

EVENING SESSION

8.00 o'clock,  
Council Chamber,  
City Hall,  
September 12th, 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, Hosterman, Ahern, Freda, Adams, Lloyd, J.F. McDonald, Walker, W.A. MacDonald and Landry.

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

The following named papers were submitted.

MINUTES

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

MOTION BY ALDERMAN STECH RE HOUSING COMMISSION

Moved by Alderman Stech, seconded by Alderman W.A. MacDonald that this matter be referred to the Finance and Executive Committee for consideration. Motion passed.

8.05 P.M.,

Aldermen Breen, Burgess and Keshen arrive and take their seats in Council.

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

September 12th, 1940.

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 \$14,830.71; the Committee on Safety amounting to \$676.66 chargeable to Fire Alarm, \$13,677.73 chargeable to Fire Department and \$10,742.23 chargeable to Police Department; the Committee on Public Health and Welfare amounting to \$5,225.27 chargeable to Health Department; \$10,403.97 chargeable to City Home and \$1,844.15 chargeable to City Prison; the Committee on Works amounting to \$9,779.56; Civic Defence Committee amounting to \$112.50, under the provisions of Section 315 of the City Charter.

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

Motion passed.

8.12 P.M.,

Alderman O'Toole arrives and takes his seat.

APPOINTMENT OF COAL WEAHER

Read report of the Finance and Executive Committee re appointment of Mr. John Mead as a coal weaigher.

Halifax, N. S.,  
September 11th, 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 Mr. C. H. Spriggs requesting that Mr. John Mead be appointed a coal weaigher was considered.

Your committee recommends that the application be granted and Mr. John Mead appointed a coal weaigher.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

Motion passed.

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APPLE TAG DAY - BOY SCOUTS ASSOCIATION

Read report of the Finance and Executive  
Committee re Apple Tag Day, Boy Scouts Association.

Halifax, N. S.,  
September 11th, 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, an  
application from the Boy Scouts Association  
requesting permission to hold an Apple Tag Day on  
Saturday, October 19th was considered.

Your committee recommends that the  
application be granted.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

Motion passed.

PETITION OF BARBERS

Read report of the Finance and  
Executive Committee re petition of barbers.

Halifax, N. S.,  
September 11th, 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 petition of persons occupying premises  
engaged in the Barbering Trade regarding Wednesday  
closing was considered.

Your committee recommends that the  
petition be referred to the City Assessor for the  
purpose of checking the names on the petition with  
the Assessment rolls and to report to Council.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

September 12th, 1940.

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

Motion passed.

DRAFT ORDINANCE #34 RESPECTING CHILDREN UNDER  
14 YEARS OF AGE BEING ON THE STREETS OF THE  
CITY AT NIGHT.

Read report of the Finance and  
Executive Committee re Ordinance #34 respecting  
children under 14 years of age being on the Streets  
of the City at night.

Halifax, N. S.,  
September 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 copy of Ordinance #34 respecting children  
under 14 years of age being on the Streets of the  
City at night was considered.

This Ordinance was read and passed a  
first time by the City Council at its July meeting  
and when same was being considered by Council at its  
August meeting, a resolution was adopted directing  
that the Ordinance be referred back to the Finance  
and Executive Committee for the purpose of restricting  
its application to certain streets of the City.

Your committee recommends that the  
Ordinance as read and passed a first time be now read  
and passed a second time and forwarded to the  
Governor in Council for approval.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

ORDINANCE NO. 34.

Respecting Children under 14 years of age  
being on the Streets of the City at night.

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

1. Except as hereinafter provided no  
person under the age of fourteen years shall be upon  
any street in the City of Halifax between the hours  
of half-past seven o'clock in the afternoon, Atlantic  
Standard Time, and six o'clock in the following  
morning, Atlantic Standard Time.

September 12th, 1940.

2. The provisions of Section 1 of this Ordinance shall not apply to any person under the age of fourteen years or to the parents, guardians or persons with whom such person resides who is on any street between the hours aforesaid and who is accompanied by a person over eighteen years of age in charge of such person, or to any such person under the age of fourteen years who, between the hours aforesaid, is returning directly to his place of residence, having left such place of residence prior to the hour of half-past seven o'clock in the afternoon, Atlantic Standard Time.

3. The Chief of Police shall issue to any person under the age of fourteen years who is engaged in the employment of messenger boy, errand boy, clerk or similar occupation with the consent of his parents or guardians, a certificate setting forth such employment and consent, and such person shall be exempt from the operation of this Ordinance. Such certificate must be produced and shown to any Police Officer when the same is requested.

4. It shall be lawful for any Police Officer of the City of Halifax to take into custody any person under the age of fourteen years who is found upon any street in the said City of Halifax on any day between the hours mentioned in the first section of this Ordinance.

5. This Ordinance shall be known as Ordinance No. 34.

6. Ordinance No. 34 as heretofore enacted and the amendments thereto are hereby repealed.

Moved by Alderman MacKay, seconded by Alderman Keshen that the report of the Finance and Executive Committee be adopted and the Ordinance as set out above read and passed a second time and forwarded to the Governor-in-Council for approval. Motion put and passed, 11 voting for the same and 4 against it as follows:-

FOR THE MOTION

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

AGAINST IT

Aldermen Stech  
Freda  
O'Toole  
Burgess

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APPOINTMENT OF CITY MEDICAL HEALTH AND WELFARE  
OFFICER

Read report of the Finance and Executive Committee recommending that Dr. Allan R. Morton be appointed to the position of City Medical Health and Welfare Officer.

Halifax, N. S.,  
September 11th 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, consideration was given to a recommendation of the Public Health and Welfare Committee that the position of City Medical Health and Welfare Officer be established.

Your committee recommends that Dr. Allan R. Morton be appointed City Medical Health and Welfare Officer at a salary of \$4,000.00 per annum, he to take over his duties October 1st, 1940 and instructed to make a survey of the Health Department and report thereon to the Public Health and Welfare Committee

Respectfully submitted,

W. F. Publicover,  
CITY CLERK

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

His Worship the Deputy Mayor then declared Dr. Allan R. Morton duly appointed to the position of City Health and Welfare Officer.

LICENSING OF OMNIBUSES

Read letter from the City Solicitor submitting draft Ordinance No. 16 respecting Omnibuses passed under the authority of Section 228 of the Motor Vehicle Act, also amendments to Ordinances No. 13 and 13 A.

September 12th 1940.

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

RE: LICENSING OF OMNIBUSES

Gentlemen:

At the February and March

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meetings of the Council in this year, certain amendments to Ordinances 13, 13A and 16 were passed by the Council dealing with Omnibuses. These were sent to the Minister of Highways but approval was held up, pending further consideration as to the effect of certain decisions of the Public Utilities Board and The Public Utilities Act on the same.

I have had several conferences with the Provincial Government authorities and now submit new amendments which I think will finally clear up this matter.

Under these Ordinances the City will continue to license taxis and also all omnibuses which are not public utilities - i.e. which do not run on regular routes and subject to control by the Public Utilities Board.

In the ordinary course of events, these amendments would have been submitted to a Committee of the Council, but I have only just been able to complete the same and it is necessary to have the same brought into effect as soon as possible.

I would, therefore, recommend that the amendments to Ordinances 13 and 16 be passed and forwarded to the Minister of Highways for his recommendation to the Governor-in-Council and that the amendment to Ordinance 13A be passed a first time at this meeting and when again passed at the next regular meeting that it be sent to the Governor-in-Council for approval..

Yours very truly,

C. P. Bethune.  
CITY SOLICITOR.

ORDINANCE NO. 16

RESPECTING OMNIBUSSES

PASSED UNDER THE AUTHORITY OF SECTION 228 OF

THE MOTOR VEHICLE ACT.

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

1. In this Ordinance the word "omnibus" shall mean a motor-drawn vehicle used for transporting for hire passengers, which has a seating capacity for more than seven passengers and which is not a public utility as defined in the Public Utilities Act or in the regulations made thereunder.

2. Subject to the provisions of the City Charter, the Motor Vehicle Act and this Ordinance, the control of persons owning or operating omnibusses shall be vested in the Committee on Safety which may delegate to a sub-committee thereof such of the said authority vested in such Committee relating to such matters, as it may deem expedient, and

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the word "Committee" when used in this Ordinance shall mean either the said Committee on Safety or such sub-committee when such authority is delegated thereto.

3. No person shall in the City of Halifax with an omnibus transport for hire passengers without having first obtained a license therefor. The license may be in the form in the first schedule to this Ordinance or to the like effect. Every person who contravenes or fails to comply with the provisions of this section shall for each offence be liable to a penalty of not more than twenty-five dollars and in default of payment to imprisonment for a period not exceeding twenty days.

4. (a) Every application for a license to transport for hire with an omnibus passengers shall be made in writing to the Committee by the bona fide owner of the omnibus for which a license is desired. The applicant shall be recommended in writing by the Chief of Police and one ratepayer as a fit and proper person to be granted a license, and the Committee may refuse to grant a license to any applicant who in their judgment is not a fit and proper person to hold a license.

(b) The owner of every omnibus who applies for a license under this ordinance shall with his application for a license deposit with the Clerk an insurance policy with a company licensed to do business in the City, covering the passengers conveyed in such omnibus against any accident which may happen to such passengers while being conveyed in such omnibus or while entering or leaving the same. Such policy shall have such limits as the Committee may determine.

5. Every license issued under this Ordinance shall be dated as of the 1st day of May and shall expire on the 30th day of April next succeeding.

6. The fee payable for each licensed omnibus shall be Twenty-five dollars (\$25.00).

7. No license shall be granted in respect to any omnibus until the same has been inspected and approved by the Committee or by an official appointed by the Committee or some person on their behalf.

8. Every omnibus in respect of which a license hereunder has been granted shall at all times, when in use, be kept clean and in good order, and may be inspected at any time by the Committee, or any person appointed by them and the Committee may cancel or suspend the license in respect of any vehicle not kept clean and in good order.

9. No person other than the owner thereof shall drive any omnibus in respect of which a license hereunder has been granted unless such person is licensed as an omnibus driver. An omnibus driver's license may be



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issued by the Committee on payment of Two Dollars (\$2.00) ; but no such license shall be issued to any person under twenty-one years of age, or to any person in the judgment of the Committee not a fit and proper person to be such a driver.

10. Every owner of an omnibus in respect of which a license is required under this Ordinance, hereinafter referred to as a "licensed omnibus", who permits his vehicle to be driven by, or be placed upon a stand in charge of, an unlicensed person, shall for each such offence be guilty of a violation of this Ordinance.

11. Every owner of a licensed omnibus who dismisses a licensed driver from his employment shall within twenty-four hours after such dismissal notify the City Clerk of the same. Failure by such owner to do so shall constitute a violation of this Ordinance.

12. The Committee shall assign a number to each licensed omnibus in respect of which a license is issued. Such number shall be placed on a plate of a size and design approved by the Committee and such plate shall be placed in a conspicuous position on the inside of the omnibus. A register of such numbers with the names of the owner of such omnibus shall be kept by the Clerk and may be inspected by any person. Such number plates shall be supplied by the Clerk.

13. (a) Every owner of a licensed omnibus in respect to which a license is issued shall affix to each of the license number plates on such omnibus, in such manner as not to obscure any lettering or numerals upon such license number plates, a plate bearing the number assigned to such omnibus, as provided in the preceding section, together with the word "Omnibus" or a contraction thereof. Such plates shall be so placed on such vehicle as to be plainly visible both from the front and the rear and shall at all times be maintained by every such owner free from foreign materials and in a condition to be clearly legible. Such plates shall be supplied without charge by the Clerk to the licensed owner of such omnibus at the time of the granting of such license. If any such plate shall become lost or defaced, additional plates may be obtained from the Clerk upon proof being given satisfactory to the Clerk that such plates have in fact become lost or defaced; upon an application being made to the Clerk for any additional plates, as hereinbefore provided, the person so applying shall with the application pay the sum of One Dollar for each plate required.

(b) Every such owner who fails to comply with any of the provisions of this section, wherein any duty is imposed upon such owner, shall for each offence be liable to a penalty of not less than Ten Dollars, nor more than Twenty-five Dollars, and in default of payment to imprisonment for a period of not less than seven days nor

more than twenty days; provided however that it shall be a defence to a prosecution for a violation of this section in respect to the duty on such owner to affix such plates, if such owner has previously made an application to the Clerk for any additional plates to replace any plates which have become lost or defaced and which additional plates have not been delivered to such owner by the Clerk.

14. Every applicant for a driver's license or an omnibus owner's license, where such omnibus owner intends to operate such omnibus himself, shall with such application furnish a certificate of health, which shall be signed by a physician practising in the City of Halifax.

15. The owner of a licensed omnibus, the driver or drivers of the same and any person appointed by the owner for that purpose, and no other persons, may solicit passengers for such omnibus.

16. The driver of a licensed omnibus shall not leave his omnibus while employed therewith or seeking employment therefor.

17. Every driver of a licensed omnibus shall, when employed therewith, be neatly and cleanly attired.

18 (a) No licensed omnibus shall be used for the conveyance of meats, milk, groceries or any perishable goods or any articles which would constitute a violation of the health laws of the City.

(b) The license of every person who contravenes or fails to comply with this section shall be liable to cancellation on conviction and such person shall also be liable to a penalty of not less than ten dollars and not exceeding twenty-five dollars, and in default of payment to imprisonment for a period of not less than seven days and not exceeding twenty days.

19. The rates to be charged by the owner of any licensed omnibus for the hire of the same shall be such as may be agreed upon by such owner and the person or persons hiring the said omnibus.

20. Nothing in this Ordinance shall be deemed to apply to omnibusses used for transporting passengers in cases where an individual fare is charged to each individual passenger.

21. Every person who contravenes or fails to comply with any provision of this Ordinance in respect to which no other penalty is provided shall for each such offence be liable to a penalty of not less than five dollars and not exceeding twenty-five dollars, and in default of payment to imprisonment for a period of not less than five days and not exceeding twenty days; and in case of any such contravention or failure to comply by any holder of a license under this

Ordinance or a licensed driver, the Committee may punish such offence by cancellation or suspension of the license or by a fine not exceeding five dollars.

22. The foregoing Regulations made under the authority of Section 228 of the Motor Vehicle Act shall be known as Ordinance No. 16.

FIRST SCHEDULE.

FORM OF LICENSE.

