

1856
May 26th
continued

Resolution rel- to
City Records.

Resolved that His Worship the Mayor be empowered to employ a competent person until 1st day of October to make up the City Records and such other matters as may be necessary for the benefit of the City. Moved by Alderman Murray seconded by Alderman Cochran to which following amendment is introduced

Whereas His Worship the Mayor has informed the Council that owing to the increased amount of Business in the Police Court it has been found impossible to bring up the proceedings of the City Council without some additional Person to have the same attended to. Resolved that the City Clerk do advertise for applicants to assist in writing up the minutes of Council and any other writing that may be required during four months from the first day of June applications to be received until 31st Inst. Salary to be eight pounds per month. Moved by Alderman Evans seconded by Alderman King which amendment on being put is carried.

Ordinance rel
to Common

The City Council next take up the Ordinance relative to the Common

Read Title of the Common

A Motion is made the said Ordinance be not read which motion is lost 3 voting for it and 11 against it

Read 1st Clause which is passed 11 voting for it and 3 against it

Read 2nd Clause passed 10 voting for it 4 against it

Read 3rd Clause moved that 4th be amount of poundage instead of 2^d which on being put is passed

Read Clause 4th passed 9 voting for it and 5 against it

The said ordinance is read three times when it is moved that said Ordinance be fairly engrossed transmitted to His Excellency the Lieutenant Governor and Honourable Executive Council for their approval and that the same be published for one week in the City papers which motion on being put is passed 11 voting for it and 3 against it and the names being called for appeared thus.

God.

1856

May 26th

For Motion

Against Motion

Alderman Wells & Bell
 M. Shatto King
 M. Kay & Longard
 Harbey & Evans
 Moussey & Murray
 Goring "

Alderman Pugsley
 Conway
 Lockman 3

Read Ordinance relative to Horses and
Cows &c Second Time

Read 1 Clause passed
 " 2 Clause passed
 " 3 Clause passed
 " 4 Clause passed
 " 5 Clause passed
 " 6 Clause passed

Read said Ordinance a third time where
 it is moved that said Ordinance be fairly engrossed trans-
 mitted to His Excellency the Lieutenant Governor and Executive
 Council for their approval and the same be published for
 one week in the City Newspapers, which on being put is
 passed

A Motion is made that Council rise, passed

Richard May

Ordinance rel. to
 Horses, Cows, Swine
 &c &c

1856
May 27th
continued

Office of City Clerk
W. Madigan 27th May 1856

Gentlemen

I have it in command from the City Council to direct you to proceed with, and make an assessment upon the respective Wards in the sum of Eight thousand eight hundred and two pounds for and toward City purposes and the further sum of one thousand pounds for and toward the support of the Poor, for the current year making together Nine thousand eight hundred and two pounds - I am also directed agreeably to resolutions of Court of Quarter Session to require you to make an assessment upon the respective Wards in the sum of Eight hundred and fifty eight pounds ten shillings for and toward County purposes for this current year. I am also directed to state that you are required by the Act to complete your valuation Books within Sixty days from the date hereof, and make immediate returns of Books of valuation as for each Ward to this Office, clearly and correctly made up in writing agreeably to Law.

I am Gentlemen
Your obedient Servant

Mess^{rs} William Roche
Francis Stevens
City Assessors.

James S. Madigan
City Clerk.

James B. Foley	Assessor	Ward One
John Lithgow	"	" Two
Patrick Cunningham	"	" Three
William H. Sully	"	" Four
Andrew M. Grogan	"	" Five
John J. Longard	"	" Six

W. Madigan

Letter of City
Clerk to City
Ward Assessors
and to Assessment

1856

June 2nd

(At a Special Meeting) of City Council held this day present His Worship the Mayor Alderman Pugsley, Alderson, Stairs, Murray, M^r Heath Young, Morris, Bell, Cochran, Evans, Wills, M^r May Conway, Sutherland, King, Longard.

The City Council were summoned to proceed with Business standing over from previous Meeting and the transaction of other business.

Read over proceedings of 26th May

Read Letter addressed by the City Council to City and Ward Officers dated 27th May 1856

Read following opinion of His Worship the Recorder relative to damage done Mess^{rs} Murchie the Windows and an account submitted for payment thereof

Opinion of His Worship the Recorder relative to damage done Mess^{rs} Murchie the Windows.

