

November 17 — in its requirements (whether its requirements be just or unjust that it cannot be acted on. appears to the Committee to be manifestly injudicious. — If the Rule in question was attempted to be enforced, it would lead to continual litigation and bear unfairly upon a valuable class of citizens. Unless therefore the safety of the Public absolutely requires its continuance — the Committee recommend that it be repealed. They do not think that there would be any more risk in allowing Truckmen to set upon their Trucks while driving than in allowing drivers of Public Conveyances, Stage Coaches, Private carriages and others to set upon so employed, and it appears to be invidious to permit all other sorts of Drivers to ride, and compel the Truckman to walk, or pay a penalty of five shillings for each offence. If the Council take an opposite view of this matter then the Constables who are directed in their written instructions to notice violations of this regulation made for Truckmen, should take as much cognizance of the violation of this Rule as of any other. —

The Committee are of opinion that no person under the age of 21 Years should be permitted to drive a Truck Cart or Shed for Hire —

The 10<sup>th</sup> Rule allows a person of 16 Years of Age to be a driver and as no restriction appears in the Rule it is presumed that a Person of that age would be eligible to receive a license. If this inference be correct, the Committee respectfully suggest the propriety of Amending the Rule so that both the Drivers and Holders of Licences may not be permitted to engage in this employment unless they are of full age —

The purpose of the 12<sup>th</sup> Rule is to compel every licensed Truckman to drive his own Horse except the Mayor or setting Alarms grant permission to the contrary in writing. The Committee have reason to believe that this permission has been seldom asked for and they recommend that whenever the slightest deviation from the requirement of this Rule is discovered the Penalty be enforced. —

The Committee recommend that the 6<sup>th</sup> Rule should be amended by inserting after the word "License" in the second line the following sentence with the initial letters of the words denoting the stand. The Rule would then read thus. —

That every licensed Truckman shall cause the initial letter of his Christian Name and his surname in full length, also the number of his license, with the initial letters of the word denoting his stand to be painted in large and legible characters  
 40 — The Table of rates — 70

70  
1848  
November 17

and Prices of Truckage have been under consideration. — These do not correspond with the actual charges made by the Truckman as upon an average. Their prices are below what the Law Authorities — as the rate allowed cannot be exceeded without incurring a Penalty and no complaint upon this subject has been made. The Committee are not prepared to advise any alterations in the Public scale when the thickly settled parts of the City shall extend much beyond their present bounds the rates and Prices will have to be revised, so that the Truckman may receive sufficient compensation for their labor. —

The Committee are of opinion, that if the Marshals and Constables had been attentive to that part of their duty, which required them, to notice violations of the regulations made for Truckman, particularly as to occupying other stands than allotted for carts, Trucks, and Heds not washed as required, — disorderly driving, Trucking without license, there would not now be so large a proportion of unlicensed Truckmen engaged in that occupation. —

The Committee recommend that a list of all Truckmen who have taken out Licenses be hung up in the Police Office, leaving sufficient space to add the names of others as soon as they comply with the terms of the Law. The City Council, Marshal, Constables and Citizens at large would then be provided with an early method of informing themselves, whether any particular Truckman conformed to the regulations or not. They further recommend that the constables be directed to notice and make a return of the names of every person engaged in Trucking that they may meet with while going their rounds. By comparing these returns with the list above referred to it would be at once seen by the City Authorities whether the parties had taken out their Licenses or not, and thus a better opportunity would be afforded for the discovery of delinquents. than at present exists. —

Respectfully submitted

John Maylor Chairman  
Henry Magnuswitz  
Elias Cabot.

Committee Room

Halifax Nov. 8 1848

On Motion — the same is received and ordered to lie on the Table —

The following resolution is next introduced. —

Resol. re. to suit  
between the City  
and D. McLenman

Whereas there is a suit at present pending between the City of Halifax and Donald Mc Lenman for a Trespass on the Property adjoining the waters occupied by the Steam Boat Company and which stands for argument at the next sitting of the Supreme court. — Be it therefore — Resolved. —  
That

November 17<sup>th</sup> — That this cause be referred to the committee of City property together with his honor the Recorder as to the propriety of proceeding any further with said cause, which on being put is passed.

The following accounts having been recommended by committee as accounts are ordered to be paid by check on the City Treasurer

Report Committee	Charles P Allen	\$ 3.6.0	S Seldon	12.6
Public Accounts	William Barnes	12.6	C B Naylor	12.6
	Mrs Clarke	12.6	G Botter	1.17.6
	Gas Company	3.6.8	D Parker	1.8.4
	B M Donald	7.10	B M Donald	5.0.0

Read Mess<sup>rs</sup> Youngs letter of 8<sup>th</sup> November 1848 on subject of their claim for payment of Bill of Costs in Cause of Hon<sup>ble</sup> Geo Collins vs the City of Halifax. On Motion the same is referred to the Committee on Public Accounts to report upon

Fines Paid this day Mess<sup>rs</sup> Braime 3/9  
 Mess<sup>rs</sup> Nab 2/6 Coleman 1/3 Morthrup 1/3 Jennings 1/3