License is hereby granted to.....  
to operate (or to drive) an omnibus to be used for transporting for hire passengers in the City of Halifax, until the 30th day of April, 19--.

The number of such omnibus shall be-----

The licensee undertakes to comply with the laws and ordinances of the City of Halifax.

.....  
MAYOR.

.....  
CITY CLERK

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

1. Section 2 of Ordinance No. 13, respecting The Regulation of Vehicles Transporting Passengers for Hire, is repealed and the following substituted therefor:

(2) No person shall, with any vehicle, transport for hire passengers in the same without having first obtained a license therefor, but no license shall be issued under this Ordinance in respect of any motor-drawn vehicle having a seating capacity for more than seven passengers nor in respect of any motor-drawn vehicle which is a public utility as defined in The Public Utility Act or in the regulations made thereunder. The license may be in the form in the first schedule or to the like effect. Every person who contravenes or fails to comply with the provisions of this section shall for each offence be liable to a penalty of not more than twenty-five dollars and in default of payment to imprisonment for a period not exceeding fourteen days.

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

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

- (2) The provisions of the preceding section shall not apply to any motor-drawn vehicle having a seating capacity for more than seven passengers or to any motor drawn vehicle which is a public utility as defined in The Public Utilities Act or in the regulations made thereunder.
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Moved by Alderman Lloyd, seconded by Alderman Hosterman that the letter of the City Solicitor be approved and Ordinance No. 16 and amendment to Ordinance No. 13 read and passed and forwarded to the Minister of Highways for his recommendation to the Governor-in-Council for approval, and that the amendment to Ordinance No. 13A be read and passed a first time. Motion passed.

RETIRING ALLOWANCE - J. L. BARNHILL,  
STIPENDIARY MAGISTRATE.

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Read report of the Finance and Executive Committee re retiring allowance, J. L. Barnhill, Stipendiary Magistrate.

Halifax, N. S.,  
September 11, 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 matter of providing a retiring allowance for J. L. Barnhill, Stipendiary Magistrate, was considered.

Your Committee recommends that a retiring allowance of \$1,200.00 per annum be provided for Mr. Barnhill and submits the following resolution for Council's adoption:

BE IT RESOLVED that legislation be obtained at the next session of the Legislature to enable the City to pay to J. L. Barnhill, Stipendiary Magistrate of the City, during his lifetime, a retiring allowance of \$1,200.00 per year,

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payable in advance in monthly instalments of \$100. per month, effective as from the date of his retirement from office as such Stipendiary Magistrate, namely October 31st 1940.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Moved by Alderman Stech, seconded by Alderman W. A. MacDonald that the report be adopted. Motion put and passed, 12 voting for the same and 3 against it as follows:

FOR THE MOTION

Aldermen Adams  
Ahern  
Breen  
Burgess  
Freda  
Hosterman  
Keshen  
Landry  
W. A. MacDonald  
O'Toole  
Stech  
Walker

AGAINST IT

Aldermen Lloyd  
J.F. McDonald  
MacKay

TAXES TO BE WRITTEN OFF

Read report of the Finance and Executive Committee re taxes to be written off.

Halifax, N. S.,  
September 11th, 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 consideration was given to correspondence in connection with certain unpaid taxes assessed against W. H. Golden for the years 1926, 1927 and 1929 which this committee recommended be written off and Council referred back for further consideration.

Your committee again recommends that the taxes be written off.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

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PURCHASE OF HOSE - FIRE DEPARTMENT

Read report of the Safety Committee re purchase of hose for the Fire Department.

Halifax, N. S.,  
September 6th, 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 fire hose were considered as follows:—

Wm. Robertson & Sons 2½" double jacket, "Congo"  
fire hose per foot \$1.50

Gutta Percha & Rubber Co. 2½" double jacket, "Dura-  
flex" fire hose, per foot  
\$1.50

Goodyear Tire & Rubber Co. 2½" double jacket "Good-  
year" fire hose per foot  
\$1.50

Dunlop Tire & Rubber Co. 2½" double jacket, "Ref-  
flex" fire hose per foot  
1.50

Dominion Rubber Co. 2 ½" double jacket "Key-  
stone" fire hose, per ft.  
1.50

As all quotations are the same, your committee recommends that hose be purchased to the value of \$1,000.00 and that orders be divided equally among the various tenderers.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

INSURANCE ON FIRE APPARATUS

Read report of the Safety Committee re insurance on fire apparatus.

Halifax, N. S.,  
September 6th, 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 insurance on fire apparatus were considered as follows:—

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Thompson Adams & Co., Ltd.	887.47
John Strachan Co., Ltd.	887.47
Rainnie & Co., Ltd.	887.47
Richard Oland & Co., Ltd.	1,050.00
Annand & Co.	1,050.00

It is the wish of your committee that the insurance be divided equally among Thompson Adams & Co., Ltd., John Strachan Co., Ltd., and Rainnie & Co. Ltd.

Respectfully submitted,

W. P. Publicover.  
CITY CLERK.

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

ACCOUNT, W.H. WALSH FOR BOILER AT  
INFECTIOUS DISEASES HOSPITAL

Read report of the Public Health and Welfare Committee re account of W. H. Walsh for boiler at the Infectious Diseases Hospital.

Halifax, N. S.,  
September 9th, 1940.

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

Gentlemen:

At a meeting of the Public Health and Welfare Committee held on the above day, the attached account from W. H. Walsh amounting to \$497.00 for supplying and installing a domestic hot water boiler at the Infectious Diseases Hospital was considered.

Your committee recommends that the account be passed for payment.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

ASSESSMENT

Moved by Alderman MacKay, seconded by Alderman Lloyd that the report of the Industrial Committee be referred back to said committee for further consideration. Motion passed.

QUESTIONS

Alderman Walker asked the Commissioner of Works if it is true that there is a fire at the City dumps.

The Commissioner of Works replied that it is true, and due to the shortage of water he did not wish to waste it by trying to put the fire out but he hoped that to-day's rain would be effective.

Alderman Lloyd stated that he would like

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this matter discussed at a meeting of the Committee on Works.

WATER STREET PAVING

Read report of the Committee on Works and Commissioner of Works re Water Street paving.

September 10th, 1940.

WATER STREET PAVING.

His Worship the Mayor.

Sir:-

I beg to report on a petition from property owners on Water Street between Duke Street and the Ordinance asking that the present granite block pavement be covered with sheet asphalt that it is signed by five property owners abutting on the street. There is one on the west side who has not signed.

The reasons for the petition as set out therein are reduction of noise, elimination of dirt and improvement in the surface.

This street was paved about forty-seven years ago and to-day is still in fair condition and with the expenditure of very little money can be placed in good condition. Horse-drawn traffic is dwindling since this pavement was laid to a very few such trucks in use. There naturally is considerable noise from the steel tire truck or tip cart driven along the street, especially when driven at a pace faster than a trot, and an asphalt mat would remedy this condition.

The work required to be done is to fill up the hollows in the existing surface with coarse asphalt and on top of this lay a 2-inch black base with 1" asphalt top. The estimated cost of the work is \$1900.00. When the granite block was laid no charge was made against abutting properties, and in my opinion, as the proposed work would be very largely for the benefit of the abutting owners, its cost should be borne by them. I telephoned Mr. Dunlop, Manager of the Imperial Oil Limited, and he informed me that the petitioners were agreeable to paying the whole cost.

I discussed the matter of smoothness of the surface with some of the men who still use horse-drawn trucks and their opinion was that as the grade was very flat the asphalt surface would not be too slippery for the horses.

I can see no objection to doing the proposed work provided the abutting owners will sign an agreement to pay the full cost thereof.

Respectfully submitted,  
H. W. Johnston,  
Commissioner of Works.

September 12th, 1940.

WATER STREET PAVING

The City Council,  
Gentlemen:-

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated September 10th,



September 12th 1940

1940, and entitled "Water Street Paving" was on Motion of Alderman O'Toole, seconded by Alderman Freda, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Moved by Alderman Freda, seconded by Alderman O'Toole that the reports be adopted. Motion passed.

WATERMAIN STREET SEWER

Read report of the Committee on Works and Commissioner of Works re Watermain Street sewer.

September 10th, 1940

WATERMAIN STREET SEWER

His Worship the Mayor.

Sir:

I beg to report on a petition from owners of five lots on Watermain Street asking that a sewer be constructed on this street, that four of the petitioners own property on the west side immediately north of Flinn Street and the other on the east side at the corner of Flinn Street.

The length of the sewer required on Phillip Street is 50 feet and on Watermain Street 375 feet. The estimated cost is \$1800.00 and the estimated assessment \$1600.

There is one house occupied on the street and two other houses under construction. The one that is occupied and one of those under construction have cesspools which are working satisfactorily.

While the cesspools provide sufficient service under existing conditions, if more houses are built the sewer should be laid, and it is recommended that the sewer be ordered to be laid when three additional houses are under construction.

Yours faithfully,  
H. W. Johnston  
Commissioner of Works.

September 12th, 1940.

WATERMAIN STREET SEWER

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated September 10th, 1940

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entitled "Watermain Street - Sewer" was on Motion of Alderman Walker, seconded by Alderman Freda, approved and recommended to Council for adoption.

Respectfully submitted

W. P. Publicover,  
CITY CLERK.

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

FIRST STREET WATER EXTENSION

Read report of the Committee on Works and Commissioner of Works re First Street Water extension.

August 30th, 1940.

FIRST STREET - WATER EXTENSION

His Worship the Mayor:

Sir:

At a meeting of the Committee on Works held on April 9, 1940, a report from the Assistant City Engineer on an application for the extension of water on First Street Westerly from Newton Avenue was approved, and the extension recommended to Council. At a subsequent meeting on the 11th day of April recommendation was deferred, pending a decision in the matter of assessment for water extensions. This has now been settled and the City authorized to assess in accordance with the provisions of the City Charter.

The estimated cost of this extension is \$1,000.00; estimated assessment \$500.00. The length of the extension is about 300 feet and the size of pipe will be six inches in diameter.

There are now two houses on the street and it is recommended that the extension be made.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

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

FIRST STREET - WATER EXTENSION

The City Council -

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated August 30th

September 12th 1940

1940, entitled "First Street Water Extension", recommending the extension of the water system on First Street was on Motion of Alderman Freda, seconded by Alderman O'Toole, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover.  
CITY CLERK.

Moved by Alderman MacKay, seconded by Alderman Lloyd that the reports be adopted.  
Motion Passed.

CONNAUGHT AVENUE WATER EXTENSION

Read report of the Committee on Works and Commissioner of Works re Connaught Avenue water extension.

August 30th, 1940

CONNAUGHT AVENUE - WATER EXTENSION

His Worship the Mayor,

Sir:

I beg to report on an application from Mr. F. J. Edwards who is erecting a dwelling on the east side of Connaught Avenue north of Waegwoltic Avenue, for the extension of the water supply to his house, that the length of pipe required is 140 feet of which 21 feet will be on Waegwoltic Avenue and the balance on Connaught Avenue.

The size of pipe on Waegwoltic Avenue will be six inches and on Connaught Avenue ten inches. The estimated cost is \$820.00 and estimated assessment \$240.00.

The house is nearing completion and it is recommended that the extension be made. The matter could not be reported upon until now, on account of the uncertainty as to the method of assessment to be used.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

September 12th, 1940.

CONNAUGHT AVENUE WATER EXTENSION

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated August 30th 1940, and entitled "Connaught Avenue Water Extension", was on Motion of Alderman MacKay, seconded by Alderman Walker, approved and recommended to Council for adoption.

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

September 12th 1940

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

BRUSSELS STREET SIDEWALK

Read report of the Committee on Works and Commissioner of Works re Brussels Street sidewalk.

August 30th, 1940

BRUSSELS STREET SIDEWALK

His Worship the Mayor,

Sir:-

I beg to report on a petition, copy of which is attached, from property owners on Brussels Street, east side, asking for the construction of a concrete sidewalk, curbs and gutters between Inglis Street and Atlantic Street, that it is signed by the owners of five properties fronting on the street, representing approximately 22% of the total frontage.

The estimated cost of the work is \$2200.00 and the City's share about one-half.

This street is used not only by the residents whose properties front thereon but also by residents of Atlantic Street.

It is recommended that the work be ordered to be done.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

September 12th, 1940.

BRUSSELS STREET SIDEWALK

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated August 30th, 1940, entitled "Brussels Street - Sidewalk", and recommending the construction of a concrete sidewalk, curbs and gutters on the east side of Brussels Street, between Inglis Street and Atlantic Street was on Motion

September 12th 1940  
of Alderman MacKay seconded by Alderman Freda,  
approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

STREET LIGHTING - CORNER OF FLINN AND WATER-  
MAIN STREETS.

Read report of the Committee on Works and Commissioner of Works re street lighting, corner of Flinn and Watermain Streets.

September 4th, 1940.

STREET LIGHTING - CORNER  
FLINN AND WATERMAIN STREETS

His Worship the Mayor.

Sir:

I beg to report on an application from property owners in the vicinity of Flinn Street and Watermain Street, asking for the installation of a street light at the corner of these two streets, that on Watermain Street the nearest light to the corner is approximately 170 feet away.

To improve conditions a light should be installed on the corner of Flinn and Watermain Streets. The estimated cost of a 250 C.P. light is:

Installation	- \$31.00
Maintenance per year	- 20.00

It is recommended that the light be installed when funds are available.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

September 12th 1940

STREET LIGHTING CORNER  
FLINN AND WATERMAIN STREETS

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated Sept. 4th 1940, entitled "Street Lighting Corner Flinn and Watermain Streets", and recommending the installation of street lighting at that location when funds are available, was on Mot-

September 12th 1940  
tion of Alderman Freda, seconded by Alderman  
O'Toole, approved and recommended to Council  
for adoption.

Respectfully submitted,

W. P. Publicover.

CITY CLERK.

Moved by Alderman Freda, second-  
ed by Alderman O'Toole that the reports be  
adopted. Motion passed

TENDERS FOR COAL

Read report of the Committee on  
Works and Commissioner of Works re tenders for  
coal for County Court House.

September 6th, 1940.

COAL TENDERS

His Worship the Mayor,

Sir:-

When the tenders for coal for City  
purposes were called for a month ago the req-  
uirements of the County Court House, Spring  
Garden Road were not included. I have writ-  
ten to each of the firms who tendered for coal  
at that time for prices, and have received  
quotations as follows for Inverness Slack Coal,  
delivered in the cellar.

