminous pavement. The probable cost is \$8,300.00. In my opinion it is desirable that this street should be paved.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and
City Engineer.

Moved by Alderman MacKay, seconded by Alderman Freda that the report be adopted. Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

Aldermen Ahern
Breen
Burgess
Freda
Hosterman
Keshen
Kinley
Landry
Lloyd
W.A. MacDonald
J.F. McDonald
MacKay
O'Toole
Stech
Walker

June 4th, 1940.

TENDERS FOR REMOVAL OF HOUSES, MORRIS ST.

This item was not considered.

5.35 P.M.,

Moved by Alderman Stech, seconded by Alderman W. A. MacDonald that this meeting do now adjourn. Motion passed.

Meeting adjourned.

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W. E. Donovan,
MAYOR AND CHAIRMAN.

W. P. Publicover,
CITY CLERK.

EVENING SESSION

8.02 o'clock,
Council Chamber,
City Hall,
June 14th, 1940.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Deputy Mayor, Chairman; and Aldermen Stech, MacKay, Breen, Curran, Hosterman, Ahern, Freda, Adams, Keshen, O'Toole, Power, Burgess, Walker and W. A. MacDonald.

The meeting was called to proceed with business standing over and the transaction of other business.

The following named papers were submitted.

MINUTES

Moved by Alderman W.A. MacDonald, seconded by Alderman MacKay that the minutes of the previous meetings be approved. Motion passed.

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Finance and Executive Committee amounting to \$17,806.97; the Committee on Safety amounting to \$1,211.27 chargeable to Fire Alarm, \$13,221.86 chargeable to Fire Department and \$12,229.38 chargeable to Police Department; the Committee on Public Health and Welfare amounting to \$5,910.60 chargeable to Health Department; \$10,408.58 chargeable to City Home and \$1,938.24 chargeable to City Prison; the Committee on Works amounting to \$12,375.77; the Directors of Point Pleasant Park amounting to \$781.94; Civic Defence Committee amounting to \$1,433.56, under the provisions of Section 315 of the City Charter.

June 14th, 1940.

Moved by Alderman MacKay, seconded by
Alderman Stech that the resolution be adopted.
Motion passed.

8.05 P.M.,

Alderman Lloyd arrives.

TENDERS FOR BOOK WRAPPERS - CITIZENS FREE LIBRARY

Read report of the Finance and
Executive Committee re tenders for book wrappers,
Citizens Free Library.

Halifax, N. S.,
June 12th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive
Committee held today, tenders for printing and
supplying 60,000 book wrappers for the Citizens
Free Library were considered.

It is recommended that the tender of
the Ross Print Limited, the lowest, namely
\$271.00 be accepted.

Respectfully submitted,

W. F. Publicover,
CITY CLERK.

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

PAYMENT OF PROVINCIAL HIGHWAY TAX

Read report of the Finance and
Executive Committee re payment of Provincial Highway
Tax.

Halifax, N. S.,
June 12th, 1940

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance and
Executive Committee held this day, the attached letter
from the Commissioner of Finance and Accounts regarding

June 14th, 1940.

the payment of Provincial Highway Tax amounting to \$50,166.70 less discount of $1\frac{1}{2}\%$ if paid before June 30th, leaving a net amount of \$49,414.20 was considered.

Your committee recommends the payment of this tax.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

DENTAL SERVICES - CONSTABLE C. H. TURNER

Read report of the Finance and Executive Committee re dental services, Constable C. H. Turner.

Halifax, N. S.,
June 12th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held on the above date, the attached report from the Safety Committee regarding the payment of an account of \$52.00 for dental services rendered to Constable C. H. Turner as a result of damages received while in the execution of his duty was considered.

Your committee recommends that the account be passed for payment in accordance with legislation obtained.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

REPAIRS TO SIR CHARLES TUPPER SCHOOL

Read report of the Finance and Executive Committee and resolution re repairs to Sir Charles Tupper School.

June 14th, 1940.

Halifax, N. S.,
June 12th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the attached report from the Board of School Commissioners making application for an amount of \$685.00 for repairs to Sir Charles Tupper School was considered.