Thomas McCay having taken the Oath of Office prescribed by Law is this day sworn into office as Captain & Superintendant of Watch in presence of the Mayor and Alderman. Watt

Patrick Flavin. Edward McDade Ganett Dollen John Sheehan Thomas Raveels Thomas Flynn. Jeremiah Donovan Jeremiah Connolly. Thomas Mulcahy Maurice White William Taylor and George P Brink were sworn into office as Special Constables and Watchmen for the City in presence of His Worship the Mayor & Alderman Watt

1848

December 6

Halifax 6<sup>th</sup> December 1848

At a special meeting of the City Council held this day present His Worship the Mayor, Alderman Mr. Richard Richardson, Messrs. Mignowitz and Mr. Smith, Messrs. Bennett, Carot, Taylor, King, Coleman, Smith and Jennings.

The City Council were summoned to take into consideration Alderman Watts motion relative to leaving out the words "Committee and" in the 23<sup>rd</sup> Rule a communication from Water Company subject of Payment of Commissioners of Streets. Accounts, procedure for payment of Watch, payment of accounts and the transaction of other business.

Read over the Proceedings of 17 November the Bye Law relative to Public Cemetery having been read a second time the following resolution is introduced.

Resolved that the Bye Law or Ordinance just read be fairly engrossed and read a third time at next meeting of Council which on being put is passed.

The City Council next proceeded to take into consideration Alderman Watts Motion for amending rule 23 by leaving out words "Committee and" when the following resolution is introduced.

Resolved that the words "Committee and" be omitted from the 23<sup>rd</sup> Rule and Regulation of the Council which on being put is passed.

Read the following communication from the Secretary of Water Company of 29<sup>th</sup> November relative to Fire Plugs and Hydrants.

Halifax Water Company's Office  
November 29<sup>th</sup> 1848

To His Worship

The Mayor Sir

I have been requested by the Directors of the Halifax Water Company to acknowledge the receipt of the Resolution passed by the City Council relative to the supply of Fire Plugs and Hydrants for the use of the City, and to state in reply thereto that the stipulation therein required, as to the erection of an equal proportion of Hydrants and Fire Plugs cannot at present be acted upon.

The Directors with a view to the safety of the City have already erected a number of Fire Plugs, at or as near as possible to the places pointed out by the Council, and so far as the

Communication Secretary Water Company re. to Fire Plugs and Hydrants

December as the weather will permit are anxious to erect as many more as the position of the pipes now laid down this season will admit, Hydrants to the extent of the number stated in the Act the directors are about ordering with the intention of erecting them as far as these pipes extend in the ensuing season. The Directors therefore fully intend to carry out the requisition of the Act, merely requiring time to enable them to do so, and request of the council to affirm the use of and allow the pro. rata rates for Fire Plugs and Hydrants as they may from time to time be completed and placed at the disposal of the Corporation.

The Directors consider it but fair and reasonable that a period in each Year (say 30<sup>th</sup> November) should be fixed and to which the rent, say the rate of £9. 6. 0 per annum for each Fire Plug or Hydrant supplied, should be calculated from the date of their severally completed, and the Company be then entitled to receive the amount, whatever it may be. The Directors are willing to bind themselves to erect the Hydrants as well as the Fire Plugs so soon as their pipes are laid in the localities pointed out in the Ward different Wards, and which they will do in the ensuing season commencing about the 1<sup>st</sup> May next or as soon thereafter as practicable not to be later than the month of June.

The directors therefore beg to say that they await the decision of the City Council as to the proposal herein made which if satisfactory the directors will proceed with all possible expedition to carry into effect, by the erection of Fire Plugs during the present season and both Fire Plugs and Hydrants in the course of the ensuing year. In case however the Council declines the Proposition herein made the Board of Directors will with much regret be compelled to discontinue the erection of any more Fire Plugs until next summer thus leaving the City without these essential safeguards against fire during the winter. — As the season is rapidly advancing the early determination of the Council is respectfully requested —

I have the honor to be

Yours

Your Most Obedt<sup>t</sup> Servant

J. L. Shannon

J. L.

Resolved that it be communicated to the water company that their communication of November 29 1848 having been submitted to the City Council at a meeting held this 6<sup>th</sup> December instant and after due consideration the Council anxious for the safety

December 1<sup>st</sup> of the City and at the same time not wishing to throw any unreasonable difficulty in the way agreed to the Terms set forth in said communication

Resol. rel. to the Communication from Water Co.

Provided always and also understood that the Water Company enter into an engagement with the City of Halifax, to have the number of Hydrants and Fire Plugs contemplated by the Act 5<sup>th</sup> Victoria Chapter 31 in full operation within two years from the 30<sup>th</sup> November last. and provided always that the number of Hydrants as pointed out in returns furnished the Water Company be placed down in the different wards where the pipes are now laid or shall be laid by the 30<sup>th</sup> August next

to which the following amendment is introduced  
Resolved that the Report of the Committee on subject of Fire Plugs & Hydrants introduced into this Council on the 17<sup>th</sup> November together with the resolution of Council passed on same day relative thereto be confirmed with the exception of that part relative to the laying down of the Hydrants and which are to be commenced on 1<sup>st</sup> May next. and placed in the different Wards as already pointed out which Amendment is lost six voting for it and seven against it.