It is my opinion that the City is liable for all damages done by the Fire Department to private property through any acts or omission of theirs.

The general principle makes corporate bodies responsible civilly in damages for the acts & neglect of their servants and agents, done in the course of and within the scope of their authority, in the same way and to the same extent that private persons are liable, applying this principle I find the firewards to be appointed by the corporation from whom they receive their funds, and that they form in effect a branch or department of it. Assuming then that the mischief was done to Mess^{rs} Murchie's property by an accident which with more care might have been avoided, I conceive the City liable to make it good we have no law to limit the drain as to plate glass windows so that if liable the whole damage would be included

June 2 1856

Beamish Murchie Recorder

Moved by Alderman M^r May seconded by Alderman Murray that said account be paid and that ~~saxix~~ His Worship the Mayor draw a check for said amount, to which following amendment is made that said account be referred to the Committee of Public accounts to report upon. Moved by Alderman Pugsley seconded by Alderman King

1856
June 2nd
continued

His Worship the Mayor brings to the notice of Council the Law passed at last Meeting of Legislature relative to the weighing of Coals, vegetables &c

The following motion is then made That the box of the Committee of Tenders. Moved by Alderman Evans seconded by Alderman King,

Amendment that the Tenders in said Box be opened by the Committee of Tenders. Moved by Alderman Pugsley seconded by Alderman Young,

Amendment being put there appeared for same 7 against it 8 amendment lost Original motion put when there appeared for the same 8 against it 7 Motion carried.

Alderman Evans Chairman of the Committee of Common communicates to the Council that the Chairman of the Water Company had called upon him requesting a few loads of Blue Clay from the Common for the use of the Company.

It is moved that the Box of Committee of Tenders be now removed from the Table which Motion being put is carried.

Council next proceed to the business of the day the applications for an additional Clerk, had following applications

Applications
not taken to
make up City
Records

- | | | |
|-------------------|---|---------------|
| Samuel Boggs | " | John Smith |
| Joseph G. Haddock | " | John Adams |
| Peter Mihan | " | George Rigby |
| James Barron | " | Robert Austin |
| Wm. S. Fremain | " | Thomas Rhind |

An application is received after time appointed

It is moved by Alderman King seconded by Alderman Murray that same be received and opened and read amendment that said application be not received Amendment being put there appeared for same 12 against it 4 Motion is then carried and the names being taken appeared thus

- | | |
|---------------------------------------|-----------------|
| In Resolution | Against Resol = |
| Ald. Anderson, King, Conway | Ald. Wills |
| M ^r Heath, Cochran, Murray | Morrissey |
| M ^r Kay, Stairs, Young | Evans |
| Bell, Pugsley, Sutherland | Longard |

490.
1856

June 2
continued

Application opened and read which appears to
be Mr. William Wilson's

The names are then taken when they appeared
as follows for

<u>Auster</u>	<u>Rhind</u>	<u>Mihan</u>	<u>Wilson</u>	<u>Bigby</u>
Anderson	Conway	Young	McHeath	Stairs
Wills		Morrissey		Sutherland
Cochran		King		
Evans 4		1	3	1
				2

and there not being a clear majority
of votes of Members present names are again taken when
they appeared as follows -

Election of additional
clerk

<u>Rhind</u>	<u>Auster</u>	<u>Mihan</u>
Wd. Anderson	Wills	Cochran
Conway	Evans	Young
Pugsley		Morrissey
Stairs		King
Longard		Bell
Sutherland		5
McHeath	9	

Mr. Thomas Rhind having received a clear Majority
of votes is duly elected the additional Clerk until 1st
October next in accordance with advertisement by order
of City Council

Alderman Pugsley brings to the notice
of City Council a Building about to be erected by Mr.
Andrew Hunter in Upper Water Street. Moved by Alderman
Sutherland seconded by Alderman McKay that Council
do now adjourn, which motion being put there appeared
for the same 6 against it 8 motion lost.