It is pointed out that these repairs are urgently needed and your committee recommends that the sum of \$685.00 be borrowed under the provisions of Section 332A. of the City Charter and the Board of School Commissioners authorized to have the repairs made.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

WHEREAS the City requires money to meet an application of the Board of School Commissioners for funds to effect repairs to the Sir Charles Tupper School, and no funds have been provided in the estimates for the aforesaid purpose;

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

BE IT THEREFORE RESOLVED that an amount not exceeding \$685.00 be borrowed from any bank or fund available under the provisions of the said enactment. The money so borrowed, with interest thereon, shall be included in the estimates for the civic year 1941-42.

Moved by Alderman MacKay, seconded by Alderman Lloyd that the report and resolution be adopted. Motion put and passed, 14 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Adams
Ahern
Breen
Burgess
Curran
Freda
Hosterman
Keshen
Lloyd
W.A. MacDonald
MacKay
O'Toole
Power
Stech

AGAINST IT

Alderman Walker

June 14th, 1940.

A two-thirds vote being required.

TAG DAY - THE IMPERIAL ORDER DAUGHTERS OF THE
EMPIRE.

Read report of the Finance and
Executive Committee re tag day, The Imperial Order
Daughters of the Empire.

Halifax, N. S.,
June 12th, 1940.

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 Municipal Chapter, Halifax,
of the Imperial Order Daughters of the Empire
requesting permission to hold a tag day on Friday,
June 21st was considered.

Your committee recommends that the
application be granted.

Respectfully submitted,

W. D. Publicover,
CITY CLERK.

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

Motion passed.

ADVERTISING THE INDUSTRIAL ATTRACTIONS OF
HALIFAX CITY.

Read report of the Finance and
Executive Committee re advertising the industrial
attractions of Halifax City.

Halifax, N. S.,
June 12th, 1940.

His Worship the Mayor,
and Members of City Council.

Gentlemen:-

At a meeting of the Finance and
Executive Committee held on the above date, the
attached report from the Industrial Committee
recommending that a quarter page advertisement be
inserted in the Financial News of London, England,
at a cost of \$215.00 and 1,000 copies of a special
poster advertising industrial attractions of Halifax
City be secured at \$375.00 was considered.

June 14th, 1940.

The posters will be distributed through the various Boards of Trade, etc. in foreign and other cities.

As funds are provided in the civic estimates for this purpose, your committee concurs in the recommendation of the Industrial Committee.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

ACCOUNTS TO BE WRITTEN OFF

Read reports of the Finance and Executive Committee, Superintendent of Health and Superintendent of the City Home re accounts to be written off.

Halifax, N. S.,
June 12th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the attached reports from the Public Health and Welfare Committee regarding old accounts to be written off and transferred to a doubtful accounts ledger at the City Home and Hospitals were considered.

Your committee recommends that the accounts be written off and transferred to a doubtful accounts ledger as requested.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

June 7th, 1940.

Chairman and Members
Public Health and Welfare Committee.

Gentlemen:-

I wish to report with regard to hospital accounts which were dealt with by the City Health Board at its meeting on November 14th, 1939,

June 14th, 1940.

so as to obtain approval of the action taken by the City Council.

At that meeting a report was adopted with the approval of the City Auditor, that all accounts against patients treated in the Infectious Disease Hospital and the Tuberculosis Hospital, outstanding during a period of six years and on which no amount had been paid, be placed on the deferred list. The Board approved of this action but in discussing the matter since with the Commissioner of Finance and Accounts it has been recommended that the report should be forwarded to the City Council for adoption.

I might explain that placing the accounts on the deferred list is equivalent to writing them off with the exception that if at any time it is found that those responsible are in a position to pay, the accounts can be set up as new accounts.

Respectfully submitted,

Arthur C. Pettipas,
SUPERINTENDENT OF HEALTH.

June 5th, 1940.

The Chairman and Members
of Public Health and Welfare Committee.

Dear Sirs:-

The following accounts have been thoroughly explored and it is recommended that same be written off and transferred to out Doubtful Accounts Ledger where they can be carried back to out Active Ledger should circumstances warrant.

May I suggest that Council be asked to approve of this action. This procedure is in accordance with the direction of the Commissioner of Finance.