The original resolution is then put and lost six votes for it and seven against it

The following resolution is next introduced

Resolved that it be communicated to the water Company that the Council are willing to take charge of any such number of Fire Plugs as they may be prepared to hand over and to be a charge against the City from that period at the rate set forth in their letter, but not to be paid for until the Hydrants in connection with said Fire Plugs are put into operation. and the number of Hydrants and Fire Plugs contemplated in the Act completed which resolution being put is carried by voting for it and 6 against it. and being called stood thus

For the Resolution	Against it
Asser Smith	Sup <sup>r</sup> Cabot
Taylor	Mir
Morgan	Anderson
Rugg	Colman
Watt	Northup
Jennings	McNab
Richardson	6

Mr Colman gives notice for reconsideration of foregoing resolution at next meeting

Read report of Committee relative to Truckman which on motion is handed over to the Recorder for his opinion. as to the

December  
 Resol. rel. to  
 Commissioners of  
 Street

to the necessity of having a Bye Law

The following resolution is next introduced

Resolved that his worship the Mayor be authorized to draw checks for the amounts expended by the Commissioners of Streets up to this date but that in future no check for the expenditure of any road service be drawn unless there be funds in hands of City Treasurer to meet the same

Resolved that his worship the Mayor be authorized to draw checks for payment of the night watch weekly which on being put is passed

Read following report of Committee of Public Property relative to suits pending in supreme court

At a meeting of the Committee of Public Property held this day Friday 17<sup>th</sup> November 1848

Present. Alderman Mignowitz, Laidlaw, Richardson, Mc Nab, and Councillors King and Cabot and the Recorder  
 To take into consideration the suit instituted by the City of Halifax against Donald Mc Lennan in 1844

After the whole matter with the evidence for and against the City was fully considered it was

Resolved that the Recorder be requested to wait upon the Messrs Young solicitors of the defendant and ascertain what arrangements can be made for the settlement of this suit and report thereon at our next meeting

The Committee then adjourned till 12 O'clock to Monday the 18<sup>th</sup> Inst then to meet and receive the report and opinion of the Recorder

Signed

Henry Mignowitz  
 Chairman

At an adjourned meeting of the Committee of Public Property held this day Saturday 18<sup>th</sup> November 1848

Present The Chairman Alderman Mignowitz, Alderman Richardson, Mc Nab, Laidlaw, & Councillors King and Cabot and the Recorder

On hearing the Report of the Recorder and fully considering the evidence of the case of the City of Halifax against Donald Mc Lennan and being fully of opinion that the Plaintiffs are not likely ultimately to recover therein — it is therefore

Resolved that the Recorder be instructed to obtain if possible a settlement of the said suit or otherwise to permit the nonsuit entered therein to remain and to take no further proceedings in the said suit by argument of the rule nisi obtained therein. Signed Henry Mignowitz Chairman, Thomas Laidlaw, Robert Richardson, John King, John Mc Nab, Elias Cabot

1849

December 1 — Read Petition of James Fox relative to rate of assessment of Premises belonging to him and in occupation of Henry C D Twining Esquire when on Motion the same is ordered to be handed Mr Twining —

— Read Petition from Martin & Co and Thomas B Atkins relative to assessments. when the following deductions are made

- Martin & Co —
- Market Street Proprietors —

Fines Paid this day Mr New 4/3

Halifax 15 December 15<sup>th</sup> 1849

— At a special meeting of the City Council held this day present His Worship the Mayor Aldermen Mr Wm. Richardson Rugg Mayor Mr. Messrs Smith - Mr Braine Bennett Cabot Naylor King Coleman Matthews and Jennings

— The Council were summoned to take into consideration the business standing over from last meeting. a communication from Church Wardens and Vestry of Saint Georges Parish the report of Committee relative to amendment to Act of Incorporation the payment of Fire Wards and other accounts and the transactions of other Businesses. —

— Read over proceedings of 1<sup>st</sup> December

— Read Bye Law or Ordinance respecting the Public Cemetery read a third time when the following resolution is introduced

Resolved that the Bye Law or Ordinance just read be transmitted to the Secretary of the Province with a request to submit the same for the approval of His Excellency the Lieut Governor and Council. which on Being put is passed —

— The City Council next proceeded to take into consideration Mr Councillor Coleman's notice for reconsidering the Resolution relative to Fire Plugs and Hydrants passed at last meeting. —

— When the following Resolution is introduced —

Resolved that the Resolution passed at the last Meeting of the City Council relative to the Fire Plugs and Hydrants be now rescinded which is carried Nine Votes for it and six against it. —

— For the Resolution



1849

December 15

For the Resolution

against it

Messrs Naylor  
 Bir  
 Bennett  
 Ring  
 Brown  
 Watt  
 Northrup  
 Coleman  
Mr Nabs 9