R. E. Archibald

Inverness Slack \$ 4.90 net per ton  
St. Rose (Inverness Co. Slack) \$ 4.50 net per ton

S. Cunard & Co., Ltd.

Inverness Slack \$ 5.25 net per ton

Union Coal Company Ltd.

Inverness Slack \$ 5.45 net per ton

It is recommended that the coal re-  
quired for the Court House be purchased from  
R. E. Archibald, who is the lowest tender.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

September 12th, 1940.

COAL TENDERS

The City Council,

Gentlemen:-

At a meeting of the Committee on

September 12th 1940

Works held on the 10th instant, the attached report of the Commissioner of Works dated September 6th 1940 entitled "Coal Tenders", and recommending that the coal required for the County Court House be purchased from R. E. Archibald whose tender is the lowest, was on Motion of Alderman MacKay, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover.

CITY CLERK.

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

TENDERS FOR CAST IRON WATER PIPE

Read report of the Committee on Works and Commissioner of Works re tenders for cast iron water pipe.

September 10th, 1940.

TENDERS FOR CAST IRON WATER PIPE

His Worship the Mayor.

Sir:-

We will require about 1500 feet of 10-inch Cast Iron Water Pipe for the extension of the water supply for Bayers Road to the new Round House at Fairview. Tenders were asked from five firms, with the following results.

National Iron Corporation	-	\$2.34	per ft.
Canada Iron Foundries	-	2.34 $\frac{3}{4}$	" "
T. McAvity & Sons Ltd.	-	Did not quote	
Drummond McCall & Co.	-	" "	" "
Wm. Stairs Son & Morrow Ltd-	-	" "	" "

It is recommended that the tender of the National Iron Corporation being the lowest be accepted.

Respectfully submitted,  
H. W. Johnston  
Commissioner of Works.

September 12th, 1940

TENDERS FOR CAST IRON WATER PIPE

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated

September 12th 1940

September 10th 1940, entitled "Tenders for Cast Iron Water Pipe", and recommending that the tender of the National Iron Corporation being the lowest, be accepted, was on Motion of Alderman Walker, seconded by Alderman MacKay, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

WATER SUPPLY OUTSIDE CITY LIMITS

Read report of the Committee on Works and Commissioner of Works re water supply outside City limits.

September 10th, 1940

WATER SUPPLY OUTSIDE CITY LIMITS

His Worship the Mayor.

Sir;-

Further to the report of the Committee on Works to the City Council, set out on page 38 et. seq. of the minutes of the Council 1940, submitting the decision of the Board of Commissioners of Public Utilities in the Havill case, and also an application on behalf of the City for approval of rates etc., I wish to advise that an application was made to the Board on behalf of the estate of Hugh E. McNab, deceased praying that the schedule of rates and regulations covering the service for a supply of water to the owners or occupants of any houses now or hereafter erected upon lots situated outside of the corporate limits of the City of Halifax be provided.

The Board rendered a decision in the McNab application on the 3rd of August 1940, a copy of which is attached, which provides rates and regulations governing the supply of water outside the City limits. These regulations generally provide that the City will supply water at its main where a master meter so called, will be installed by the City at the expense of the applicant and the distribution of this water to the various houses is a matter for the persons interested. On each premises each individual consumer must provide himself with a meter at his own expense and the individual consumer is liable to pay for the water passing through his own meter. If more water passes through the master meter than is shown on the total of the individual meters, all the consumers taking water through the master meter are jointly and severally liable for the payment of such excess.

Provision is also made for turning off



September 12th 1940

the water by the City in the event of leakage in the pipes through which water is supplied, waste of water, non-payment of rates or violation of the regulations. The consumer shall also keep the main service pipes or secondary service pipes and all the fixtures etc. in order.

The rates and regulations fixed by the Board are to be in force on and from the 1st day of August 1940, and the owners of properties receiving water have to provide and instal individual meters on or before the 31st of October 1940.

In neither the decision respecting Havill Bros., nor in that respecting the estate of Hugh E. McNab, is there any order made against the City compelling it to supply water to any persons not now receiving the same.

The Board appears to contemplate that the City will continue any such supply of water to persons already receiving it, although the City Solicitor has great doubt as to whether the City could be compelled to continue even this service for the reason that it involves the performance of something which, in his opinion is beyond the corporate capacity of the City.

The agreements under which water is now supplied have not received the approval of the Board, but the provisions embodied in the agreement are to all intents and purposes similar to those in the regulations, and if the consumers sign a contract containing the terms as in the wording of the regulations we could obtain the same results as we could under the wording of the agreement.

The alternative to continuing the supply to those already receiving it is to shut the water off, - the matter would then probably be immediately taken to the Courts for a decision as to whether the City has any such right.

There is so much doubt about the liability of the City having to supply water to those already having it, that it is thought that it would be better to continue the supply to such persons under the contract and regulations approved.

As to supplying water to any persons not now being supplied with the same, it is recommended that any further applications for such supply be refused and that the City if it continues to supply water outside the City limits, restrict the supply of water to the houses which the City has agreed to supply.

Respectfully submitted,

H. W. Johnston,  
Commissioner of Works.

September 12, 1940

WATER SUPPLY OUTSIDE CITY LIMITS

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated September 10th, 1940, and entitled "Water Supply Outside City Limits" was

September 12th 1940

on Motion of Alderman MacKay, seconded by Alderman Freda, approved and recommended to Council for adoption, together with a further recommendation that newspaper notice be given to the effect that any further applications to the City of Halifax for water supply outside the city limits will be refused.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Moved by Alderman MacKay, seconded by Alderman Freda that the reports be adopted. Motion put and passed, 12 voting for the same and 2 against it as follows:

FOR THE MOTION

AGAINST IT

Alderman Stech  
MacKay  
Hosterman  
Freda  
Adams  
Lloyd  
J. F. McDonald  
O'Toole  
Burgess  
Walker  
W. A. MacDonald  
Landry

Alderman Breen  
Ahern

ASSESSMENT FOR WATER EXTENSION

Read report of the Committee on Works, Commissioner of Works and Order in Council re assessment for water extension.

August 24th, 1940

ASSESSMENT FOR WATER EXTENSION

His Worship the Mayor.

Sir:-

I beg to submit herewith a copy of a certified copy of Order in Council made the 10th day of August, A. D. 1940, which brings into effect Section 22 of Chapter 57 of the Acts of 1940. This Section provides for the assessment against property abutting on a street through which new watermain pipes are laid, of the sum of \$1.00 per lin. ft. frontage and legalizes any such charges that have been made, from, and after the 24th day of April 1936.

Respectfully submitted,

H. W. Johnston,

Commissioner of Works.

September 12th 1940

CERTIFIED COPY OF ORDER IN COUNCIL.

I hereby certify that the following is a true copy of an Order of His Honor the Lieutenant Governor in Council made the 10th day of August, A. D. 1940.

Whereas in and by Section 22 of Chapter 57 of the Acts passed by the Legislature of Nova Scotia in the year of Our Lord one thousand nine hundred and forty and in the fourth year of His Majesty's reign, entitled "An Act to Amend the Law relating to the City of Halifax", it is enacted as follows:

"22. (1) Section 712, as that Section is enacted by Section 42 of Chapter 48 of the Acts of 1935, and amended by Section 14 of Chapter 55 of the Acts of 1936, is further amended by adding thereto the following subsection.

"19 In the case of conflict between the provisions of this Section and the Public Utilities Act, the provisions of this Section shall prevail.

"(2) This Section shall come into force on, from and after but not before such day as the Governor in Council orders and declares by Proclamation, and such proclamation may provide that this Section shall be read and construed and shall be given effect as if it had been enacted on, from and after and not before the 24th day of April A. D. 1936."

And whereas it is deemed expedient that the said Act should come into force on, from and after the 14th day of August A. D. 1940, and that said Section should be read and construed and should be given effect as if it had been enacted on, from and after and not before the 24th day of April, A. D. 1936.

Now therefore the Governor in Council is pleased to order and declare and hereby orders and declares that the said Act shall come into force on, from and after the 14th day of August A. D. 1940, and that the said Section shall be read and construed and shall be given effect as if it had been enacted, on, from and after the 24th day of April, A. D. 1936, and that a Proclamation do issue accordingly.

(Sgd) Arthur S. Barnstead

Clerk of the Executive Council.

September 12th, 1940

ASSESSMENT FOR WATER EXTENSION

The City Council,

Gentlemen:

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated August 24th 1940 and entitled "Assessment for Water Extension" was read and ordered to be forwarded to the City Council for its information, together with the copy of the Order in Council referred to in the said report.

Respectfully submitted,

W. P. Publicover,

CITY CLERK.

CITY WATER SUPPLY SYSTEM

Read report of the Committee on Works, Commissioner of Works and Order in Council re grant to City of rights in the water courses forming part of the City water supply system.

August 17th 1940

His Worship the Mayor,

Sir:-

I am submitting herewith copy of order in council of grant to the City of rights in the water courses forming part of the City water supply system bearing date 6th day of August, 1940.

This grant is made under authority of Chapter 26 of the Revised Statutes 1923 "The Nova Scotia Water Act" and amendments thereto.

As a matter of record the grant should be inscribed in the minutes of City Council.

Respectfully submitted,

H. W. Johnston,  
Commissioner of Works.

CERTIFIED COPY OF ORDER IN COUNCIL

The Honourable A. S. MacMillan as Minister under the Nova Scotia Water Act in a report dated the 31st day of May, A. D. 1940, states:-

That the City of Halifax, a municipal corporation organized and existing under and by virtue of the laws of the Province of Nova Scotia, has made application for certain rights on certain water courses, in the County of Halifax, which may be described as follows and following such description

September 12th 1940

will be referred to as the "water courses":

"A" That portion of Chain Lakes Brook or Chocolate Lake Brook, which enters tidewater near the head of the North West Arm, commencing at the outlet of 1st Chain Lake and extending upstream to its headwaters including all lakes and tributaries thereto.

"B" That portion of Long Lake Brook which enters tidewater at Herring Cove, commencing at the outlet of Long Lake and extending upstream including all lakes and tributaries thereto.

"C" That portion of Fish Brook, a tributary of Pennant River which enters tidewater at Pennant Cove, commencing at the outlet of Spruce Hill Lake and extending upstream to its headwaters including all lakes and tributaries thereto.

"D" That portion of Prospect River which enters tidewater at Prospect Bay, and which is a tributary of Blueberry Lake, commencing at the outlet of Ragged Lake and extending upstream including all lakes and tributaries thereto.

That the said water courses "A", "B" and "C", and waters therein, have been and are to be used for supplying fresh water by the said City of Halifax for domestic, industrial and fire protection purposes in the said City of Halifax and adjacent territory thereto and that the said water course "D" and water therein is to be used for increasing the said water supply of the said City of Halifax, if and when required;

That he, the said Minister, considers it expedient and in the public interest that certain rights be granted to the said City of Halifax.

The Honourable A. S. MacMillan as Minister under the Nova Scotia Water Act therefore recommends that under the provisions of the said Act the said City of Halifax, its successors and assigns, be authorized to use the said water courses and waters therein for the purposes as therein set forth and to construct, use, and maintain all dams, weirs, intakes, pipe lines and or other structures and works in and on the said water courses as may be necessary or expedient in connection with the said utilization of the said water courses and waters therein, subject to the annexed terms and conditions which are deemed just.

The Governor in Council is pleased to approve of the said report and recommendation of the Honourable A. S. MacMillan as Minister under the Nova Scotia Water Act and to order in accordance therewith.

I hereby certify that the foregoing is a true copy of an Order of His Honour the Lieutenant Governor in Council made the 6th day of August, A. D. 1940.

(sgd.) Arthur S. Barnstead

Clerk of the Executive Council.

September 12th , 1940

GRANT TO CITY OF RIGHTS IN THE WATER COURSES  
FORMING PART OF THE CITY WATER SUPPLY SYSTEM.

The City Council,

Gentlemen:-

At a meeting of the Committee on Works held on the 10th instant, the attached report of the Commissioner of Works dated August 17th 1940, regarding a grant to the City of rights in the water courses forming part of the City water supply system, was approved and recommended to Council for adoption, together with the copy of Order in Council referred to in the said report.

Respectfully submitted,

W. F. Publicover,  
CITY CLERK

Per T. J. Moore.

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

PUBLIC WORKS CONGRESS

Read report of the Committee on Works re Public Works Congress.

September 11, 1940

PUBLIC WORKS CONGRESS

The City Council -

Gentlemen:-

The Committee on Works recommends that the Commissioner of Works be delegated to attend the Public Works Congress of the American Society of Municipal Engineers to be held in Detroit at the end of September 1940, and that he be granted from the Works Department appropriations a sum not exceeding Two Hundred (\$200.00) Dollars, for his expenses.

Respectfully submitted,

W. F. Publicover  
CITY CLERK

Per T. J. Moore.

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

September 12, 1940

TAX COLLECTIONS FOR THE MONTH OF AUGUST 1940

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

TAX COLLECTIONS, AUGUST 1940

Arrears Taxes and Civil Year Reserves	Outstanding Balances July	New Accounts August and adjust- ments	Outstanding Balances August	
1936-37	\$51,420.25	\$ 54,861.18	\$ 5,762.99	\$ 49,098.19
1937-38	64,882.81	145,357.00	10,535.28	134,821.72
1938-39	43,607.89	255,584.04	10,879.90	244,704.14
1939-40	41,899.13	431,627.99	18,947.54	412,680.45
		887,430.21	46,125.71	841,304.50

<u>Current Taxes</u>				
1940-41	40,000.00	\$894,894.55	124,782.52	770,112.03

Water Dept. Rates, etc.		62,357.04	19,800.52	42,556.52
		\$1,844,681.80	\$190,708.75	1,653,973.05

<u>Poll Taxes</u>				
1933-34		310.40	6.00	304.40
1934-35		1,322.94	13.00	1,309.94
1935-46		1,107.92	26.00	1,081.92
1936-37		1,137.10	28.50	1,108.60
1937-38		676.01	34.00	542.01
1938-39		1,687.12	172.00	1,515.12
1939-40		5,883.27	673.85	5,209.42
1940-41		20,756.50	1,167.50	19,589.00

<u>Additional Collections</u>	<u>1940-41</u>	<u>1939-40</u>
Tax years 1908-9 to 1924	19.53	
Corresponding period last year		9.33
Tax Years 1925-26 to 1935-36	2,391.91	
Corresponding period last year		7,845.64
Collections per above statement	190,708.75	168,416.20
Corresponding period last year	193,120.19	176,271.17
<u>Collection of Poll Taxes</u>		
May 1st, 1940 to August 31, 1940	12,026.76	12,456.99
Corresponding period last year		

M. L. Bellew,  
CHIEF ACCOUNTANT.

FILED

September 12th, 1940

9.15 P.M.,

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

Meeting adjourned.