<u>CITY HOME - WOOD</u>		<u>CITY HOME - MAINTENANCE</u>	
Beazley, Hon. R. G.	\$1.60	Frederick, Mrs.	\$118.16
Brown, Mrs. Catherine	2.75	McLeod, George	199.59
Burns, Mrs.	1.00	McGrath, Fred	493.92
Finley, Mrs. R.	2.00	Porrier, Est. H. A.	32.00
Phalen, Mrs.	4.00	Rice, Est. Elizabeth	509.88
Redmond, V. W.	12.75		
	<u>24.10</u>		<u>1353.55</u>

<u>NOVA SCOTIA HOSPITAL - MAINTENANCE</u>	
Hawes, Est. F. H.	\$2280.25
Hyland, Thomas	8.92
Lawson, Mrs. Ethel	74.02
Levy, Asoph	123.46
Manuel, Mrs. Sarah	739.88
Shiers, W. F.	55.58
	<u>3282.11</u>

Respectfully yours,

A. E. Ettinger,
SUPERINTENDENT.

June 14th, 1940.

Moved by Alderman MacKay, seconded by Alderman Stech that the reports be adopted and the accounts written off accordingly. Motion passed.

ORDINANCE RESPECTING OFFICE HOURS AND
WORKING CONDITIONS FOR EMPLOYEES OF THE
CITY.

Moved by Alderman Stech, seconded by Alderman Lloyd that this matter be referred back to the Finance and Executive Committee, without first reading.

Alderman W.A. MacDonald rose to a point of order and asked the Acting City Solicitor if it were in order to refer the Ordinance back to the committee without first reading.

The Acting Solicitor stated that it has been the custom to accept Ordinances the first time they are presented and then refer them back to the committee.

The Mayor informed Council that the Ordinance was drafted in the same manner as that of the Provincial Civil Service Act 1935.

The motion was then put and passed, 11 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Stech
MacKay
Breen
Hosterman
Ahern
Freda
Adams
Lloyd
Keshen
O'Toole
Power

-11-

AGAINST IT

Aldermen Curran
Burgess
Walker
W.A. MacDonald

-4-

June 14th, 1940.

REGISTRATION OF PERSONS OVER SIXTEEN YEARS OF AGE

Read report of the Finance and Executive Committee and resolution re registration of persons over sixteen years of age.

Halifax, N. S.,
June 12th, 1940.

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the attached letter from the City Clerk of Ottawa in connection with a resolution adopted by the City Council there regarding the registration of all persons in Canada over the age of sixteen years was considered.

A copy of the resolution is herewith attached and your committee recommends that same be passed by the City Council.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

"That the Dominion Government be requested to compel registration of all persons in Canada over the age of sixteen years and to have stated therein if a British subject by birth, naturalization or other nationality.

That the head of each family shall register for any member of his or her family not in Canada and unable to register for themselves, and shall state where each may be located".

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

HOSTEL FOR NAVAL MEN

Read report of the Finance and Executive Committee and resolution re hostel for naval men.

June 14th, 1940.

Halifax, N. S.,
June 3rd, 1940.

His Worship the Mayor
and Members of the City Council.

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, the attached correspondence in connection with a request from Rear Admiral S. S. Bonham-Carter for remission of taxes on a property proposed to be used as a club for British and French Sailors was considered.

Your committee recommends that the request be granted and submits the attached resolution for Council's approval.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

WHEREAS it is proposed to use the property known as the Odell House and the lands immediately connected therewith and situated on the south side of Tobin Street in the City of Halifax for the purpose of providing reading, recreational and social facilities for the members of the British and French Navies;

AND WHEREAS the said property has been assessed for real property tax for the current civic year - namely 1940-1941;

AND WHEREAS by the Acts of the Legislature relating to the City of Halifax passed at the last session thereof, being Chapter 57 of the Acts of 1940, the City was authorized to make grants to such persons or organizations providing such facilities for the men of His Majesty's Forces for the purpose of assisting the same, provided that such grant shall not in any case exceed the amount for which such persons or organizations or the property occupied by them have been assessed for taxes for the civic year in which such grant is made;

AND WHEREAS the persons or organization proposing to provide such facilities have requested the City to make such a grant as aforesaid;

BE IT THEREFORE RESOLVED that the City, under the above recited authority, do grant to the persons or organization providing such reading, recreational and social facilities for members of the British and French Navies in the said Odell property, to the extent of the real property and occupation taxes assessed or to be assessed against or in respect of the portion of the

June 14th, 1940.

said property used for such purposes and for such proportion of the said civic year during which the said property is so used, the proportion of such grant applicable to the real property tax to be credited to the account of the owners of the said property and the proportion applicable to the occupancy tax to be credited to the account of the persons or organization assessed in respect of the occupancy of the said property for the purposes aforesaid.