Messrs Smith  
 Cabot  
 McGowan  
 Rugg  
 Jennings  
 Richardson  
6

Mr. Jennings gives notice for the rescinding of the foregoing resolution at the next meeting of the Council  
 The following resolution is next introduced

Resol. re Water  
 Comm. ation

Resolved that it be communicated to the Water Company that their communication of the 29<sup>th</sup> November 1848 having been submitted to the City Council at a meeting held this 15<sup>th</sup> day of December instant and after due consideration the Council anxious for the supply of the City and at the same time not wishing to throw any unreasonable difficulty in the way agreed to the terms set forth in said communication

Provided always and is understood that the Water Company to enter into an engagement with the City of Halifax to have the number of Hydrants and Fire Plugs contemplated in Victoria Chapter 31 in full operation within two years from 3<sup>rd</sup> November next but and provided always that the number of Hydrants as pointed out in the returns furnished the water company be placed down in the different wards where the Pipes are now laid down or shall be laid by the 30<sup>th</sup> August next which resolution being put is passed 10 For do and 4 against it and on the names being called they stood thus

For the Motion

against the resolution

Messrs Smith  
 Naylor  
 Bir  
 Bennett  
 Ring  
 Brown  
 Watt  
 Northrup  
 Coleman  
Mr Nabs 10

Messrs Cabot  
 McGowan  
 Rugg  
 Jennings

4  
 Mr. Jennings

December 15 — Mr Jennings gives Notice for rescinding the foregoing resolution at next meeting the City Council  
Read following communication from Church Warden of St. George's Parish on subject of Engine House.

Saint Georges  
Halifax December 4 1848

Sir

Since the interview had with us by a committee of the corporation in consequence of our letter of 1<sup>st</sup> August last on the subject of the Engine House standing on the grounds of Saint Georges Church, we have decided — the season having become too far advanced for erecting the proposed fence. to allow the Engine House to remain where it now stands until April next, at and after the rate of Two Pounds ten shillings per annum from 1<sup>st</sup> August last — We will bring the subject before the General Annual Meeting of the Parishioners to be held in April when it will be for that meeting to decide whether the Engine House shall remain where it now stands, at what rent, or other determination they may adopt respecting it —

Letter from Church Warden St Georges re: to Engine House

We have the honor to be  
Your obt Servts

C H Belcher } Church  
J W Muckle } Warden

Adam Hemmerson Esquire  
Mayor of Halifax

When on Motion the same is ordered to lie on the Table  
The following report of the Committee on Public Accounts is read —

Halifax 11 December 1848

The Committee of Public Accounts met this day Present the Chairman Councillor King Smith Bennett Coleman & Brains —

The Committee recommended the Payment of the following Accounts to —

D <sup>r</sup> Mr Guire one Quarter Salary as Keeper of the Fish Market to 30 <sup>th</sup> November 1848	£6. 5. —
Robert Malcolm repairs Locks of House etc	19. 6
do City Court House	4. 19. 5
J & E Longard do	5. 18. 11
Loeddy & Shimpson for Supplies for Borders to Nov 2. 1848	4. 6. 8
J. Angus for numbering Carriage Stands	27. 4. 3
	5. —
	<u>£ 43. 19. 10</u>

Report Committee Public Accounts Decr 1848

1848

December 15

The Committee have had the accounts of the Fire Department including the expenses for Pumps and reels. Engines. Engine Houses and Axe Company under consideration. Owing to the unsatisfactory manner in which the accounts for this Branch of the City service, have been presented. Their examination has been attended with considerable difficulty

The Explanations afforded by the Chairman of Firewards and the Captain of the Engine Company, have however enabled the Committee to recommend that all the accounts they submitted should be paid viz

For Pumps & Wells to G Smithers		
Planting Pumps 46. 47. 48. 49		£ 1. 10. -
J Lowndes		3. 19. 8
R Mottin		12. 12. 6
R Richardson & Son		21. 9. 7
J Jackson		5. 5. 3
J Holloway		29. 0. 6
A Smillis		33. 10. 9
Baldwin & Sons		11. 3. 6
W A Horn		1. 15. 1
Jacob Cunis		- . 8. -
J Williamson		- . 6. 6
		<u>£ 154. 1. 11</u>

For all other Expenditures for the Fire dep<sup>y</sup>

To Robert Richardson	4 9 -
James Jackson	1 8 6
J Holloway	4 13 9
W Murchison	21 14 10
J Lowndes	7 18 9
C Rankin	4 3 11/2
Baldwin & Sons	15 0 6
Senclaw & M <sup>c</sup> Lean	100 15 2
Geo H Longard	13 3 10 1/2
J Griev	10 9 6
J Mitchell	3 15 7/2
J Bell	- . 5 6
J Muddif	1 2 -
P Lyons	- . 17 6
J Longard	15 15 6
C Stevens & Son	28 5 10
C Baldwin	41 17 9 1/2
J Williamson	9 0 10
C M <sup>c</sup> Pherson	- . 13 -
<u>Amounts carried forward £ 285. 1. 5</u>	
	<u>154. 1. 11</u>