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G. S. Kinley,  
DEPUTY MAYOR AND CHAIRMAN.

W. P. Publicover,  
CITY CLERK.



N O O N   S E S S I O N

SPECIAL MEETING.

12.00 o'clock Noon,  
Council Chamber,  
City Hall,  
October 3rd, 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, Keshen, O'Toole, Burgess, Walker, W. A. MacDonald and Landry.

The meeting was called specially to consider report of Finance and Executive Committee re sale of Nova Scotia Provincial Exhibition property.

SALE OF EXHIBITION COMMISSION PROPERTY

Read report of the Finance and Executive Committee and resolution re sale of Nova Scotia Provincial Exhibition property.

Halifax, N. S.,  
October 3rd, 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 resolution from the Provincial Exhibition Commission regarding the sale of its real property was considered.

Your committee recommends that the City Council express its concurrence in the resolution providing the City's capital obligations are taken care of.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

October 3rd, 1940.

"Resolution passed at a meeting of the Provincial Exhibition Commissioners at Halifax on September the 26th, 1940.

A motion was moved by V. B. Leonard, seconded by H. E. Whitman, that the buildings and grounds owned by the Provincial Exhibition Commission be offered for sale to the Department of National Defence, for a sum of not less than \$880,000., and that the executive of the Commission be authorized to take charge of proceedings until the sale is completed".

Moved by Alderman Kinley, seconded by Alderman W.A. MacDonald that the report and resolution be adopted. Motion put and passed, 13 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen Stech  
MacKay  
Breen  
Kinley  
Hosterman  
Curran  
Ahern  
Freda  
Keshen  
O'Toole  
Burgess  
W.A. MacDonald  
Landry

AGAINST IT

Alderman Walker

-13-

-1-

12.15 P.M.,

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

Meeting adjourned.

W. E. Donovan,  
MAYOR AND CHAIRMAN.

W. P. Publicover,  
CITY CLERK.

EVENING SESSION

8.00 o'clock,  
Council Chamber,  
City Hall,  
October 17th, 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 Alderman Stech, MacKay, Breen, Kinley, Curran, Hosterman, Ahern, Freda, Adams, J.F. McDonald, Keshen, O'Toole, Burgess, Walker, W.A. MacDonald and Landry.

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

The following named papers were submitted.

MINUTES

Moved by Alderman MacKay, seconded by Alderman Hosterman that the minutes of the previous meeting 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 \$8,003.06; the Committee on Safety amounting to \$591.02 chargeable to Fire Alarm, \$14,150.79 chargeable to Fire Department and \$10,376.90 chargeable to Police Department; the Committee on Public Health and Welfare amounting to \$6,573.53 chargeable to Health Department; \$9,654.75 chargeable to City Home and \$1,819.15 chargeable to City Prison; the Committee on Workg amounting to \$15,690.51; Civic Defence Committee amounting to \$112.50; Directors of Point Pleasant Park amounting to \$1,814.59 under the provisions of Section 315 of the City Charter.

October 17th, 1940.

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

Motion passed.

ASSESSMENT - W. H. SCHWARTZ & SONS

Read report of the Industrial  
Committee re assessment, W. H. Schwartz & Sons.

Halifax, N. S.,  
October 9th, 1940.

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

Dear Sirs:-

Your Industrial Committee has had before  
it a request from Mr. W.H.C.Schwartz on behalf of  
W.H.Schwartz & Sons Ltd. for an extension of  
Section 377 of the Charter, from April 28th, 1946  
until April 28th, 1960.

This section provides that any person or  
company who or which was on April 28th, 1926,  
engaged in a manufacturing industry and who extended  
or enlarged their buildings then used in such  
industry would not be assessed on such extension or  
enlargement except where such extension involved  
the purchase of additional land or property in which  
case the value of such land or property was to be  
added to the present assessment. The exemption  
thus granted extended from the time of granting until  
April 28th, 1946.

Mr. Schwartz informed the committee that  
if these exemption provisions were extended so that  
a 20 year exemption would be obtained, it was quite  
likely that his company would erect an addition to  
their present factory. He pointed out that the need  
for the addition was due to the increase of their  
business in Quebec and that, as a matter of fact,  
it would probably be more economical for them to  
open a branch factory in the Province of Quebec,  
where certain overheads such as freight on containers  
two ways from Quebec would be saved. Certain other  
concessions were also available from some  
municipalities as an inducement for the establishment  
of a factory therein.

Mr. Schwartz, however, stated that he  
would prefer to extend in Halifax where his company  
has carried on business for one hundred years.

October 17th, 1940.

Your committee is of the opinion that any requests for exemption from taxation should be dealt with on the merits of each individual case and rather than extend the period of the existing legislation beyond April 28th, 1946, as requested by Mr. Schwartz, your committee recommends under the particular circumstances in this case that in the event of W.H. Schwartz & Sons Ltd. extending or enlarging their present building the said extension or enlargement be exempted from taxation until April 28th, 1960, and that legislation be secured at the next session of the Legislature to that effect.

Respectfully submitted,

W. F. Publicover,  
CITY CLERK.

8.07 P.M.,

Alderman Lloyd arrives and takes his seat in Council.

Moved by Alderman MacKay, seconded by Alderman W.A. MacDonald that the report be adopted. Motion put and passed, 14 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Stech  
MacKay  
Kinley  
Hosterman  
Curran  
Ahern  
Freda  
Adams  
J.F. McDonald  
Keshen  
O'Toole  
Walker  
W.A. MacDonald  
Landry  
-14-

AGAINST IT

Aldermen Breen  
Lloyd  
Burgess

-3-

GRANT - CANADIAN RED CROSS SOCIETY

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

October 17th, 1940.

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

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

Gentlemen:-

At a meeting of the Finance and Executive Committee held this day, an application from the N. S. Division of the Canadian Red Cross Society was made verbally for a contribution by the City of Halifax of \$5,000.00 to assist the Society in carrying out its war time program.

Your committee recommends the following resolution for Council's adoption.

RESOLVED that the City apply for legislation to authorize the payment of \$5,000.00 to the Canadian Red Cross Society (N.S. Division); such contribution to be for the ensuing period of one year and to be used for general and war time purposes of the Society.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

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

October 17th, 1940.

SUPERANNUATION - POLICE CONSTABLE JAMES MARTIN

Read report and resolution of the  
Finance and Executive Committee re superannuation,  
Police Constable James R. Martin.

Halifax, N. S.,  
October 16th, 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 Safety Committee recommending  
the superannuation of Police Constable J. R. Martin  
was considered.

Your committee recommends that  
Constable Martin be superannuated as from November  
1st next at an annual allowance of \$1,142.84 under  
the provisions of Section 270 of the City Charter  
and submits the attached resolution for Council's  
adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

October 17th, 1940.

WHEREAS the City requires money for the purpose of meeting the obligation of the City in respect to the superannuation allowance to be paid Police Constable James Martin during the balance of the present civic year.

THEREFORE BE IT RESOLVED that an amount of \$571.42 be appropriated for the aforesaid purpose pursuant to the provisions of Section 332A. of the City Charter, and that the said sum be borrowed from any bank or fund available and repaid when placed on the estimates for civic year 1941-42.

Moved by Alderman Stech, seconded by Alderman MacKay 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  
Kinley  
Landry  
Lloyd  
W.A.MacDonald  
J.F.McDonald  
MacKay  
O'Toole  
Stech  
Walker



October 17th, 1940.

RESIGNATION - HOSEMAN RICHARD WELLY

Read report of the Finance and  
Executive Committee re resignation of Hoseman  
Richard Welly.

Halifax, N. S.,  
October 16th, 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 Safety Committee in connection with  
the resignation of Hoseman Richard P. Welly of the  
Fire Department was considered.

Your committee recommends that Hoseman  
Welly's resignation be accepted and that the Trustees  
of the Firemens Superannuation Fund be authorized to  
pay him the sum of \$421.76 under the provisions of  
Section 869 of the City Charter.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

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

October 17th, 1940.

DRAFT ORDINANCE #16 RESPECTING OMNIBUSSES

Read report of the Finance and  
Executive Committee submitting draft Ordinance #16  
respecting Omnibusses.

Halifax, N. S.,  
October 16th, 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 Solicitor submitting draft Ordinance #16  
respecting Omnibusses was considered.

Your committee recommends that the  
Ordinance as drafted be read, passed and forwarded  
to the Minister of Highways for his recommendation  
to the Governor-in-Council for approval.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

ORDINANCE NO. 16.  
RESPECTING OMNIBUSSES

PASSED UNDER THE AUTHORITY OF SECTION 228 OF  
THE MOTOR VEHICLE ACT.

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

1. In this Ordinance the word "omnibus"  
shall mean a motor-drawn vehicle used for  
transporting for hire passengers, which has a  
seating capacity for more than seven passengers  
and which neither a taxi nor a public utility as  
defined in The Public Utilities Act or in  
the regulations made thereunder.

2. Subject to the provisions of the City  
Charter, the Motor Vehicle Act and this Ordinance,  
the control of persons owning or operating  
omnibusses shall be vested in the Committee on  
Safety which may delegate to a sub-committee thereof  
such of the said authority vested in such committee  
relating to such matters, as it may deem expedient,  
and the word "Committee" when used in this Ordinance  
shall mean either the said Committee on Safety  
or such sub committee when such authority is  
delegated thereto.

October 17th, 1940.

3. No person shall in the City of Halifax with an omnibus transport for hire passengers without having first obtained a license therefor. The license may be in the form in the first schedule to this Ordinance or to the like effect. Every person who contravenes or fails to comply with the provisions of this section shall for each offence be liable to a penalty of not more than twenty-five dollars and in default of payment to imprisonment for a period not exceeding twenty days.

4. (a) Every application for a license to transport for hire with an omnibus passengers shall be made in writing to the Committee by the bona fide owner of the omnibus for which a license is desired. The applicant shall be recommended in writing by the Chief of Police and one ratepayer as a fit and proper person to be granted a license, and the committee may refuse to grant a license to any applicant who in their judgment is not a fit and proper person to hold a license.

(b) The owner of every omnibus who applies for a license under this Ordinance shall with his application for a license deposit with the Clerk an insurance policy with a company licensed to do business in the City, covering the passengers conveyed in such omnibus against any accident which may happen to such passengers while being conveyed in such omnibus or while entering or leaving the same. Such policy shall have such limits as the Committee may determine.

5. Every license issued under this Ordinance shall be dated as of the 1st day of May and shall expire on the 30th day of April next succeeding.

6. The fee payable for each licensed omnibus shall be Twenty-five Dollars (\$25.00).

7. No license shall be granted in respect to any omnibus until the same has been inspected and approved by the Committee or by an official appointed by the Committee or some person on their behalf.

8. Every omnibus in respect of which a license hereunder has been granted shall at all times, when in use, be kept clean and in good order, and may be inspected at any time by the Committee, or any person appointed by them and the Committee may cancel or suspend the license in respect of any vehicle not kept clean and in good order.

9. No person other than the owner thereof shall drive any omnibus in respect of which a license hereunder has been granted unless such person is licensed as an omnibus driver.

October 17th, 1940.

An omnibus driver's license may be issued by the Committee on payment of Two Dollars (\$2.00); but no such license shall be issued to any person under twenty-one years of age, or to any person in the judgment of the Committee not a fit and proper person to be such a driver.

10. Every owner of an omnibus in respect of which a license is required under this Ordinance, hereinafter referred to as a "licensed omnibus", who permits his vehicle to be driven by, or be placed upon a stand in charge of, an unlicensed person, shall for each such offence be guilty of a violation of this Ordinance.

11. Every owner of a licensed omnibus who dismisses a licensed driver from his employment shall within twenty-four hours after such dismissal notify the City Clerk of the same. Failure by such owner to do so shall constitute a violation of this Ordinance.

12. The Committee shall assign a number to each licensed omnibus in respect of which a license is issued. Such number shall be placed on a plate of a size and design approved by the Committee and such plate shall be placed in a conspicuous position on the inside of the omnibus. A register of such numbers with the names of the owner of such omnibus shall be kept by the Clerk and may be inspected by any person. Such number plates shall be supplied by the Clerk.

13. (a) Every owner of a licensed omnibus in respect to which a license is issued shall affix to each of the license number plates on such omnibus, in such manner as not to obscure any lettering or numerals upon such license number plates, a plate bearing the number assigned to such omnibus, as provided in the preceding section, together with the word "omnibus" or a contraction thereof. Such plates shall be so placed on such vehicle as to be plainly visible both from the front and the rear and shall at all times be maintained by every such owner free from foreign materials and in a condition to be clearly legible. Such plates shall be supplied without charge by the Clerk to the licensed owner of such omnibus at the time of the granting of such license. If any such plate shall become lost or defaced, additional plates may be obtained from the Clerk upon proof being given satisfactory to the Clerk that such plates have in fact become lost or defaced; upon an application being made to the Clerk for any additional plates, as hereinbefore provided, the person so applying shall with the application pay the sum of One Dollar for each plate required.

October 17th, 1940.

(b) Every such owner who fails to comply with any of the provisions of this section, wherein any duty is imposed upon such owner, shall for each offence be liable to a penalty of not less than Ten Dollars, nor more than Twenty-five Dollars and in default of payment to imprisonment for a period of not less than seven days nor more than twenty days; provided however, that it shall be a defence to a prosecution for a violation of this section in respect to the duty on such owner to affix such plates, if such owner has previously made an application to the Clerk for any additional plates to replace any plates which have become lost or defaced and which additional plates have not been delivered to such owner by the Clerk.

14. Every applicant for a driver's license or an omnibus owner's license, where such omnibus owner intends to operate such omnibus himself, shall with such application furnish a certificate of health, which shall be signed by a physician practising in the City of Halifax.

15. The owner of a licensed omnibus, the driver or drivers of the same and any person appointed by the owner for that purpose, and no other persons, may solicit passengers for such omnibus.