Moved by Alderman MacKay, seconded by Alderman Stech that the report and resolution be adopted. Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

Aldermen Adams
Ahern
Breen
Burgess
Curran
Freda
Hosterman
Keshen
Lloyd
W.A. MacDonald
MacKay
O'Toole
Power
Stech
Walker

ORDINANCE #34 RE CURFEW LAW

Read amendment to Ordinance #34

respecting Children under fourteen years of age being on Streets, etc. of City at night.

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

1. Section 1 of Ordinance No. 34 respecting children under 14 years of age being on Streets, etc. of the City at night is amended by striking out the words "half-past nine" in the third line thereof and substituting therefor the words "half-past seven".

2. Section 2 of said Ordinance No. 34 is amended by striking out the words "half-past nine" in the ninth line thereof and substituting therefor the words "half-past seven" and by adding to the said section following the last word thereof the words "Atlantic Standard Time".

June 14th, 1940.

Moved by Alderman Keshen, seconded by Alderman Breen that the amendment to Ordinance #34 as set out above be read and passed a second time and forwarded to the Governor in Council for approval. Motion put and passed, 9 voting for the same and 6 against it as follows:-

FOR THE MOTION

Aldermen MacKay
Breen
Hosterman
Ahern
Adams
Lloyd
Keshen
Walker
W.A. MacDonald
-9-

AGAINST IT

Aldermen Stech
Curran
Freda
O'Toole
Power
Burgess
-6-

COURSE OF INSTRUCTION - DETECTIVE JAMES BAKER

Read report of the Safety Committee re course of instruction for Detective James Baker.

Halifax, N. S.,
June 7th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held on the above date, the attached letter from the Chief of Police recommending that Detective James W. Baker be authorized to attend a course of instruction in fingerprint and detective work at the R.C.M.P. headquarters in Ottawa was considered.

Your committee concurs in the report of the Chief and approves of Detective Baker attending the course of instruction, and recommends that an amount not exceeding the sum of \$166.25 be allowed for travelling expenses as provided in the civic estimates.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

June 14th, 1940.

Moved by Alderman W.A. MacDonald,
seconded by Alderman Hofterman that the report be
adopted. Motion passed. ~~THANKS.~~

ACCOUNT FOR INSURANCE - LADDER TRUCKS

Read report of the Safety Committee
re account for insurance, ladder trucks.

Halifax, N. S.,
June 7th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee
held on the above date, the attached report from the
Chief of the Fire Department enclosing an account of
\$52.44 from Richard Oland & Co. covering premium
for insurance on two ladder trucks was considered.

Your committee recommends that the
account be passed for payment.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W.A. MacDonald,
seconded by Alderman Hofterman that the report be
adopted. Motion passed.

TENDERS FOR UNIFORMS - FIRE DEPARTMENT

Read report of the Safety Committee
re tenders for uniforms, Fire Department.

Halifax, N. S.,
June 14th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee
held this evening, your committee had under
consideration tenders for making and supplying
uniforms and trousers to the members of the Fire
Department.

June 14th, 1940.

Your committee recommends that the tender of Bloomfield Mens Wear for making and supplying 90, more or less, uniform suits at \$20.95 each and 8 pair of trousers at \$6.20 each be accepted.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

Moved by Alderman W. A. MacDonald,
seconded by Alderman Hosterman that the report be
adopted. Motion put and passed unanimously.

TRAFFIC LIGHT - ARM BRIDGE

Read report of the Safety Committee
and resolution re traffic light, Arm Bridge.

Halifax, N. S.,
June 14th, 1940.

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

Gentlemen:-

At a meeting of the Safety Committee held this evening, the attached correspondence in connection with the installation of a traffic signal at the Arm Bridge was considered.