1848

December 15	Amounts brought forward	285	1	5	1571.1	4
	To English & Bladudan			13		
	Belchii & Huggens			13	3	
	Gossip & Coade			5		
	B Smithers			9		
	Smithers & Studley			14	3 1/2	
	M A Stern			3	8	291 11 5 1/2
						<u>£ 445. 12. 9 1/2</u>

— Memo 25 of this amount is for Pumps & Hoses  
in 1846 & 1847 to Smithers —

This sum of £500 was included in the Apportionment of this Year for the Fire Department. but it appears from the Statement. that these expenditures exceed the amount assessed for by £144.7.9<sup>1/2</sup> a part of this excess has however been caused by a specific vote of the City Council for the repairs to the old No 2 Engine amounting to £60 and upwards. In addition to the above amounts the repairs to the Engine House on the Parade were £22.0.0 and cost of the new Engine House at Broadwell was about £53. —  
— of which sums are included in these amounts

The Committee are of opinion that the Rules of City Council which requires all expenditures amounting to five Pounds and upwards to be contracted for. should with very few exceptions, apply to all work required and authorized by the Fire Wards, and further that all tenders should pass through the Committee appointed for that purpose by the City Council. They would also suggest the propriety of confining the Advertising and Printing that may be required, to the parties who print and advertise for the City, by contract and that all advertisements should be ordered by the City Clerk and be furnished to him by the secretary of the Fire Wards

Signed John Maylor  
Chairman

— When on Motion the same is received and the Acts therein recommended for payment directed to be paid by checks on City Treasurer —

— Read the following Report of Committee on subject of amendment to act of incorporation. When on Motion the same is received and ordered to lie on the Table for future consideration —

— Finis Bene this day Messrs Ring 46 Prains 26 —  
— Council then adjourned until To Monday at Ten o'clock —



1843

December 16

Mr Jennings gave notice that at the next Meeting of Council he will protest against the papers of said resolution.

The following resolution is next introduced Resolved that the recorder be requested to prepare a Bye Law or Ordinance to submit at next meeting of Council relative to the fire Plugs and Hydrants to be introduced into this City in accordance with the resolution passed at a Meeting held yesterday and confirmed this day which resolution being put is proposed & Notice for it and to Against it and the Names being called for they stood thus.

Recd. requesting the Recorder to prepare a Bye Law rel. to fire Plugs and Hydrants

For the resolution	Against it
Miss <sup>rs</sup> Smith — Maylor	Miss <sup>rs</sup> Cabot
Min — King	King
Morain — Coleman	Mugrowitz
Northup — Wate	Ludlow
Bennett —	Rugg
<u>9</u>	<u>6</u>

The following rules & regulations having been submitted to the City Council after consideration the same is passed.

Whereas it is expedient that all disbursements of money for the use of the fire department as well as for every other branch of City expenditure be made with a due regard to prudence and economy

Resolved that whenever the Fire Wards shall order any labors to be performed or materials provided for the service of the fire department the cost of which is estimated to amount to five Pounds or upwards all such labour and materials shall be offered to Public competition by advertising for Tenders in three City Papers which advertise for the City by contract.

Resolved that a copy of every advertisement shall be furnished by the Fire Wards through their secretary to the City Clerk. whose duty it shall be to order the publication thereof.

Resolved that all tenders shall be submitted to the standing Committee of Tenders appointed by the City Council for their decision reserving to the said committee the right of selecting the Tender which in their Judgment will be most conclusive to the interests of the City.

Resolved that the successful party shall be obliged if the Committee think fit to provide such security for

Recd. rel. to the Ward Department

1848

December 16 For the faithful performance of his Contract as may be required

Resolved that a copy of these resolutions be sent to the Board of Fire Wards

Council adjourn until Monday next at two o'clock

December 18 At an adjourned Meeting of City Council held this day present His Worship the Mayor Alderman McNab, Richardson, Rugg, Mignowitz, Laidlaw, Matt Messer's Smith, Mr Braine, Bennett, Cabbot

Maylor, Ring, Coleman, Northup, King and Jennings

Read over proceedings of 16 December, 1848

The following resolution is introduced

Resolved that the order of the day be postponed to allow Mr Councillor Messer's permission to explain relative to certain remarks made relative to him at the Meeting of the City Council on Saturday last which being put is passed

The City Council next proceed to take into consideration the Amendments to act of Incorporation when following resolutions are introduced

Resolved to the Act of Incorporation

Resolved that the Amendments to the Act of Incorporation as now read and passed be handed to the Recorder and that he be requested to prepare an Act in accordance therewith.

Resolved that the Council at its next Meeting take up the Act of Incorporation for the purpose of considering any suggestions that may be offered by any member of the Council and upon passing of the same they be included in the Amendments about to be prepared by the Recorder under the resolution just passed which on being put are passed

Finis this day R Braine 1/3

Council adjourns until To Morrow at 2 o'clock

December 19 At an adjourned Meeting of City Council held this day present His Worship the Mayor Alderman McNab, Richardson, Rugg, Mignowitz, Laidlaw, Matt Messer's Smith, Bennett, Cabbot, Maylor, Ring, Northup & Jennings

Read over the Proceedings of Yesterday

The Council proceeds to take into consideration Amendments to the Act of Incorporation as proposed by the several members of Council. The following having been proposed.