16. The driver of a licensed omnibus shall not leave his omnibus while employed therewith or seeking employment therefor.

17. Every driver of a licensed omnibus shall, when employed therewith, be neatly and cleanly attired.

18. (a) No licensed omnibus shall be used for the conveyance of meats, milk, groceries or any perishable goods or any articles which would constitute a violation of the health laws of the City.

(b) The license of every person who contravenes or fails to comply with this Section shall be liable to cancellation on conviction and such person shall also be liable to a penalty of not less than ten dollars and not exceeding twenty-five dollars, and in default of payment to imprisonment for a period of not less than seven days and not exceeding twenty days.

19. The rates to be charged by the owner of any licensed omnibus for the hire of the same shall be such as may be agreed upon by such owner and the person or persons hiring the said omnibus.

October 17th, 1940.

20. Every person who contravenes or fails to comply with any provisions of this Ordinance in respect to which no other penalty is provided shall for each such offence be liable to a penalty of not less than five dollars and not exceeding twenty-five dollars, and in default of payment to imprisonment for a period of not less than five days and not exceeding twenty days; and in case of any such contravention or failure to comply by any holder of a license under this Ordinance or a licensed driver, the committee may punish such offence by cancellation or suspension of the license or by a fine not exceeding five dollars.

21. The foregoing Regulations made under the authority of Section 228 of the Motor Vehicle Act shall be known as Ordinance Number 16.

FIRST SCHEDULE  
FORM OF LICENSE

License is hereby granted to.....  
to operate (or to drive) an omnibus to be used  
for transporting for hire passengers in the City  
of Halifax, until the 30th day of April, 19\_\_.

The number of such omnibus shall be \_\_\_\_\_  
The licensee undertakes to comply with the  
laws and ordinances of the City of Halifax.....

.....  
MAYOR.

.....  
CITY CLERK.

Moved by Alderman Stech, seconded by  
Alderman MacKay that the report be adopted and the  
draft ordinance as set out above read, passed and  
forwarded to the Minister of Highways for his  
recommendation to the Governor-in-Council for  
approval. Motion put and passed unanimously; the  
following Aldermen being present and voting therefor:

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

October 17th, 1940.

ORDINANCE #36 RELATING TO AUTOMATIC MACHINES

Read report of the Finance and Executive Committee in connection with Ordinance #36 relating to the regulating and licensing of automatic machines.

Halifax, N. S.,  
October 16th, 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 in connection with Ordinance #36 relating to the regulating and licensing of automatic machines, which has been approved by the Governor-in-Council with a few slight amendments was considered.

Your committee recommends that the Ordinance be amended by the Governor-in-Council be adopted.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Halifax, N. S.,  
17th September, 1940.

Dear Sir:-

The Governor-in-Council, on the 16th instant, approved of Ordinance No. 36 of the City of Halifax, "Of the Regulation and Licensing of Automatic Machines", subject to certain amendments.

I am returning herewith one copy of this Ordinance, with attached certified copy of Order in Council setting forth the amended Ordinance.

Yours truly,

A. Evelyn Horne,  
For: Clerk of the Executive Council.

CERTIFIED COPY OF ORDER IN COUNCIL.

The Governor in Council under the provisions of Section 941 of the Halifax City Charter is pleased to approve of Ordinance No. 36 of the City of Halifax, "Of the Regulation and Licensing of Automatic Machines", passed at meetings

October 17th, 1940.

of the Council of the said City held on the 11th day of July, 1940, and the 15th day of August, 1940, amended so that the same will read as follows:-

1. The license fee to be paid for each automatic machine, as defined in Section 510D. of the City Charter, operated or caused to be operated shall be Fifty Dollars (\$50.00) and such fee shall be paid to the City Collector and the license shall be issued by the officer designated by the Council to sign and issue the same.

2. Such license shall state clearly the location at which such automatic machine is proposed to be operated and such machine shall not be operated in any location other than that stated on such license; provided however, that such machine may be operated at a location other than that set out in the license for such machine if such new location is endorsed on the license issued for such machine by the official who issued such license, and thereafter such machine may be operated only in such new location.

3. When any license is issued under this ordinance the official issuing the same shall deliver with the license to the person to whom such license is issued a plate bearing the words "Licensed automatic machine" and the civic year in which the license was issued together with a number, and such person shall before operating the automatic machine for which the license was issued or permitting the same to be operated affix or cause to be affixed such plate in a conspicuous place upon such machine. It shall be a violation of this ordinance for any person to affix such plate to any automatic machine other than to that in respect of which the same was issued. Any person who operates or permits to be operated any automatic machine for which any such plate has been issued without such plate being affixed to such machine shall be liable to a penalty.

4. The license shall contain an accurate description of the automatic machine so licensed, with its serial number and other identifying features, and the particulars of such machine, together with the number of such license and the number of the plate issued therewith, and the location authorized, shall be entered by the official designated to issue such license in a register kept by him for that purpose. Every change of location of licensed machines shall also be entered in such register.

5. It shall constitute a violation of this ordinance for any person to operate the same or



October 17th, 1940.

permit to be operated any automatic machine in any location other than that stated in or endorsed upon the license issued in respect of such machine.

6. If any person who operates or permits to be operated any machine in respect of which a license has been issued fails to comply with any of the provisions of this ordinance, or if any such machine is used for any purpose prohibited by law, the Chief of Police may direct that the license issued in respect of such machine shall be forthwith suspended for such period as he shall determine or cancelled and upon any such direction being given any further use or operation of such machine during the period of suspension or cancellation shall constitute a violation of this ordinance.

7. Every person who violates or fails to comply with any provision of this ordinance shall for each such offence be liable to a penalty not exceeding Five Hundred Dollars and in default of payment to imprisonment for a period not exceeding one year.

8. This Ordinance shall be known as Ordinance No. 36.

I hereby certify that the foregoing is a true copy of an Order of His Honor the Lieutenant Governor of Nova Scotia in Council made the 16th day of September, A. D. 1940.

(Sgd) A. S. MacMillan,  
President of the Executive  
Council.

Moved by Alderman Stech, seconded by Alderman MacKay that Ordinance #36 as amended and approved by the Governor-in-Council be adopted. Motion passed unanimously.

AMENDMENT TO ORDINANCE #23 - EARLY CLOSING OF SHOPS

Read letter from the City Assessor regarding petition presented by barbers and report from the Finance and Executive Committee submitting amendment to Ordinance #23 respecting the early closing of shops.

October 17th, 1940.

Sept. 16th, 1940.

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

Gentlemen:-

In accordance with your instructions as given at the September meeting of Council, I have checked the petition presented by the barbers on September 7th, 1940.

I find that this petition is signed by eighty-two percent (82%) of the persons engaged in the barbers trade and who are occupying premises for the year 1940-41, and assessed a business tax in respect thereto.

Yours respectfully,

J. F. McManus,  
CITY ASSESSOR.

Halifax, N. S.,  
October 16th, 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 amendment to Ordinance #23 respecting the early closing of shops as prepared by the City Solicitor was considered.

Your committee recommends that this amendment be read and passed a first time.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

1. Clause (b) of Section 3 of Ordinance No. 23, respecting "The Early Closing of Shops" is repealed and the following substituted therefor:

(b) They shall close at 12.30 o'clock in the afternoon on every Wednesday, except on a Wednesday in any week in which a public holiday occurs, in which case there shall be no half holiday on Wednesday.

Moved by Alderman Stech, seconded by Alderman MacKay that the report be adopted and the amendment to Ordinance #23 as set out above read and passed a first time. Motion passed.

October 17th, 1940.

DIRECT RELIEF AGREEMENT

Read report of the Finance and Executive Committee re direct relief agreement between the Government of Nova Scotia and the City of Halifax.

Halifax, N. S.,  
October 16th, 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 direct relief agreement between the Government of Nova Scotia and the City of Halifax covering the period from April 1st to May 31st, 1940 was considered.

Your committee recommends that the Mayor and City Clerk be authorized to execute the said agreement on behalf of the City of Halifax.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

QUARTERS - ASSISTANT SUPERINTENDENT OF CITY HOME

Read report of the Finance and Executive Committee re quarters, Assistant Superintendent of City Home.

Halifax, N. S.,  
October 16th, 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 Public Health and Welfare Committee regarding quarters for the Assistant Superintendent of the City Home was considered.

October 17th, 1940.

Your committee recommends that a sum not exceeding \$900.00 be borrowed in accordance with legislation secured and the work of providing quarters for the Assistant Superintendent at the City Home be done by day labor under the supervision of the Building Inspector and Superintendent of the City Home.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

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

RECREATION ROOMS - MORRIS STREET AND QUINPOOL ROAD FIRE STATIONS.

Read report of the Finance and Executive Committee re recreation rooms, Morris Street and Quinpool Road fire stations.

Halifax, N.S.,  
October 16th, 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 Safety Committee in connection with the conversion of lofts at the Morris Street and Quinpool Road fire stations into recreation rooms was considered.

October 17th, 1940.

Your committee recommends that the work of converting the lofts be proceeded with and a sum not exceeding \$1,100.00 be borrowed for this purpose in accordance with legislation secured.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

Motion put and passed unanimously; the following Aldermen being present and voting therefor:-

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

PURCHASE OF PUMPER - FIRE DEPARTMENT

Read report of the Finance and Executive Committee re pumper for the Fire Dept.

Halifax, N. S.,  
October 16th, 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 Safety Committee recommending the purchase of a LaFrance Metropolitan 1,000 Imperial gallon pumping engine at a cost of \$17,000.00 was considered.

After due consideration your committee deems it inadvisable to make this expenditure at the present time.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

October 17th, 1940.

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

Moved in amendment by Alderman J.F. McDonald, seconded by Alderman Hosterman that the recommendation of the Safety Committee be adhered to, namely:- that a LaFrance Metropolitan 1,000 Imperial gallon pumping engine be purchased from the LaFrance Fire Engine & Foamite Ltd. at a price of \$17,000.00.

Moved in amendment by Alderman Breen, seconded by Alderman Curran that this matter be referred back to the Safety Committee for further information. Amendment put and passed, 10 voting for the same and 7 against it as follows:-

FOR THE AMENDMENT

Aldermen Stech  
MacKay  
Breen  
Kinley  
Curran  
Ahern  
Adams  
Burgess  
Walker  
W.A. MacDonald

-10-

AGAINST IT

Aldermen Hosterman  
Freda  
Lloyd  
J.F. McDonald  
Keshen  
O'Toole  
Landry

-7-

NEW HIGH SCHOOL

Read report of the Finance and Executive Committee submitting resolution re new high school.

Halifax, N. S.,  
October 16th, 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 Solicitor enclosing a letter from the Provincial Secretary in connection with the request of the City Council that the Governor-in-Council rescind its order directing the City of Halifax to issue bonds or debentures for school purposes was considered.

October 17th, 1940.

In view of the fact that the Governor-in-Council has decided to take no action in the matter, your committee recommends that steps be taken to issue debentures of the City to an amount sufficient to produce the sum of \$450,000.00 for the erection of a new high school and submits the attached resolution for Council's adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

BE IT RESOLVED in view of the decision of the Governor-in-Council not to comply with the request of this Council passed at the August 1940 meeting for a recession of the Order in Council under which the City was directed to issue its debentures or stock to provide funds to erect a new high school, that this Council immediately proceed to take such steps as may be necessary to issue and sell the debentures necessary to produce the sum of \$450,000.00 and to pay the proceeds to the Board of School Commissioners on demand to be expended by the said Board for the purposes for which the same were raised.

AND BE IT FURTHER RESOLVED that the Finance and Executive Committee with the Commissioner of Finance and Accounts immediately take such steps as may be necessary to negotiate for the sale of such debentures and to report thereon to the Council.

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

Moved in amendment by Alderman Lloyd, seconded by Alderman Adams that in view of the events in the nature of national emergencies which have arisen since April 23rd, 1940, and in view of the question raised as to whether or not a previous Order-in-Council can be rescinded, we seek from the Governor-in-Council an opportunity to lay before its members our reasons for opposing the erection of a new high school at the present time and under existing conditions. Amendment put and lost, 3 voting for the same and 9 against it as follows:-

October 17th, 1940.

FOR THE AMENDMENT

Aldermen Adams  
Breen  
Freda  
Landry  
Lloyd  
J.F.McDonald  
O'Toole  
Walker

-8-

AGAINST IT

Aldermen Ahern  
Burgess  
Curran  
Hosterman  
Keshen  
Kinley  
W.A.MacDonald  
MacKay  
Stech

-9-

Motion put and passed, 10 voting for  
the same and 7 against it as follows:-

FOR THE MOTION

Aldermen Stech  
MacKay  
Kinley  
Hosterman  
Curran  
Ahern  
Keshen  
O'Toole  
Burgess  
W.A.MacDonald

-10-

AGAINST IT

Aldermen Breen  
Freda  
Adams  
Lloyd  
J.F.McDonald  
Walker  
Landry

-7-

SALE OF PROPERTIES

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

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

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

Gentlemen:-

At a meeting of the Tax Property Sale  
Committee held this day, the committee had for  
consideration tenders for the purchase from the City  
of various properties.

It is recommended that the following  
properties be sold.

86 Gerrish Street to Atlantic Boiler Chippers  
and Sealers for \$400.00.  
27 London Street, Lot 14 x 100 to Keith Williams  
for \$70.00.  
245 Grafton Street to W. A. Andrews for \$450.00.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.



October 17th, 1940.

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

Motion passed.

AMENDMENT TO ORDINANCE #13A. RESPECTING TAXIMETERS

Read amendment to Ordinance #13A.  
respecting taximeters.

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

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

(2) The provisions of the preceding  
section shall not apply to any motor-drawn vehicle  
having a seating capacity for more than seven  
passengers or to any motor drawn vehicle which is  
a public utility as defined in The Public Utilities  
Act or in the regulations made thereunder.

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

DRAFT ORDINANCE 37 RESPECTING THE SALE OR  
USE OF FIRE-CRACKERS AND AIR-RIFLES.

Read report of the Safety Committee  
submitting draft Ordinance #37 respecting the sale  
or use of fire-crackers and air-rifles.

Halifax, N. S.,  
October 11th, 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 Solicitor was  
directed to draft an Ordinance prohibiting the sale  
and use of fire crackers and use of air rifles  
on City streets.

October 17th, 1940.