Several quotations have been received and it is recommended that the lowest tender, that of the Canadian General Electric Co. Ltd., for \$418.00 plus installation charge of \$230.00 making a total of \$648.00 be accepted providing the Department of Highways of the Provincial Government will pay one-half the cost of the signals, their installation and maintenance.

As there is no provision in the estimates for this purpose, it is recommended that the amount required be borrowed under the provisions of Section 332A. of the City Charter.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

WHEREAS the City requires money for the purpose of purchasing and installing a traffic control signal at the Arm Bridge in the City of Halifax, and no funds have been provided in the estimates for the aforesaid purpose;

June 14th, 1940.

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

BE IT THEREFORE RESOLVED that an amount not exceeding \$648.00 be borrowed from any bank or fund available under the provisions of the said enactment. The money so borrowed, with interest thereon, shall be included in the estimates for the civic year 1941-42.

Moved by Alderman W.A.MacDonald, seconded by Alderman Hosterman that the report and resolution be adopted. Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

Aldermen Stech
MacKay
Breen
Hosterman
Curran
Ahern
Freda
Adams
Lloyd
Keshon
O'Toole
Power
Burgess
Walker
W.A.MacDonald

QUESTIONS

Alderman Walker asked what became of the equipment, furniture, etc. used in the Cooking School on Robie Street, also carpet purchased in connection with the Royal Visit.

LEASE - SUNSHINE SWIMMING CLUB

Read report of the Committee on Works re lease, Sunshine Swimming Club.

June 14th, 1940.

Halifax, N. S.,
May 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on the above date, the attached letter from the Sunshine Swimming Club requesting a renewal of the lease for the bathing beach, south of Jubilee Road, was considered.

Your committee recommends that the lease be renewed on the usual terms.

Respectfully submitted,

W. P. Publicover,
CITY CLERK.

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

Motion passed.

NOTICE OF MOTION BY ALDERMAN AHERN
RE EMPLOYMENT OF A DOG CATCHER.

Alderman Ahern submitted the following notice of motion.

At the next regular meeting I shall move that consideration be given to request of taxpayers that no provision be made for employment of a dog catcher this year.

CANTEEN CONCESSION - HORSESHOE ISLAND BATHING BEACH

Read report of the Committee on Works re canteen concession, Horseshoe Island Bathing Beach.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 4th, 1940, tenders for a lease of the canteen and concession at Horseshoe Island Bathing Beach were opened by His Worship the Mayor, as follows:-

June 14th, 1940.

Vasil Velcoff	\$125.00
C. H. Burbridge	82.50
Dan Currie	65.00
Mary A. Beed	108.00

Another tender delivered on June 1st, 1940, subsequent to the specified time for the delivery of the tenders was not considered.

On motion of Alderman Walker, seconded by Alderman O'Toole, the committee in consideration of the fact that Mr. Beed is a veteran of the Great War, unanimously recommended to the City Council that the tender of Mary A. Beed be accepted.

Respectfully submitted,

T. J. Moore,
for City Clerk.

Moved by Alderman Walker, seconded by Alderman O'Toole that the report be adopted.

Motion passed.

MORRIS STREET WIDENING

Read report of the Committee on Works and Commissioner of Works and City Engineer re Morris Street widening.

June 14th, 1940.

His Worship the Mayor,
and Members City Council.

Gentlemen:-

At a meeting of the Committee on Works held on June 4th, 1940, the attached report of the City Engineer dated June 3rd, 1940, and entitled "Morris Street widening - #36 Edward Street" was on motion of Alderman MacKay, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 3rd, 1940.

His Worship the Mayor.

Sir:-

Miss Mary Madigan, the owner of No. 36 Edward Street, required by the City for the widening of Morris Street, agrees to sell the property to the City for the amount of the assessed

June 14th, 1940.

value, namely \$3,000. plus 20%, provided the City will also reimburse her for the amount of the sidewalk assessment on Edward Street, namely \$83.33.

It is recommended that this offer be accepted.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and City
Engineer.