1848

December 19 — 8<sup>th</sup> Clause to be amended by substituting Mayor and 18 Alderman — passed —

Members of Council to be elected by Ballot. The names of the party voting to be taken down and who is to file at the time with the presiding officer his receipt for his rates — passed unanimous. —

Power to be given to Mayor's Court and Police Court to issue subpoenas to compel attendance of witnesses and on failure party to be liable to a penalty, not exceeding five Pounds to be assessed for and recovered in Mayor's Court in the name of the City of Halifax, or the Party who may have applied

Resolved Mayors Court and Police Court.

for the subpoena — To be empowered to make a Bye Law relative to setting off Fair Works &c —

The Representatives of the different Wards to be elected from any part of the City provided the Party possesses the necessary qualification —

That the salary of the Mayor be £ 250. —

Amendment that the Law stands as at present —

For the Act as at Present. — For £ 250.0.0 —

Mess<sup>rs</sup>: Aris

Mess<sup>rs</sup>: Smith

Maylor

Burnett

King

Mignowit

Matt

Kugg

Coleman

Northup

Laidlaw

Jennings

Richardson

Mc Nab.



Halifax 26 December 1849

At a Quarterly Meeting of City Council held this day present His Worship the Mayor. Aldermen Mr. Math, Richardson, Rugg. Mignowitz Saldaw + Math. Messers Smith Anderson. Mr. Brains. Bennett. Cabot. Maylor. King. Colman. Northup. King + Jennings.

Read over Proceedings 19<sup>th</sup> December.

The City Council proceeds to take into consideration the Alderman Richardson's notice for rescinding Rule No 29 when following resolution is introduced

Resolved that the 29<sup>th</sup> Rule + Regulations of the City Council for the present be suspended which on being put is passed unanimously

Read the following communication from the secretary of "Water Company" being dated the 23<sup>rd</sup> December instant.

Copy Halifax December 23. 1848

James S Clarke Esquire

Sir

I beg to acknowledge the receipt of your esteemed favor enclosing Extracts from the records of the City Council dated the 15<sup>th</sup> + 16<sup>th</sup> of this present month.

This communication has been laid before the board of directors of the Halifax Water Company and I beg to state that by a minute made at their meeting which took place yesterday they have accepted and agreed to the terms, upon which the City Council accept the Fire Plugs and Hydrants contemplated by the Act 8 Victoria Chap 31

I have the honor to be

Yours most obt. Servant.  
J L Shannon.

Secretary of Halifax Water Co.

Read the Bye Law relative to Water Company furnishing City with Fire Plugs and Hydrants a first time

Read the following Protest from Mess<sup>rs</sup> Rugg Mignowitz Saldaw. Richardson. Cabot. King and Jennings relative to the passing of resolution of 15<sup>th</sup> December 1848 on Subject of Fire Plugs + Hydrants.

The undersigned members of the City Council feel that a sense of duty to themselves as well as to a large portion of their fellow Citizens compel them to protest against the resolution passed at a meeting of the City Council on the 15<sup>th</sup> Dec: 1848 relative to the City Council's being willing to enter into an agreement with the Halifax water Company to furnish Fire Plugs and Hydrants for the use of the City They therefore Protest as follows -

That

Communication  
Secretary Water  
Co. re. Fire Plugs  
& Hydrants

Protest re. to  
Fire Plugs

1848

December 21 That whereas the Act 3 Victoria Chap 31 Provides a Law and proportionable rate not less than Four Hundred Pounds in each and every year to be made upon the whole property in the said City to be assessed levied, collected and paid in the same manner as the other City rates and Taxes are assessed levied collected and paid they believe that no such assessment can be justly made upon the whole of the inhabitants till such time as the water company have fully completed the works as specified in the 2<sup>nd</sup> section of the Act 3 Victoria Chap 31 and have given all the Citizens an equal proportion in the benefit of the same

That the water Tax (which is near one tenth of the whole amount of the other Taxes levied upon the City) would be unjust to a large number of the inhabitants is evident from the following

Such portion of the Citizens as are residents in parts of the City where the water Pipes are now laid have and will be relieved from a portion of their Premiums of Insurance as well as benefited otherwise by the general use of the water. While those who are as yet without the use of the water have to pay the same amount of Insurance as heretofore as well as their full proportion of the water Tax when levied. because under the Law no partial assessment can be made

The undersigned further believe that the resolution passed by the City Council on the 15<sup>th</sup> December 1848 is favorable to delay, but that the law as it now stands would be a guarantee to the Citizens for the speedy completion of the works by the water company

Further they respectfully request that the Protest or a Copy of it may accompany the Bye Law or Ordinance now about to be sent to His Excellency the Lieut Governor and Council for their Approval, and also that it be entered upon the Records of the City Council

Signed

David Rugg

A. M. G. G. G.

The Landlady

Robt. Richardson

Elias Caber

John King

Joseph Jennings

aldermen

Councillors.