The following resolution is next
introduced

Resolved that the City Clerk on
behalf of the City apply to the Senior Judge of the Supreme
Court to instruct the Sheriff in his deputy in accordance
with the 16 Section of the 64 Section or Chapter of the
revised Statutes to summon a jury to fix the line of the
Streets in Water Street bounded by the property of Andrew
Hunter-Butcher. Moved by Alderman Evans seconded
by Alderman Pugsley

Call of Council is made at 20 minutes past 6 o'clock.

Resolved to line of
Street on Water
Street bounded by
Andrew Hunter's
Property

1856

June 2
continued

The following resolution is next introduced

Resol. rel. to Survey
of Road leading from
Fresh Water Bridge to
N. W. Arm.

Resolved that Mr. Henry be requested to survey and fix the line of the Road leading from Fresh Water Bridge to the North West Arm leading through property late in occupation of Col. Bazillette in accordance with the original dedication to the City. Moved by Alderman Pugsley seconded by Alderman Murray. Passed

Tenders for Building
retaining Wall
at the foot of Galtin
Street

It is moved by Alderman Pugsley seconded by Alderman Wills, that the Tenders received for building a retaining Wall at the foot of Galtin Street be now opened which on being put there appeared for the same 10 against it 3. Motion carried

Read said Tenders when they appeared thus
Joseph Conahan \$125. John Stratton \$99.12.6
when following resolution is introduced.

Resol. rel. to
Stratton's Tender

Resolved that Stratton's Tender for Building Wharf at Foot of Galtin Street be accepted on giving sufficient security for the performance of the work agreeable to Law. The Securities to be approved by Committee of City Property. Moved by Alderman Young seconded by Alderman Wills passed

The Hour having expired since the call of the Council and Alderman King having come resolution No 1 this day submitted is again read which resolution being put there appeared for the same 6 against it 7 resolution lost.

Alderman Evans gives notice of Reconsideration

The following resolution is next introduced

Resol. rel. to Survey
of the City

Resolved that advertisements be inserted in the Papers which advertise for the City from applications from Persons competent to survey the City in accordance with resolution passed by this Council for the same and agreeably to Act of General Assembly said applications to be received by the Surveyor the day of July next. Moved by Alderman Pugsley seconded by Alderman Conway.

Read the Act.

422,
1856

June 2
continued

Read resolution of Council passed 14th January resolution is then put when there appeared for the same 10 against it 3 passed.

Report Committee of Public Accounts

Read report of Committee of Public accounts of 10 April as submitted and read 17 April when on Motion His Worship is authorised to draw a check for William Sturms account amounting to £15.5.0

The following resolution is introduced

Resolved to And^{rs} Account encroachment on Water Street

Whereas information has been given to this Council that a foundation for a house has been lately built in Water Street by W. A. Hunter and that W. Hunter has not first applied to the Superintendent to define the line according to Law and whereas this Council believe that such foundation encroaches on the Street Resolved that W. Hunter be notified that he has made himself liable to a fine of 50 pounds and also to remove the encroachment Moved by Alderman M. Sheath seconded by Alderman Bell

Motion to adjourn

A Motion of adjournment is made which is lost 3 voting for it and 10 against it

Resolution is then put when there appeared for the same 10 against it 3 passed

On Motion Council rise

Wm. J. May

1856
June

16

425

At a Special Meeting of City Council held this day present His Worship the Mayor, Alderman Pugsley, Anderson, Stairs, Mr. Heath, Chechran, Evans, Robt. Wills, Harvey, McKay, Conway, Sutherland, Ting and Longard.

The City Council were summoned to take into consideration business standing over from last meeting and the transaction of other business.

Read over proceedings of 2 June

Alderman Evans withdraws his Notice of reconsideration given at last meeting

Alderman Sutherland request that the vacancy of Alderman Pollock in the North West Arm Road Petition be filled up. Alderman Mackay appointed.

Alderman McKay appointed one of the Committee of Common in place of Alderman Pollock.

Alderman Mackay appointed one of the Committee of City Property in place of Alderman Pollock.

His Worship the Mayor brings to the notice of Council the illness of Mr. Patrick Drummond Acting Ward Assessor for Ward 303 when it is moved by Alderman Sutherland and seconded by Alderman Evans that - Inst. the other Ward Assessor be appointed and sworn into office to the duty.