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

ATLANTIC STREET - SIDEWALKS AND ACCEPTANCE

Read report of the Committee on Works
and Commissioner of Works and City Engineer re
Atlantic Street, sidewalks and acceptance.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 4th, 1940, the attached report of the Commissioner of Works and City Engineer dated June 4th, 1940, and entitled "Atlantic Street - concrete sidewalk" was on motion of Alderman MacKay, seconded by Alderman Freda, approved and recommended to Council for adoption.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 4th, 1940.

His Worship the Mayor.

Sir:-

I have a petition signed by five of the six owners of property on the north side of Atlantic Street between Brussels and Bland Streets for the construction of a concrete sidewalk and curb and gutter in this block.

We have just finished the construction of similar work on the north side of Atlantic Street between Young Avenue and Brussels Street.

June 14th, 1940.

Atlantic Street between Bland and Brussels Street has not been accepted as a City Street and cannot be in its present condition owing to the encroachments of five properties on the north street line and therefore in its present condition the City cannot accept the Street.

A sidewalk would make a very considerable improvement in conditions obtaining in this block and a concrete curb and gutter would improve the roadway which has a very flat grade.

I do not think the City is justified in obtaining any money in acquiring the land required to remove the encroachments but I would suggest that the owners be asked to deed the portions of the property encroaching over the north line and when deeded that the City should lease to the present owners the land included in the encroachments at a nominal rental. The lease to contain such terms requiring removal and extensions to the buildings that may be agreed upon.

If this were done the City could accept the street as a City street and construct a sidewalk and curb and gutter.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and
City Engineer.

Moved by Alderman MacKay, seconded by Alderman Freida that the reports be adopted.

Motion passed.

DEACON STREET - SIDEWALKS

Read report of the Committee on Works and Commissioner of Works and City Engineer re Deacon Street, sidewalks.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 11th, 1940, the attached report of the Commissioner of Works and City Engineer dated June 11th, 1940, entitled "Deacon Street sidewalks" was on motion of Alderman Curran, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 14th, 1940.

June 11th, 1940.

His Worship the Mayor.

Sir:-

In 1939 a portion of Deacon Street was graded and accepted as a City street. Curbs and gutters and sidewalks were laid. At that time the south end of the street had not been built up, now houses have been erected and the work on the street should be completed.

There is a small amount of grading to be done which would be undertaken when the sidewalks were laid without extra cost.

The estimated cost of the sidewalks, curbs, gutters and sodding is \$1300.00, of which the City's share would be one-half.

It is recommended that the portion of the street not now accepted, be accepted as a City street and that concrete sidewalks, curbs, gutters and sodding be laid on the west side of the street from No. 10 Deacon Street to the south end of the street and on the east side, from Blue Bell Lane to the south end of the street.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and
City Engineer.

Moved by Alderman Curran, seconded by

Alderman Walker that the reports be adopted.

Motion passed.

VICTORIA ROAD SIDEWALK

Read report of the Committee on Works and Commissioner of Works and City Engineer re Victoria Road sidewalk.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 11th, 1940, the attached report of the Commissioner of Works and City Engineer dated June 11th, 1940, recommending that concrete curbs, gutters, sidewalks and sodding be laid on the south

June 14th, 1940.

side of Victoria Road, between Inglis Street and Bland Street, and on the north side, between Inglis Street and Queen Street, was on motion of Alderman Curran, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 11th, 1940.

His Worship the Mayor.

Sir:-

Victoria Road, one of the oldest streets in the district, between Inglis Street and Queen Street has no curb, gutter and sidewalk. The street has been well built up for years and in order to make an improvement in the locality sidewalks should be laid.

The estimated cost of the work is \$4400.00, of which the property owner's share would be about one-half.

It is recommended that concrete curbs, gutters, sidewalks and sodding be laid on the south side of the street between Inglis Street and Bland Street and on the north side between Inglis Street and Queen Street.

Respectfully submitted,

H. W. Johnston,
Commissioner of Works and
City Engineer.

Moved by Alderman Curran, seconded by Alderman Walker that the reports be adopted.

Motion passed.

FILLING STATION - CORNER OF BEECH STREET AND
CHEBUCTO ROAD.

Read report of the Committee on Works and Building Inspector re filling station, corner of Beech Street and Chebucto Road.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 11th, 1940, the attached report of the

June 14th, 1940.