The Ordinance as drafted by the City Solicitor is attached hereto and your committee recommends that same be read and passed a first time.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

ORDINANCE NO. 37  
RESPECTING THE SALE OR USE OF FIRE CRACKERS  
AND AIR RIFLES.

1. In this Ordinance the meaning of the word "fire-cracker" shall include "fire-works" and the word "air-rifle" shall be deemed to include any instrument for projecting balls or other missiles by means of a sudden pressure of air.
2. No person shall in the City of Halifax, keep or offer for sale by retail or sell by retail any fire-crackers.
3. No person shall upon any street in the City of Halifax set fire to, discharge, or cause to explode or discharge any fire-cracker.
4. No person shall, upon any street in the City of Halifax, discharge any air-rifle.
5. Any person who contravenes any of the provisions of this Ordinance shall for each such offence be liable to a penalty not exceeding One Hundred Dollars (\$100.00) and in default of payment to imprisonment for a period not exceeding three months.
6. This Ordinance shall be known as Ordinance No. 37.

Moved by Alderman Hosterman, seconded by Alderman Breen that the report be adopted and the draft ordinance #37 as set out above be read and passed a first time. Motion passed.

BURGLAR ALARM SYSTEM

Read report of the Safety Committee re burglar alarm system.

Halifax, N. S.,  
October 11th, 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 correspondence

October 17th, 1940.

in connection with an application from the Peoples Credit Jewellers Limited to have an alarm box placed in the Police Station by the Dominion Electric Protection Company was considered.

The Peoples Credit Jewellers Limited will pay all expenses in connection with the installation of the alarm box and also pay a fee of \$60.00 per annum to the City.

Your committee recommends that the application be granted and an agreement entered into between the City and Peoples Credit Jewellers Limited or Dominion Electric Protection Company, or both, as the City Solicitor may determine and on terms satisfactory to the City Solicitor.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Moved by Alderman Hosterman,  
seconded by Alderman Breen that the report be adopted. Motion passed.

DETENTION OF ALIEN PRISONERS, CITY PRISON

Read report of the Public Health and Welfare Committee re detention of alien prisoners, City Prison.

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

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

Gentlemen:-

At a meeting of the Public Health and Welfare Committee held on the above date, the attached letter from the City Solicitor submitting a draft agreement in connection with the detention of alien seamen in the City Prison was considered.

Your committee recommends that the agreement as drafted be approved and the Mayor and City Clerk authorized to execute same on behalf of the City.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

October 17th, 1940.

Moved by Alderman Kinley, seconded by  
Alderman Burgess that the report be adopted.

Motion passed.

TENDERS FOR REPAIRS - TUBERCULOSIS HOSPITAL

Read report of the Public Health and  
Welfare Committee re tenders for repairs,  
Tuberculosis Hospital.

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

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

Gentlemen:-

At a meeting of the Public Health and  
Welfare Committee held on the above date, tenders  
for repairs to the brick work and brick chimney  
at the Tuberculosis Hospital were considered as  
follows:-

W. G. Foley	\$345.00
George E. Zinck	780.00
James P. Kelly	585.00

Your committee recommends that the  
tender of W. G. Foley, being the lowest, be accepted.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Moved by Alderman Kinley, seconded by  
Alderman Burgess that the report be adopted. Motion  
put and passed, 15 voting for the same and 1 against

it as follows:-

FOR THE MOTION

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

AGAINST IT

Alderman Walker

October 17th, 1940.

APPOINTMENTS - EXHIBITION COMMISSION AND BOARD OF SCHOOL COMMISSIONERS.

Read letter from the City Clerk re appointments to Exhibition Commission.

October 17th, 1940.

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

Gentlemen:-

It will be necessary for Council to appoint two Aldermen to the Nova Scotia Provincial Exhibition Commission; one for a term of four years to replace Ex-Alderman Gates whose term expires this year and one for a term of one year to fill the unexpired term for which Mayor Donovan was originally appointed, as the Mayor is automatically a member of the Commission.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Alderman Kinley nominated Alderman J.F.McDonald to the Exhibition Commission for a term of four years.

Alderman Breen nominated Alderman Adams.

Alderman Curran nominated Alderman Walker.

Moved by Alderman Curran, seconded by Alderman Breen that nominations cease. Motion passed.

A ballot was then taken on the three names nominated, with the following result:-

<u>For Alderman J.F.McDonald</u>	<u>For Alderman Adams</u>	<u>For Alderman Walker</u>
Aldermen Ahern	Aldermen Keshen	Aldermen Burgess
Breen	W.A.MacDonald	Curran
Freda	MacKay	Landry
Hosterman	Stech	
Kinley		
Lloyd		
O'Toole		

-7-

-4-

-3-

October 17th, 1940.

Alderman J.F.McDonald, having a clear majority was declared by His Worship the Mayor duly elected to the Exhibition Commission for a term of four years.

A second ballot was then taken on the two remaining nominees with the following result:-

For Alderman Adams

Aldermen Breen  
Keshen  
Kinley  
Lloyd  
J.F.McDonald  
MacKay  
Stech

-7-

For Alderman Walker

Aldermen Ahern  
Burgess  
Curran  
Freda  
Hosterman  
Landry  
W.A.MacDonald  
O'Toole

-8-

Alderman Walker, having a clear majority, was declared by His Worship the Mayor duly elected to the Exhibition Commission for a term of one year.

Read letter from the City Clerk re appointments to the Board of School Commissioners.

October 17th, 1940.

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

Gentlemen:-

It will be necessary for Council to appoint four of its members to the Board of School Commissioners; two for terms of three years each to replace Mayor Donovan and Ex-Alderman Sullivan whose terms expire this year, and two to fill the unexpired terms for which Ex-Aldermen Batson and Curtis were appointed; the former for one year and the latter for two years.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Alderman O'Toole nominated Alderman Ahern to the Board of School Commissioners for a term of three years.

October 17th, 1940.

Alderman Keshen nominated Alderman Landry for a term of three years.

Moved by Alderman Keshen, seconded by Alderman Stech that nominations on the three year term cease. Motion passed.

His Worship the Mayor then declared Aldermen Ahern and Landry duly elected to the Board of School Commissioners for a term of three years each.

Alderman MacKay nominated Alderman W.A. MacDonald for a term of two years.

Alderman O'Toole nominated Alderman Lloyd for a term of two years.

Alderman Breen nominated Alderman Kinley for a term of one year.

Moved by Alderman MacKay, seconded by Alderman Freda that nominations cease. Motion passed.

A ballot was then taken on the two nominees for the two year term, which resulted as follows:-

<u>For Alderman W.A. MacDonald</u>	<u>For Alderman Lloyd</u>
Aldermen Stech	Aldermen Freda
MacKay	J.F. McDonald
Breen	O'Toole
Kinley	
Hosterman	
Curran	
Ahern	
Keshen	
Burgess	
Walker	
Landry	

-11-

-3-

Alderman W.A. MacDonald, having a clear majority, was declared by His Worship the Mayor duly elected to the Board of School Commissioners for a term of two years.

October 17th, 1940.

His Worship the Mayor then declared Alderman Kinley duly elected to the Board of School Commissioners for a term of one year.

QUESTIONS BY ALDERMEN

Alderman Ahern drew to the attention of Council the necessity of having a comfort station in the City of Halifax, and asked if there were funds available for this purpose.

The Commissioner of Finance, on being asked if funds were available, replied in the affirmative.

The Mayor suggested that this matter be referred to the Commissioner of Works.

Moved by Alderman Ahern, seconded by Alderman Curran that the erection of a comfort station in the City of Halifax be referred to the Commissioner of Works to report to the Committee on Works. Motion passed.

Alderman J.F. McDonald asked if any action is being taken to correct the hazard on Quinpool Road, which exists near the Public Baths due to the road being narrow and the tram car line taking up a large portion of the road space.

Alderman Breen stated that there had been a special committee appointed to go into this matter.

Alderman Curran stated that he would like to see the section in Ordinance #13 dealing with insurance policies enforced.



October 17th, 1940.

LETTER, SECRETARY TO THE GOVERNOR GENERAL

Read letter from the Secretary to the  
Governor General as follows:-

September 11th, 1940.

Dear Mr. Mayor:-

I am desired by the Governor General  
and Princess Alice to let you know how much they  
appreciated the arrangements made for their  
reception in Halifax. Would you be good enough to  
convey an expression of their thanks to all  
concerned.

As a memento of the occasion, His  
Excellency and Her Royal Highness send you the  
accompanying photographs of themselves for your  
City Hall.

Yours sincerely,

A. S. Redfern,  
Secretary to the Governor General.

His Worship  
The Mayor of Halifax,  
City Hall,  
Halifax, N. S.  
FILED

LETTER, CITY AUDITOR RE AUDITOR'S REPORT

Read letter from the City Auditor as  
follows:-

October 17th, 1940.

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

Dear Sirs:-

I am submitting the Auditor's report  
for the year ending April 30th, 1940.

Respectfully submitted,

A. M. Butler,  
CITY AUDITOR  
(signing as such for  
this purpose).

FILED

October 17th, 1940.

STABLING OF PONIES AT CITY FIELD

Read report of the Committee on Works  
re stabling of ponies at City Field.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached letter dated September 28th, 1940, from Mr. J. W. Godfrey, K.C., President of the Halifax Riding and Driving Club addressed to His Worship Mayor W. E. Donovan, was read and considered. In the said letter Mr. Godfrey, on behalf of the Halifax Riding and Driving Club, requested that the Club be allowed to stable its ponies at the City Field; and advised that the Club give its undertaking that should the premises be required by the City at any time, that the ponies will be removed immediately; and that a reasonable rental would be paid in the event of the request being granted.

The Deputy Commissioner of Works informed the Committee that the Commissioner of Works did not approve of the request being granted for the following reasons:

1st - That it was his intention to use the stables for the purpose of city business and

Secondly - That he did not approve of the idea in general of opening the City Field to persons not directly engaged in the business of the Corporation of the City of Halifax.

Mr. J. W. Godfrey, K.C., Mr. Richard Zwicker, and Mr. E. J. Cragg, Ex-Mayor, addressed the committee on behalf of the Halifax Riding and Driving Club.

Following discussion, the committee recommended that the said request be granted, subject to the following conditions:-

1st - That the said Club pay to the City of Halifax a rental at the rate of \$125.00 per year on the basis of a month to month tenancy.

2nd - That the said Club agree that should the premises be required by the City at any time, the ponies will be removed immediately.

October 17th, 1940.

3rd - That the said Club fence at its own expense the space to be allotted to it by the Commissioner of Works for the purpose of separating the activities of the Club from the usual business of the City Field, and to provide private access to the premises.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
PER: T. J. Moore.

Moved by Alderman MacKay, seconded by Alderman Curran that the report be adopted. Motion put and passed, 12 voting for the same and 2 against it as follows:-

FOR THE MOTION

Aldermen Ahern  
Breen  
Curran  
Freda  
Hosterman  
Kinley  
Landry  
Lloyd  
W.A. MacDonald  
MacKay  
Stech  
Walker  
-12-

AGAINST IT

Aldermen Burgess  
J.F. McDonald

-2-

AIRPORT RENTAL

Read report of the Committee on Works and Commissioner of Works re airport rental.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 11th, 1940, and entitled "Halifax Airport - rental", was on motion of Alderman Lloyd, seconded by Alderman Freda, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

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October 17th, 1940.

Oct. 11th, 1940.

His Worship the Mayor.

Sir:-

The sub-committee appointed to deal with airport matters had a communication from the Department of National Defence at Ottawa asking if the City would accept \$400.00 per month rental for the airport for the term of occupancy by the air force.

After discussion the sub-committee wrote the Department that to avoid further haggling over the rental, it was prepared to recommend to the City Council that the amount of \$600.00 per month be accepted by the City.

The letter dated September 24th, copy of which is attached, was received from the Department stating that this offer was not under consideration and asking that a statement of account be sent to the Department.

In case the amount mentioned is agreed to, it would be as well in order to expedite the settlement, for the City Council to signify its approval of the amount, if it considers it reasonable settlement.

Respectfully submitted,

H. W. Johnston,  
Commissioner of Works.

Moved by Alderman Lloyd, seconded by Alderman Freda that the reports be adopted.

Motion passed.

WATER STREET PAVING

Read report of the Committee on Works re Water Street paving.

October 17th, 1940.

The City Council.

Gentlemen:-

The City Council at a meeting held on September 12th, 1940, adopted a report of the Commissioner of Works dated September 10th, 1940, entitled "Water Street paving" and concerning the paving of Water Street between s.s. Duke Street and the Ordinance provided the abutting owners will sign an agreement to pay the full cost thereof.

October 17th, 1940.

At a meeting of the Committee on Works held on the 15th instant, Mr. Dunlop, Manager of the Imperial Oil Limited, addressed the committee advising that the other petitioners claim that they had understood that they would be charged only a \$1.00 per foot frontage assessment and that they would have the privilege of paying for the said assessment over a period of five years; but that he had been informed recently that it would be necessary to pay the whole cost at once. He informed the committee that the Imperial Oil Limited was willing to advance the whole cost at once provided the City of Halifax would guarantee that they would be reimbursed subsequently to the extent of the amounts which ordinarily would be due from the owners of the other abutting properties.

Following discussion, the committee on motion of Alderman Lloyd, seconded by Alderman Freda, approved of proceeding with the laying of the asphalt mat surface as specified in the said report of the Commissioner of Works dated September 10th, 1940, on the section of Water Street applied for, and decided to ask the City Council to proceed with the work under the provisions of the City Charter requiring the owners of abutting property to pay the usual assessment of \$1.00 per foot frontage. Alderman MacKay dissented.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore.

Moved by Alderman Lloyd, seconded by Alderman Freda that the report be adopted providing the work will be done at the present contract price. Motion passed.

FINAL CERTIFICATE - STANDARD PAVING MARITIME LTD.

Read report of the Committee on Works re final certificate, Standard Paving Maritime Ltd.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached final certificate from the Deputy Commissioner of Works recommending payment to the Standard Paving Maritime Limited of the sum of Eighteen Thousand

October 17th, 1940.

one Hundred and Twenty-six Dollars and Seventy-four cents (18,126.74) on account of their contract for permanent pavement, was on motion of Alderman Lloyd, seconded by Alderman Walker, approved and recommended to Council for payment, subject to the provision that any further permanent pavement that might be ordered to be done by the City Council during this current year, will be done by the Company in accordance with the same terms of the contract to which this certificate applies.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

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

FINAL CERTIFICATE - STANDARD PAVING MARITIME LTD.