His Worship the Mayor brings to notice of the Council that the Ward Assessor for Ward 4 Mr. H. Tully is about quitting the City. Moved by Alderman Evans seconded by Alderman Sutherland that in case of the absence of Mr. Tully Mr. Charles S. Wallace the other Assessor to be sworn into office to perform the duty.

On Motion it is resolved that the Blank in the resolution passed at last meeting for receiving applications for Survey of City be filled up 19 July

The following resolution is next introduced

Resolved

494,
1856

June 16th
continued
Resol. rel to City
Surveyor

Resolved that unless persons apply for the situation of Surveyor of the City who are deemed to be competent for the situation the Council shall not be bound to proceed to nomination. Moved by Alderman Sutherland seconded by Alderman Pugsley passed

The following resolution No 2 is next introduced

The opinion of His Honor the Recorder is requested to say whether it is not positively illegal to apply one house without the aid of the Ward Assessor in conjunction with the City Assessor. Moved by Alderman McKay seconded by Alderman Stairs, passed

Opinion of His Honor the Recorder.

Opinion of His Honor the Recorder
rel to City Assessor

I understand the law to require the Ward Assessor to accompany the City Assessor and to furnish them with local information. The absence of the Ward Assessor if accidental and inevitable might not be held to invalidate the assessment although if the City Assessor were of purpose or by sheer neglect to go on without his assistance the proceedings would appear to me quite illegal. To give a direct reply to the question as above stated I should require some delay for reflection and research

June 16th 1856

Beamish Burdock
Recorder

Memo. of W^m Howe
et al rel to a
Market at North
end

Alderman McKay submits Memorial of William Howe and others relative to a Market at the North end of the City the same is received and on Motion resolution No 3 is introduced

Resol. rel to applica-
tion for a sum to
keep up the leading
roads

Resolved that a Committee of three be appointed to make applications to the Town and County Members to grant a sum for the purpose of keeping up the leading roads through Ward 5 and 6. Moved by Alderman Pugsley seconded by Alderman McKay, passed. Committee Alderman Pugsley, Sutherland and McKay.

No 3 is next introduced

Resolved that a Committee of three be appointed to make application and inquire and report upon the wants of City, respecting.

1856
June continued

16th a Market at the south end of city, and also the mode of carrying out the same Moved by Alderman Stairs seconded by Alderman Murray passed Committee Alderman McKay Longard Cochran

Memor = G. Henderson
rel. to extension
of Hollis Street

Alderman Stairs submits Memor^{ial} of George Henderson and others relative to the opening and extension of Hollis Street in motion same is received and read when following resolution is introduced

Resol. rel to
Petition of above

Resolved that Petition relative to the continuation of Hollis Street be referred to the Alderman for Ward 3rd One to consider and report upon and communicate with the Owners of the property through which the street will run to ascertain their view and also to ascertain their view and report upon the probable cost of the opening of the Street Moved by Alderman Sutherland seconded Alderman Mackay

His Worship the Mayor submits an accounts of Mr Henry S. Hill for £750⁰0

Alderman Evans submits the account of James K. Graham for Building the Engine House in Argyle Street the same is read amounting to £92⁴6

Read report of Committee of Public Accounts of 10 April

Halifax 10 April 1856

Report Com.
of Public Accounts

The Committee of Public Accounts met this day Present The Chairman Alderman Murray Cochran, Longard and McKay

The Chairman reported to the Committee his having completed the examination of the account of the Clerk of License dated December 15 1855 showing a gross revenue from License duty and fines for the quarter ending Dec^r 15th of £214⁵10

And also that he had examined the account of the same Officer for the Quarter ending March 15th 1856 showing from the same service a gross revenue of £225⁴ and which accounts he reports to be correct.

A balance sheet from the Clerk of License is placed before the Committee showing for the Year ending March 15 1856 The Net revenue from License duty Fines and necessary Fees and Commission to be £115⁵2 1/2 which

1856

June 16th

which sum was paid to the City Treasurer at the several dates therein set forth and which was checked by the Chairman with the receipts of the City Treasurer and found to be correct.