Building Inspector dated June 10th, 1940, on an application of Mr. W. N. Wickwire on behalf of Donald S. Logan, for permission to erect a filling station at the southwest corner of Beech Street and Chebucto Road in the residential district, was on motion of Alderman O'Toole, seconded by Alderman Curran, approved unanimously and recommended to Council for adoption.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 10th, 1940.

His Worship the Mayor.

Sir:-

I beg to report on the application of Mr. W. N. Wickwire on behalf of Donald S. Logan for permission to erect a filling station on the southwest corner of Beech Street and Chebucto Road, that the location is in the residential district.

Advertisements were inserted in the Halifax Mail and Halifax Daily Star in issues of these papers published on June 4th and 5th, notifying the public that application had been made for permission to erect a service station and also that any persons having any objections to a permit being granted must file their objections in writing with the Building Inspector on or before the 11th day of June, 1940. No objections have been received.

Attached is a block plan of the lot showing the location of the pumps and station and also plans of the station itself. A copy of the decision of the Board of Public Utilities is also submitted.

There is at present a store on the south-east corner opposite the proposed station.

As no objections have been received to the erection and location of the building at the proposed site and as the Public Utilities Board have signified their intention of granting a permit when the building is built, it is recommended that the permit for the building be granted by the City.

Respectfully submitted,

H. W. Johnston,
BUILDING INSPECTOR.

June 14th, 1940.

Moved by Alderman O'Toole, seconded
by Alderman Curran that the reports be adopted.
Motion put and passed unanimously; the following
Aldermen being present and voting therefor:-

Aldermen Adams
Ahern
Breen
Burgess
Curran
Freda
Hosterman
Keshen
Lloyd
W.A. MacDonald
MacKay
O'Toole
Power
Stech
Walker

FILLING STATION - CORNER NORTH PARK AND
CORNWALLIS STREETS

Read report of the Committee on Works
and Building Inspector re filling station, corner of
North Park and Cornwallis Streets.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on
Works held on June 11th, 1940, the attached report
of the Building Inspector
dated June 11th, 1940, and entitled "North-east
corner North Park and Cornwallis Streets - filling
station, residential district" was considered.

On motion of Alderman O'Toole, seconded
by Alderman Curran the committee recommended to the
City Council that the permission applied for be
granted subject to the applicant undertaking -

(a) That no cars will be stored on the triangle
formed by Cornwallis Street, North Park Street
and the proposed building - and

(b) That no public filling station will be
operated on the premises until permission is
obtained from the proper authorities.

Alderman Walker dissented.

Respectfully submitted,

T. J. Moore,
for City Clerk.

June 14th, 1940.

June 11th, 1940.

His Worship the Mayor.

Sir:-

On May 14th a report was submitted on an application dated April 22nd, 1940, from the Garden Taxi Service Limited, for permission to erect a garage on the premises at the north-east corner of Cornwallis Street and North Park Street. Plans were submitted showing that the proposed building would cover a portion of the lot situated at the corner of the two streets mentioned, and also a portion of the adjoining lot fronting on Cornwallis Street which has been purchased by the Company.

The first mentioned lot, situated on the corner was within the residential district but the Cornwallis Street lot which abutted on the first mentioned lot was not in this district and therefor not subject to the conditions attached to garages built within the residential district.

Notices that the application had been made were inserted in the newspapers, that any persons having objections to a permit being granted must file such objections in writing with the Building Inspector on or before Noon on Monday, May 6th. No objections were filed up to that date and none have been filed since.

I am advised by the City Solicitor that while the sections of the Charter dealing with the residential district provide that filling stations may be erected, there is no provision for commercial garages.

On the plan submitted the dotted red line shows the west boundary of the Cornwallis Street lot and the eastern boundary of the residential district. Between North Park Street and this boundary a filling station may be erected, between the dotted red line and the eastern boundary of Cornwallis Street lot a permit may be granted for a garage.

My difficulty is that the plan shows that a single roof extends over an area that is partly residential and partly not, and the boundary would be only a line drawn on the floor. The portion of the building on one side of this line could be used as a garage and on the other only as a filling station, provided permission to erect the filling station is granted by the City Council.

It seems to me that this would be straining the construction of the provisions of the Charter to allow a building to be built with this imaginary line as the only division. In order to comply with the Act, it would appear that two separate buildings would be required.