Read report of the Committee on Works re final certificate, Standard Paving Maritime Ltd.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached final certificate from the Deputy Commissioner of Works recommending payment to the Standard Paving Maritime Limited, of the sum of Seventeen Hundred and Thirty-three Dollars and Thirty-eight Cents (\$1733.38) on account, on their contract for repairs to permanent pavement was on motion of Alderman Walker, seconded by Alderman Freda, approved and recommended to Council for payment.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

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

October 17th, 1940.

FINAL CERTIFICATE - STANDARD CONSTRUCTION COMPANY

Read report of the Committee on Works  
re final certificate, Standard Construction Company.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached final certificate dated October 9th, 1940, from the Commissioner of Works recommending payment to the Standard Construction Company of the sum of Four Thousand Seven Hundred and Eighty-two Dollars (\$4,782.00) in full payment of their contract for the erection of fire escapes (marked C. & D. on plan) at the City Home, was approved and recommended to Council for payment.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

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

Motion passed.

BEECH STREET, GRADING, ETC.

Read report of the Committee on Works  
and Commissioner of Works re Beech Street, grading,  
etc.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated September 24th, 1940, and entitled "Beech Street - Grading and acceptance", was on motion of Alderman MacKay, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 17th, 1940.

Sept. 24th, 1940.

His Worship the Mayor.

Sir:-

Sometime ago a petition was received signed by the owners of about 39% of the assessable frontage on Beech Street from Jubilee Road to Geldert Street asking that the street be graded and taken over by the City and permanent sidewalks laid. Owing to an encroachment on one of the properties, I was unable to recommend that the prayer of the petition be granted. Since then, negotiations have been proceeding with the owner of the property at the corner of Jubilee Road, whose garage encroaches over the east line of Beech Street, and I now have a letter from him stating that he is prepared to move the garage back whenever he is advised that we wish to proceed with the work on Beech Street.

The estimated cost of grading the street is \$800.00 which could be reduced by over \$200.00 if the material required for filling could be obtained from other construction work.

It is too late in the season to lay concrete sidewalks on the new grading work, but there is nothing to prevent this grading work from being carried out this year and the sidewalks being laid next year.

October 17th, 1940.

It is recommended that the street be graded and when graded accepted as a City Street and that curbs, gutters, sidewalks and sodding be laid on both sides of the street from Jubilee Road to Geldert Street, next year.

Respectfully submitted,  
H. W. Johnston,  
COMMISSIONER OF WORKS.

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

Motion passed.

we wish to BOILER - BEDFORD ROW FIRE STATION

The report of the Committee on Works \$800.00 which could be reduced by over \$200.00 if the and Deputy Commissioner of Works re boiler, Bedford Row fire station.

It is too late in the season to lay concrete sidewalks on new grading work, but there is nothing to prevent this grading work from being carried out this year and the sidewalks being laid next year.



October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Deputy Commissioner of Works on tenders received for the installation of a new boiler in the Bedford Row Fire Station was considered.

On motion of Alderman Lloyd, seconded by Alderman O'Toole, the said report recommending that the tender of W. H. Walsh be accepted, and advising that it will be necessary to obtain money to pay for this boiler under the provisions of Section 332A. of the City Charter, was approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore.

October 12th, 1940.

His Worship the Mayor.

Sir:-

In accordance with the request of the Subcommittee of the Safety Committee, I have asked for prices for the installation of a new boiler in the Bedford Row Fire Station. Tenders were received as follows:-

<u>Fire Name</u>	<u>Type of Boiler</u>	<u>Price</u>
W.H. Walsh	Viking	640.00
John J. Hines & Co.	Viking 34-7 W.	649.00
Hillis & Sons	Viking 34-7 W.	655.00
A. S. Lee	Viking 34-7 W.	670.00
H.M. Semple & Co.	Viking 34-7 W.	694.00

It is recommended that the tender of W.H. Walsh be accepted.

It will be necessary to obtain the money to pay for this boiler under the provisions of Section 332A. of the City Charter.

Respectfully submitted,

R. M. McKinnon,  
Deputy Commissioner of Works.

WHEREAS the City requires money for the purpose of meeting the cost of the purchase of a boiler for the Bedford Row Fire Station, and no funds have been provided in the estimates for the aforesaid purpose;

October 17th, 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 RESOLVED that an amount not exceeding \$640.00 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 Lloyd, seconded by Alderman Walker that the reports and resolution be adopted. Motion put and passed, 13 voting for the same and 1 against it as follows:-

FOR THE MOTION

Aldermen MacKay  
Breen  
Kinley  
Hosterman  
Curran  
Ahern  
Freda  
Lloyd  
J.F.McDonald  
Burgess  
Walker  
W.A.MacDonald  
Landry  
-13-

AGAINST IT

Alderman Stech

-1-

DEVONSHIRE AVENUE STREET LIGHT

Read report of the Committee on Works re Devonshire Avenue street light.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 10th, 1940, entitled "Devonshire Avenue - street light", recommending that a light be installed on Devonshire Avenue, near Albert Street, at an estimated cost of \$30.00 and an estimated maintenance cost of \$20.00 per year, was on motion of Alderman Walker, seconded by Alderman Lloyd approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 17th, 1940.

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

Motion passed.

GARDEN STREET - CONCRETE SIDEWALK

Read report of the Committee on Works  
and Deputy Commissioner of Works re Garden Street,  
concrete sidewalk.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works  
held on the 15th instant, the attached report of the  
Deputy Commissioner of Works recommending that a  
concrete sidewalk, curb and gutter be constructed on  
the east side of Garden Street, between Cedar and  
Shirley Streets, was on motion of Alderman Walker,  
seconded by Alderman Freda, approved and recommended  
to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 12th, 1940.

His Worship the Mayor.

Sir:-

I beg to report on a petition from  
property owners on the east side of Garden Street  
between Cedar and Shirley Street.

The total length of the two blocks is  
427.5 and the estimated cost is \$1206.87, City's  
share of cost \$567.61, abutter's share of cost  
\$639.26.

This sidewalk will connect with the  
present sidewalk at Cedar Street and thus complete  
the walk to Shirley Street.

It is recommended that the sidewalk,  
curb and gutter be constructed on the east side of  
Garden Street between Cedar and Shirley Street.

Respectfully submitted,

R. M. McKinnon,  
Deputy Commissioner of Works.

October 17th, 1940.

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

Motion passed.

ROBIE STREET - CONCRETE SIDEWALK

Read report of the Committee on Works  
and Deputy Commissioner of Works re Robie Street,  
concrete sidewalk.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works  
on the 15th instant, the attached report of the  
Deputy Commissioner of Works dated October 4th,  
1940, and entitled "Robie Street, concrete sidewalk"  
was on motion of Alderman Walker, seconded by  
Alderman Lloyd, approved and recommended to Council  
for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore..

October 4th, 1940.

His Worship the Mayor.

Sir:-

A petition has been received from Mr.  
and Mrs. Bottomley, 731-35 Robie Street, for an  
extension of the concrete sidewalk in front of their  
premises. At present the walk ends about half way  
between Bilby and Macara Streets and will connect  
with the Macara Street sidewalk on the north.

The length of the proposed walk is  
106 feet. The estimated cost \$190.45; cost to  
abutters \$100.00 and cost to City \$90.45.

It is recommended that this section of  
the walk be constructed.

Respectfully submitted,

R. M. McKinnon,  
Deputy Commissioner of Works.

October 17th, 1940.

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

INGLIS STREET - TRANSFER OF PROPERTY

Read report of the Committee on Works and Commissioner of Works re Inglis Street, transfer of property.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 11th, 1940, entitled "Inglis Street - transfer of property" was on motion of Alderman MacKay, seconded by Alderman Walker, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 11th, 1940.

His Worship the Mayor.

Sir:-

At a meeting of the Council held on the 15th of September a recommendation from the Committee on Works that a portion of property on the north side of Inglis Street from Wellington Street westwardly, which had been dedicated in 1854 for street purposes, be transferred to the owner of the property abutting on this part of the street, was approved.

While stated verbally that the transfer should be made at a nominal sum, this was not definitely stated in the resolution.

It is recommended that this land be transferred for the sum of \$1.00. It will be recalled that the reason given for this recommendation was that when the lines of Inglis Street were altered and the land required for the alteration for widening was paid for by the North West Arm Land Company and the City has been under no expense in connection with either the new line of the street or the original dedication and also if the

October 17th, 1940.

transfer is not made it will make an irregular building line on the north side of Inglis Street.

Respectfully submitted,

H. W. Johnston,  
COMMISSIONER OF WORKS.

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

Motion passed.

INSPECTION OF SCHOOL BUILDINGS

Moved by Alderman MacKay, seconded by Alderman Curran that this matter be referred back to the Committee on Works for further consideration and report. Motion passed.

INSURANCE ON MOTOR EQUIPMENT

Read report of the Committee on Works and Commissioner of Works re insurance on motor equipment.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated September 23rd, 1940, on tenders received for insurance on the motor equipment used by the Works Department was considered.

On motion of Alderman Walker, seconded by Alderman Lloyd, the said report in which it was stated that the tender of the Halifax Insurance Company is the lowest and is recommended for acceptance, was approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore.

October 17th, 1940.

Sept. 23rd, 1940.

His Worship the Mayor.

Sir:-

In response to advertisement tenders for insurance on the motor equipment used by the Works Department were received as follows:-

Halifax Insurance Co.	\$400.78
Toronto General Insurance Co.	700.00
Northern Assurance Co., Ltd.	794.29
Western Assurance Company	794.29
The Canada Accident and Fire Assurance Company	794.29

The tender of the Halifax Insurance Company is the lowest and is recommended for acceptance.

The coverage is -

1. Legal liability for bodily injury or death \$5,000.  
Legal liability for bodily injury or death two or more persons 10,000.
2. Legal liability for damage to property of others 1,000.
3. Fire and transportation in the amounts as shown on the schedule.

Respectfully submitted,

H. W. Johnston,  
COMMISSIONER OF WORKS.

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

Motion passed.

TENDERS FOR LEAD PIPE

Read report of the Committee on Works re tenders for lead pipe.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 11th, 1940, on quotations received for the supply of  $\frac{3}{4}$ " lead pipe was considered and approved.

October 17th, 1940.

The committee on motion of Alderman Lloyd, seconded by Alderman Walker recommended to the City Council that a contract for the purchase of ten ton of  $\frac{3}{4}$ " lead pipe be awarded to Wm. Stairs Son & Morrow at the rate of \$8.82 per 100 lbs., it being the lowest tender.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

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

Motion passed.

CHURCH STREET - WATER EXTENSION

Read report of the Committee on Works and Deputy Commissioner of Works re Church Street, water extension.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Deputy Commissioner of Works dated October 12th, 1940, and entitled "Church Street - water extension" was on motion of Alderman MacKay, seconded by Alderman Lloyd, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 12th, 1940.

His Worship the Mayor.

Sir:-

At present there is a 3-inch water main on Church Street between Morris Street and Harvey Street. This line has been in use for over 50 years. Complaints have been received from this section of Church Street. Indications are that the 3-inch line is becoming reduced in area with incrustation and sediment.



October 17th, 1940.

There are two hydrants, one on Harvey Street and the other on the intersection of Harvey and Church Streets which are supplied by a 6-inch main from South Street.

It is recommended that the above mentioned 3-inch main be replaced by a 6-inch main which would give a 2-way supply to these hydrants. The estimated cost of this work is \$1030.00.

Respectfully submitted,

R. M. McKinnon,  
DEPUTY COMMISSIONER OF WORKS.

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

LEMCO SUB-DIVISION - SEWER AND WATER

Read report of the Committee on Works and Deputy Commissioner of Works re Lemco Sub-division, sewer and water.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Deputy Commissioner of Works dated October 4th, 1940, entitled "Lemco subdivision - sewer and water", recommending sewer and water extension on Warden and Isleville Streets when four houses are under construction on Isleville Street, was on motion of Alderman Walker, seconded by Alderman Lloyd, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

October 4th, 1940.

His Worship the Mayor.

Sir:-

A further extension of sewer and water in the Lemco Sub-division has been requested by the owners of the property. At present the sewer and water are being laid on Warden Street between Gottingen and Leaman Streets, and on Leaman Street southwardly from Warden Street.

October 17th, 1940.

The extension now asked for is a continuation along Warden Street 260 feet to Isleville Street and southwardly along Isleville Street 230 feet.

The estimated cost of this work is as follows:-

Sewer on Warden and Isleville Street	\$3350.00
Estimated sewer assessment	1950.00
Cost to City	1400.00
6-inch water main on Warden and Isleville Street	2200.00
Estimated water assessment	780.00
Cost to City	1420.00

The sewer extension is in accordance with the general sewer plan of the City and it is recommended that the sewer and water extension be made when four houses are under construction on Isleville Street.

Respectfully submitted,

R. M. McKinnon,  
DEPUTY COMMISSIONER OF WORKS.

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

Motion passed.

MACLEAN STREET -- SEWER AND WATER EXTENSION

Read report of the Committee on Works and Deputy Commissioner of Works re MacLean Street, sewer and water extension.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Deputy Commissioner of Works dated October 12th, 1940, entitled "MacLean Street - sewer and water extension", recommending sewer and water extension on MacLean Street when three houses are under construction, was on motion of Alderman MacKay, seconded by Alderman Curran, approved and recommended to Council for adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per - T. J. Moore.

October 17th, 1940.

Oct. 12th, 1940.

His Worship the Mayor.

Sir:-

I beg to report on a petition from property owners on the west side of MacLean Street for the extension of sewer and water to serve three lots.

The proposed extension from the end of the present sewer would be about 190 feet, the estimated cost of sewer \$1190. estimated assessment \$950.

The estimated cost of water extension \$760.00 and estimated assessment \$380.00.

The present sewer and water on MacLean Street is laid from Atlantic Street to 328 feet northwardly.

It is recommended that the sewer and water be extended from present dead end to about 190 feet when three houses are under construction.

Respectfully submitted,

R. M. McKinnon,  
DEPUTY COMMISSIONER OF WORKS.

Moved by Alderman MacKay, seconded by

Alderman Curran that the reports be adopted.

His Worship the Mayor.

Motion passed.