Dec. 26 1848.

On Motion the City Council proceed to the second reading of the Bye Law relative to water company furnishing City with

1848

December 26 with Fire Plugs and Hydrants.

Took up the said Bye Law and on reading the 1<sup>st</sup> clause a motion is made that the same do pass to which the following Amendment is introduced

Resolved Price of Fire Plugs and Hydrants

Resolved that the Price be Four Pounds for each Fire Plug and Hydrant until the whole number is completed agreeably to act 8 Victoria Ch. 31 that the Water Company be entitled to the full amount of four hundred Pounds per annum which amendment being put is lost. five votes for it and twelve against it.

For the Amount		Against it	
Mess <sup>r</sup> : King		Mess <sup>r</sup> : Smith	Anderson
Magnowitz		Cabot	Colman
Rugg		Staylor	Matt
Jennings		Mis	Richardson
Laidlaw		Bennett	Northup
		Brains	McNab
	<u>5</u>	<u>King</u>	<u>13</u>

The Original Motion is then put and carried 11 votes for it and 7 against.

on the reading of the 2<sup>nd</sup> clause the same is passed 10 votes for it and 7 against it.

The following resolution is next introduced

Resolved that the Bye Law just read be fairly engrossed and read a third time at next meeting of Council to morrow which on being put is passed

The following resolution is next introduced

Resolved that the foregoing Protest of David Rugg Esquire and others be received and entered on the records of the City Council, and that a copy be not transmitted with the Bye Law or ordinances relative thereto. To which the following amendment is introduced.

Resolved - to Protest being entered on records of City

Resolved that said Protest be Annulled which amendment being put is lost. 7 voting for it and 10 against it

The Original resolution is then put and 10 voting for it and 7 against it

For the resolution		against it.	
Mess <sup>r</sup> : Smith	Staylor	Mess <sup>r</sup> : Magnowitz	
King	Brains	Cabot	
Mis	Anderson	King	
Colman	Matt	Rugg	
Northup	McNab	Jennings	
		Laidlaw	
	<u>10</u>	Richardson	<u>7</u>

1848

December 26

The City Council next proceed to appoint the various officers for ensuing year

Read following return from supervisor of Coal for the year 1848

Return of Supervisor  
of Coal.

Halifax N.S. Dec 23<sup>rd</sup> 1848

Return of Coal delivered in the City the present Year

Measures	Chaldrons	Bushels
John Connel	1782	114 11 -
William Bushby	1513	37 16 -
Samuel King	1678	41 19 -
Patrick Connor	1625	40 12 6
James Bullen	1627	40 13 6
Joseph Findlay	1527	38 2 6
Henry Inglis	1713	44 10 -
William Maddew	1710	42 15 -
William Holland	472	11 16 -
	13,696 Chaldrons.	542 8 -
		or about 1538 Each.

John William Holland  
Supervisor.

Read various applications from Parties applying for situations of Coal salt and Grain Measurers. On Motion the

Appointment of  
Measurers of Coal.

Measurers of Coal for last year are re-appointed

On proceeding to the appointment of Measurers of Salt and Grain - On Motion that said appointments be made by ballot

On Motion the appointment of Measurers of Coal made this day be reconsidered to morrow

The council then adjourned until to morrow at 2 O'clock

December 27<sup>th</sup>

At an Adjourned meeting of City Council present His Worship the Mayor Aldermen Mr. Nat. Richardson. Rugg. Mynnowitz. Laidlaw. Matt. Mess. Smith Anderson. Mier Bennett. Cabot. Naylor. King. Coleman. Northup. King. Jennings

Read over proceedings of Yesterday

Read the bys law or ordinance or Bye Law relative to supplying the City of Halifax with Water a third time when following Resolution is introduced

Resolved that the foregoing Bye Law or ordinance do now finally pass and that the same be transmitted to the Honorable the Secretary of the Province and that he be requested to submit the same for the approval of His Excellency the Lieut Governor & Council to which following amendment is introduced

1848

December 27. introduced.

Resolved that the foregoing Bye Law or ordinance be deferred until this day three months which amendment being is lost. y voting for it and 10 against it. The Original resolution is then put and carried. 10 voting for and y against it and the names being called for they stood thus.

For the resolution	against it.
Miss <sup>rs</sup> Smith — Anderson	Miss <sup>rs</sup> Cabot
Maylor — Coleman	Mugnowitz
Bennett — Northup	King
Ring — McNat	Rugg
Mew — Matt	Laidlaw
	Jennings
	Richardson
<u>10</u>	

The following resolution is next introduced.

Resolved that the Resolution appointing the Measurers of Coal of Yesterday be rescinded and that the same be elected by Ballot to which the following amendment is introduced

Resol. - red. Coal Measurers -

Resolved that the appointment of coal measurers made yesterday be confirmed which amendment is lost. 8 voting for it and nine against it. The Original Resolution is then put and carried 9 votes for it and 8 against it. and the names being called stood thus.