June 14th, 1940.

I do not think that the City Solicitor agrees with me in this interpretation, and in fairness to the applicant it might be well to have a considered opinion from the City Solicitor.

The applicant states in his letter of June 10th that at present it is proposed to use this filling station for the Company's cars only, and that if at a future date they wish to operate the station for the public application would be made for this service to the proper authorities.

Respectfully submitted,

H. W. Johnston,
BUILDING INSPECTOR.

Moved by Alderman O'Toole, seconded by Alderman Curran that the reports be adopted. Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

Alderman Stech
MacKay
Breen
Hosterman
Curran
Ahern
Freda
Adams
Lloyd
Keshen
O'Toole
Power
Burgess
Walker
W.A. MacDonald

LEASE OF PROPERTY - CORNER QUINPOOL ROAD AND
CHEBUCTO ROAD.

Read report of the Committee on Works re lease of property, corner of Quinpool Road and Chebucto Road.

June 14th, 1940.

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

Gentlemen:-

At a meeting of the Committee on Works held on June 11th, 1940, the attached report of the Commissioner of Works and City Engineer

June 14th, 1940.

dated June 10th, 1940, on an application of the Irving Oil Co. Ltd. for a renewal lease of city property at the south-east corner of Chebucto Road and Quinpool Road, was considered.

On motion of Alderman Curran, seconded by Alderman Walker, the committee recommended to Council that the lease be renewed for a period of five years in accordance with the said report subject to cancellation within that period provided one years notice is given by the City of Halifax.

Respectfully submitted,

T. J. Moore,
for City Clerk.

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

Motion passed unanimously.

TAX COLLECTIONS FOR THE MONTH OF MAY, 1940.

Read report of the Chief Accountant for the month of May, 1940.

TAX COLLECTIONS, MAY, 1940.

Arrears Taxes

Civic Year	Reserves	Outstanding Balances April	New Accounts and adjustments	May Collections	Outstanding Balances May
1936-37	\$51,417.25	\$63,205.75		\$2,840.30	\$60,365.45
1937-38	64,863.06	169,004.67		7,360.59	161,644.08
1938-39	43,607.89	297,040.05		14,636.29	282,403.76
1939-40	41,889.13	516,912.43		35,512.76	481,399.67
		1,046,162.90		60,349.94	985,812.96

Current Taxes

1940-41	40,000.00	2,396,799.26		752,308.47	1,644,490.79
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Water Dept. Rates, etc.

	108,578.70		9,454.87	99,123.83
	<u>3,551,540.86</u>		<u>822,113.28</u>	<u>2,729,427.58</u>

Poll Taxes

1933-34	338.40		8.50	329.90
1934-35	1,400.44		35.00	1,365.44
1935-36	1,238.26		55.84	1,182.42
1936-37	1,282.60		44.50	1,238.10
1937-38	836.16		75.00	761.16
1938-39	2,389.62	Cr. \$5.00	233.75	2,150.87
1939-40	9,118.77	Dr. 5.00	1,011.50	8,112.27
1940-41	26,000.00		1,272.50	24,727.50

June 14th, 1940.

<u>Additional Collections</u>	<u>1940-41</u>	<u>1939-40</u>
Tax years 1908-9 to 1924	\$45.57	
Corresponding period last year		\$151.78
Tax years 1925-26 to 1935-36	2,715.72	
Corresponding period last year		5,723.26
Collections per above statement	822,113.28	
Corresponding period last year	<u>824,874.57</u>	<u>875,037.11</u>
		<u>880,921.55</u>
<u>Collection of Poll Taxes</u>		
May 1st, 1940 to May 31st, 1940	2,772.59	
Corresponding period last year		3,098.38

Note:

Because of a large carry-over to June of credits from the discount period a true comparison cannot be made until the June statement is presented, at which time the combined receipts for May and June each year may be compared.

M. L. Bellew,
CHIEF ACCOUNTANT.

FILED

9.15 P.M.,

Moved by Alderman Walker, seconded by Alderman W.A. MacDonald that this meeting do now adjourn. Motion passed.

Meeting adjourned.

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G. S. Kinley,
DEPUTY MAYOR AND CHAIRMAN.

W. D. Publicover,
CITY CLERK.