Sir:-

I PURCHASE OF SNOW PLOW petition from property owners on the west side of MacLean Street for the extension of sewer and water to serve three lots. Read report of the Committee on Works

and Deputy Commissioner of Works re purchase of the present sewer would be about 190 feet, the estimated cost of sewer \$1190. estimated assessment \$950.

The estimated cost of water extension \$760.00 and estimated assessment \$380.00.

The City Council.

The present sewer and water on MacLean Street is laid from Atlantic Street to 328 feet northwardly. At a meeting of the Committee on Works held on the 15th instant, the attached report of the Deputy Commissioner of Works dated October 12th, 1940, recommending the purchase of a Blade plow, was on motion of Alderman Lloyd and Alderman Curran, approved and recommended to Council for adoption.

Respectfully submitted,

Respectfully submitted,

R. M. McKinnon,  
DEPUTY COMMISSIONER OF WORKS.  
CITY CLERK.

Moved by Per: T. J. Moore, seconded by

October 17th, 1940,

Oct. 12th, 1940,

His Worship the Mayor.

Sir:-

In 1936 the City purchased a snow ploughing equipment consisting of a Four Wheel Drive Truck equipped with a V-plow and wing. This plow does very good work but is more suitable for the heavier snow falls.

For the lighter snow fall a blade plow would do better work faster and more economical. The Maritime Steel Foundries Limited, New Glasgow, are the Maritime builders of the Sargent Plows and quote us \$690.00 for a blade plow which would be interchangeable with the present V-plow.

For reasons given it is recommended that the Blade Plow be purchased at the price quoted namely \$690.00.

Respectfully submitted,

R. M. McKinnon,  
DEPUTY COMMISSIONER OF WORKS.

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

Motion passed.

ADDITION TO WORKSHOP - 2 QUEEN STREET

Read report of the Committee on Works  
re addition to workshop, 2 Queen Street.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 10th, 1940, on an application from Mr. Rae Conrod to erect an addition or extension to the rear of the premises #2 Queen Street, used by him as a paint shop, in the residential district, was considered, and on being advised that Section 815, Sub-section 5 of the City Charter prohibits the granting of the authorization sought, it was decided to forward the said report to the City Council and recommend that the application be filed.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.  
Per: T. J. Moore.

October 17th, 1940.

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

Moved in amendment by Alderman Curran, seconded by Alderman Freda that this matter be referred back to the Committee on Works. Amendment passed.

Motion not put.

WATER SUPPLY OUTSIDE CITY LIMITS

Read report of the Committee on Works and Commissioner of Works re water supply outside City limits.

October 17th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on the 15th instant, the attached report of the Commissioner of Works dated October 11th, 1940, on an application of Mr. H. B. Oxner, for water connection to the City water supply on the Pipe Line Road outside the City limits, was considered.

The Committee approved of the said report and recommended to Council that the application be filed.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore.

October 11th, 1940.

His Worship the Mayor.

Sir:-

I beg to report on an application of H. B. Oxner for a water connection to the City water supply on the Pipe Line Road outside the City limits, that I am attaching copies of correspondence with him. It will be seen that he made application on September 11th, 1940, for a water connection after the Committee on Works had recommended that no further connections be made, which recommendation was adopted by the City Council at their meeting held on the 12th ultimo.

October 17th, 1940.

He was informed of this action on September 13th and on the 16th of that month he applied again and a copy of this application is attached.

In view of the resolution of the Council mentioned above, I do not see how the request can be complied with.

Respectfully submitted,

H. W. Johnston,  
COMMISSIONER OF WORKS.

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

Motion passed.

LETTER OF SYMPATHY - FAMILY OF LATE W. R. FEGAN

Moved by Alderman MacKay, seconded by Alderman Breen that this Council forward a letter of sympathy to the family of the late Mr. W. R. Fegan, expressing regret at his untimely passing.

Motion passed.

PERSONNEL COMMITTEE

Alderman Breen asked for information as to who comprised the Personnel Committee and its duties.

The City Solicitor, when called on, read and explained the legislation dealing with this subject.

Alderman Breen stated that he felt there should be some representation from the Council on the Personnel Committee.

Moved by Alderman Breen, seconded by Alderman Ahern that a committee of six aldermen be named by His Worship the Mayor to work in conjunction and meet jointly with the Personnel Committee.

Motion passed.

October 17th, 1940.

TAX COLLECTIONS FOR THE MONTH OF SEPTEMBER, 1940.

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

TAX COLLECTIONS, SEPTEMBER, 1940.

<u>Arrears Taxes</u>		Outstanding Balances August	New Accounts and adjust- ments	September Collections	Outstanding Balances September.
Civic Year	Reserves				
1936-37	\$51,432.37	\$49,098.19		\$4,086.69	\$45,011.50
1937-38	64,899.68	134,821.72	\$171.12	11,004.12	123,988.72
1938-39	47,469.70	244,704.14		12,490.00	232,214.14
1939-40	38,519.92	412,680.45	110.00	21,137.86	391,652.59
		841,304.50	281.12	48,718.67	792,866.95
<u>Current Taxes</u>					
1940-41	41,602.36	770,112.03	18.91	104,639.51	665,491.43
Water Dept. Rates, etc.		42,556.52		9,816.42	32,740.10
		1,653,973.05	300.03	163,174.60	1,491,098.48
<u>Poll Taxes</u>					
1933-34		304.40		7.00	297.40
1934-35		1,309.94		12.00	1,297.94
1935-36		1,081.92		21.50	1,060.42
1936-37		1,108.60		35.00	1,073.60
1937-38		542.01		49.50	492.51
1938-39		1,515.12		137.50	1,377.62
1939-40		5,209.42		641.50	4,567.92
1940-41		19,589.00		1,443.20	18,145.80
<u>Additional Collections</u>					
Tax years 1908-9 to 1924				8.42	25.61
Corresponding period last year					
Tax years 1925-26 to 1935-36				1,982.03	3,264.08
Corresponding period last year					
Collections per above statement				163,174.60	136,224.08
Corresponding period last year					
<u>Collections of Poll Taxes</u>					
May 1st, 1940 to Sept. 30th, 1940				14,383.96	14,121.49
Corresponding period last year					

M. L. Bellew,  
CHIEF ACCOUNTANT.

FILED

LETTER, UNION OF N.S. MUNICIPALITIES RE CONVENTION

Read letter from the Secretary of the  
Union of Nova Scotia Municipalities as follows:-

October 17th, 1940.

Bridgewater, N. S.,  
September 9th, 1940.

W. E. Donovan, Esq.,  
The Mayor,  
City Hall,  
Halifax, N. S.

My dear Mr. Mayor:-

At the recent convention at Halifax of the Union of Nova Scotia Municipalities a cordial vote of thanks was passed unanimously to the City of Halifax, the Town of Dartmouth and the Municipality of Halifax County for the splendid entertainment of the delegates at the Convention and for their fine co-operation in making the Convention most pleasant and successful in every way, including the splendid facilities and complete arrangements therefor.

It was one of the largest and best conventions we ever had, and which, with the warm welcome and genial friendship of all will ever remain as most pleasant memories.

Will you please on behalf of our Executive convey these sentiments to your Council with best wishes for their welfare and our sincere desire for their continued and active co-operation.

With renewed assurance of our regard, believe me,

Yours faithfully,

Arthur Roberts,  
The Secretary.

FILED

11.45 P.M.,

Moved by Alderman W.A. MacDonald, seconded

by Alderman Walker that this meeting do now adjourn.

Motion passed.

Meeting adjourned.

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October 17th, 1940.

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W. E. Donovan,  
MAYOR AND CHAIRMAN.

W. P. Publicover,  
CITY CLERK.

AFTERNOON SESSION

SPECIAL MEETING.

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

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

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

1. Report Finance and Executive Committee re financing new high school.
2. Report Finance and Executive Committee re refund superannuation contributions, late W. R. Fegan.
3. Report Finance and Executive Committee re salaries. (NOT SUBMITTED).
4. Report Committee on Works re paving, North Barrington Street.
5. Report Committee on Works re lease of flat, 65-67 Brunswick Street.

FINANCING - NEW HIGH SCHOOL

Read report of the Finance and Executive Committee and letter of the Commissioner of Finance and Accounts.

Halifax, N. S.,  
October 22nd, 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 had under consideration the matter of an

October 29th, 1940.

orderly marketing of \$450,000.00 4% City of Halifax debentures due November 1st, 1950, required for the erection of a high school.

In view of the general conditions prevailing, your committee recommends that the policy adopted on the occasion of the loan recently floated by the City be continued and that the debentures be disposed of through Halifax Investment Dealers at a public price of 99½, less a commission to the dealers of 1½ points.

It is further recommended that the City conduct all business incidental to this loan with the managers of the syndicate to be formed from the Halifax Investment Dealers and that only such dealers as agree to the terms set forth in the attached letter, to be addressed to them by the Commissioner of Finance and Accounts, included in the said syndicate.

Respectfully submitted,

W. P. Fublicover,  
CITY CLERK.

October 30th, 1940.

Dear Sirs:-

In consideration of the fact that the Halifax Investment Dealers have created a market for \$174,000. of the City's debentures, the Finance Committee has recommended to Council that a further sale of the City's debentures to cover the requirements of the School issue to produce \$450,000. 4% debentures due November 1, 1950, be marketed at 99.50 and accrued interest.

The City, subject to the conditions stated below, is giving the exclusive right to the Halifax Dealers for a period of thirty days on the definite undertaking by them that the debentures are sold to all buyers, institutional and the private investor alike, at the stated price of 99.50 without deduction or concession directly or indirectly.

It is understood and agreed by all entitled to participate in this arrangement that to insure the success of the loan and the City receiving its proceeds at the earliest possible date, any dealer with unsold bonds of his allotment on hand at any time between November 4th and November 8th shall surrender the selling rights to such bonds for the common benefit of himself and the other dealers. A dealer with unsold bonds of his allotment on hand on the morning of November 9th shall have such bonds withdrawn from his control, which rights, including potential profits, shall then pass to the City; the purpose of this regulation being to enable the City to supply bonds to dealers who are in a position to sell above their allotments.

October 29th, 1940.

ALL SALES BY DEALERS MUST BE BONA FIDE SALES TO THE INVESTING PUBLIC AND INSTITUTIONS ONLY.

It is further understood and agreed that to conduct orderly marketing, the syndicate managers shall have full control of the direction of the subscriptions of the exempted list of institutions for the benefit of all the dealers participating. Attached hereto is a list of exempted institutions.

Yours very truly,

A. M. Butler.

5.05 P.M.,

Aldermen Keshen and Landry arrive and take their seats in Council.

Moved by Alderman Stech, seconded by Alderman MacKay that the report and letter be adopted. Motion put and passed, 11 voting for the same and 3 against it as follows:-

FOR THE MOTION

Aldermen Stech  
MacKay  
Kinley  
Hosterman  
Curran  
Ahern  
Freda  
Keshen  
O'Toole  
Burgess  
W.A. MacDonald

-11-

AGAINST IT

Aldermen Lloyd  
Walker  
Landry

-3-

REFUND SUPERANNUATION CONTRIBUTIONS - LATE  
W. R. FEGAN.

Read report of the Finance and Executive Committee and resolution re refund superannuation contributions, late W. R. Fegan.

Halifax, N. S.,  
October 22nd, 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 Treasurer regarding refund of the amount contributed to the superannuation fund by the late W. R. Fegan was considered.

October 29th, 1940.

Your committee recommends that the Trustees of the Officials Superannuation Fund be authorized to pay to Mrs. Florence Fegan the sum of \$2,310.00 under the provisions of Section 150 of the City Charter and submits the attached resolution for Council's adoption.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

WHEREAS the City requires money for the purpose of meeting the obligation of the City in respect to refund to Mrs. Florence Fegan of contributions to the Officials Superannuation Fund by W. R. Fegan, deceased.

THEREFORE BE IT RESOLVED that an amount of \$2,310.00 be appropriated for the aforesaid purpose pursuant to the provisions of Section 332A. of the City Charter, and that the said sum be borrowed from any bank or fund available and repaid when placed in the estimates for civic year 1941-42.

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

- Aldermen Ahern
- Burgess
- Curran
- Freda
- Hosterman
- Keshen
- Kinley
- Landry
- Lloyd
- W.A. MacDonald
- MacKay
- O'Toole
- Stech
- Walker

BARRINGTON STREET PAVING

Read report of the Committee on Works re Barrington Street paving.

October 29th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on this date, the attached report of the Commissioner of Works dated October 29th, 1940,

October 29th, 1940.

entitled "Barrington Street paving" was considered and on motion of Alderman MacKay seconded by Alderman Freda it was recommended that the report be adopted and that it be recommended to Council that pavement be laid on Barrington Street from the present end of the paving near North Street to the entrance to Pier 9 and that a curb and gutter be laid on each side of the street from the end of the pavement to Russell Street. The work to be placed on the order paper to be done next spring, in the meantime the City to use its best endeavours to secure a grant towards its cost from the Departments of the Federal Government, whose property abuts on the streets.

It was further recommended that the Commissioner of Works be instructed to notify the Nova Scotia Light and Power Co., Ltd., to pave their track allowance on the above mentioned section of Barrington Street in the spring so that the City may proceed with the rest of the paving of the street by the first of May, 1941.

It was further recommended that temporary repairs be made to the street.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

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

Motion passed.

LEASE OF FLAT - 65-67 BRUNSWICK STREET

Read report of the Committee on Works re lease of flat, 65-67 Brunswick Street.

October 29th, 1940.

The City Council.

Gentlemen:-

At a meeting of the Committee on Works held on this date, the attached report of the Commissioner of Works dated October 28th, 1940, entitled "65-67 Brunswick Street - Lease", recommending approval of a lease of the upper flat at the said location to Mrs. Nora Murphy, at a monthly rental of \$20.00, was on motion of Alderman MacKay, seconded by Alderman Freda, recommended to Council for adoption.

October 29th, 1940.

The lease referred to in the said report is attached hereto.

Respectfully submitted,

W. P. Publicover,  
CITY CLERK.

Per: T. J. Moore.

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

Motion passed.

COMMITTEE TO MEET WITH PERSONNEL COMMITTEE

His Worship the Mayor named the following members of Council to work in conjunction and meet jointly with the Personnel Committee:-

Aldermen Breen  
Hosterman  
Ahern  
Keshen  
Burgess  
Landry

5.35 P.M.,

Moved by Alderman Burgess, seconded by Alderman Stech 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.