For the resolution	against it.
Miss <sup>rs</sup> Smith — Mew	Miss <sup>rs</sup> Mugnowitz —
Cabot — Coleman	Rugg — Anderson
Maylor — Northup	Coast — Richardson
Bennet — King	Laidlaw — McNat
Ring — <u>9</u>	Jennings — <u>8</u>

Resolved that the Measurers be elected One at a time which on being put is lost.

The following Resolution is next introduced

Resolved that a Committee of three be appointed to inspect supervisor of Coal Books. and that Mess<sup>rs</sup> King, Maylor and Mugnowitz be that committee which on being put is passed. The Council next proceeded to elect the Measurers of Coal. when there appeared for.

Patrick's Corners 12	Thomas Kirby 12	P. Kufe 3
Henry Inglis 7	W J Madden 10	John O Connell 15
James Findlay 14	Mr Buckley 14	William Holland 16
James Butler 13	Sant. King 16	Edward Bond 5
John Finley 3	E Mc Nat 3	McLenn 1
		William Holland.

1848

December 27. — William Holland Samuel King. John O Connell. — James Fundley William Buckley James Cullen. Thomas Misby. Patrick O Connor. & W J Madden Having received a Majority of Votes are appointed Measurers of Coal for ensuing year

Return of Supervisor of Salt & Grain Measurers

Reads following return of supervisor of salt & Grain for 1848

Total amount — 395 38 1/2 Shas Salt —  
 — 19.5 82 Bushels Corn —  
 — 3 130 do Barley —  
 — 46 147 do oats. —  
 Whole Amt. — \$ 420. 2. 7

or about \$ 52. 10. 0 Paid.

See return dated 26 December 1848.

Signed John Kelly  
 Supervisor.

The City Council next proceeds to elect the Measurers of Salt and Grain when they appeared for

Selection of Measurers of Salt & Grain

John Kelly 12 — J McLean 15 — William J Robt 15 —  
 James Martin 16 — Dennis Curran 4 — Edward Bond 11 —  
 Edward J Hamilt 2 — John Finlay 1 — John Jennings 13 —  
 John McKay 12 — James Auld 13 — Ambrose Keating 13 —  
 Henry Inglis 5 — Francis Murray 8 — P Keefe 2 —  
 James Byrnes 1

John Kelly. John Jennings. J McLean. John McKay. William J Robt. James Auld. James Martin and Ambrose Keating. Having received a majority of votes are appointed Measurers of salt & Grain for ensuing year.

Reads following returns of supervisor of Lumber for 1848.

Lumber surveyed this year — 5. 568.002 feet  
 Timber — 144 Tons & 34 feet.  
 — — — — — Hanging. Scantling saws & Rafters 88.813 feet —  
 running measure

Accountable jumped trees. — number 60 —  
 — do — Pine Shingles. — number 370.000. —

Return of Supervisor of Lumber

The amount of each surveyor earnings and the dividend received from 1<sup>st</sup> December 1847 to Decem. 1<sup>st</sup> 1848

Names	Earnings	Names	Dividend
William Lovitt	53 5 5	William Lovitt	54 6 11
William Henderson	56 1 3	William Henderson	53 14 6
John McPherson	52 17 82	John McPherson	35 3 9
James Sutton	60 19 5	James Sutton	35 3 9
David Rankin	48 9 12	David Rankin	45 3 2
John Handley	10 3 10	John Handley	8 15 32
Henry Spike	45 17 42	Henry Spike	55 3 9
	327 14 12		327 14 12

Signed Henry Spike Supervisor

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December 27.

The City Council next proceed to elect surveyors of Lumber when on motion there being no other applicants. Henry Spike, William Henderson, John McPherson, James Sutton, David Rankin, William Lovitt and John Henley are appointed surveyors of Lumber for ensuing year.

Read the following return of the supervisor of Wood for the year 1848

Return of the Supervisor of Wood -

An amount of Cord Wood sold in Halifax from January 1<sup>st</sup> 1848 to 22<sup>nd</sup> December following as follows

Measured by Jacob Housner	1552	Cords
Thomas Reagh	1496	
Cornelius Sullivan	1481	
John Walker	1521	
Total	6050	Cords.

January	390
February	251
March	410
April	523
May	490
June	371
July	522
August	271
September	675
October	549
November	542
December	481
<hr/>	
Total	6050 Cords

6050 Cords at 4<sup>th</sup> Cord Cord Measuring £101. 1. 8 each Measurers dividend is £25. 1. 8 each

Halifax 22<sup>nd</sup> December 1848 Signed John Walker

The City Council next proceed to elect measurers of wood when there appeared for Jacob Housner 16 Cornelius Sullivan 16 Thomas Reagh 16 John Walker 12 William Funels 4 Jacob Housner Cornelius Sullivan, Thomas Reagh and John Walker having received a majority of votes are appointed measurers of wood for the ensuing year.

Election of Measurers of Wood

City Council then adjourned until To Morrow at Two o'clock.