A Memorandum is also placed before the Committee shewing the sum of £80.8.6 due to the City for License duties on the 15th March - which several papers The Committee refer to the Council

The following accounts were presented for examination

Report Committee
of Public Accounts

Fire Department -	G. S. S. Crichton	£12 ⁸ 4 ⁹
City	Thomas Boggs	£9 ⁰ 0
"	Will Stevens	20 ⁰ 0
"	Bernard Hill	<u>3¹³ 0</u>
Bidwell	W ^m . H ^c . Donald Jan ^y	5 ⁷ 1 ¹ / ₂
"	Do " Feb ^y	5 ⁸ 9 ¹ / ₂
"	Do " March	<u>£11¹¹ 5⁷ 9¹/₂</u>
		<u>£102¹¹ 6</u>

Amounting in all to One hundred and two pounds eleven shillings and 6^d which were found correct, passed and are recommended to be paid.

The account of William Stummy amounting to £15.5.0 for Care of engine House and cleaning snow, being larger than usual for the same service is referred to the consideration of the Council, as is also the account of the Gas Company for lighting the clock in the New Market from 3rd Nov to 1st February amount £38.0.6.

Your Committee would remark that in the accounts of Steeper of Bidwells is a credit of 12^d for 48 Bushels of broken Stone sold at 3 pence per Bushel, they would suggest that no broken Stone be sold by the City

W. S. Stairs
Chairman

His Worship the Mayor is authorised to draw checks for following amounts above

1856

June 16
continued

A Motion is made that James R. Graham account for the Building the Engine House in Argyle Street be paid and that His Worship the Mayor draw a check for the same which on being seconded the same is put and passed.

On taking up Mr. H. G. Hill's account this day submitted following Resolution is introduced.

Resol. rel to H. G. Hill's account

Resolved that the account of Henry G. Hill Esq. be referred to the Committee of Public Accounts to report upon. Moved by Alderman Pugsley seconded by Alderman Sutherland, passed.

Resolution No 7 is next introduced

Whereas it appears to this Council that the funds in the hands of the City Treasurer is inadequate to pay off certain demands against the City

Resol. rel City Treasurer

Be it therefore resolved that the Treasurer be authorized to procure a further cash credit with the Bank of Nova Scotia to the extent of Five Hundred pounds to be paid out of the funds belonging to the City which may come to hand. Moved by Alderman Adams seconded by Alderman Cochran passed

Read Memorial of G. S. Fuller and others relative to additional Gas Posts on Motion same is referred to Committee on Gas Post

Com War Dept. rel to Drain Barrack Street Buckingham

Read Communication from War Department of 6 Dec and submitted 8 December 1855 relative to stoppage of Drain

On Motion Council rise

Wm. J. Mayne

1856

June 23

At a Special Meeting of City Council held this day present His Worship the Mayor Alderman Pugsley, Anderson, Stairs, Murray, Bell, Cochran, Robson, Wills, Mackay Conway, Sutherland and Longard

The City Council were summoned to proceed with business standing over from previous Meeting and transaction of other Business

Read over proceedings of 16 June

Alderman Wills submits Memorial of John Connolly to be appointed a Gauger of Oil, received on Motion same is read. Moved by Alderman Wills seconded by Alderman Murray that John Connolly be appointed a Gauger of Oil. Amendment. Moved by Alderman Evans seconded by Alderman Sutherland that said appointment stand over for the present which amendment being put is lost 10 voting for it and 10 against it and the names being called for they appeared thus

Memo of John Connolly for a Gauger of Oil

For Amendment
Alderman Evans
Sutherland
McNeath

Against Amendment
Alderman Pugsley - Stairs
Murray - Wills
Cochran - Longard
Conway - Murray
Mackay - Bell

The Motion for appointment is read put when there appeared for same 10 against it 3 appointments made

Alderman Mackay submits a Communication from Messrs Smith & Harveys relative to Drain running under their premises on Motion same is read (See May file)

Communication from Messrs Smith & Harveys rel to Drain

Alderman Sutherland submits Memorial of John Esson Esq and others relative to a Report

Memo of J. Esson et al. rel to a Report

His Worship the Mayor submits Quarterly return of Clerk of License to 17 June 1856

Return of Clerk of License

His Worship the Mayor submits Quarterly returns of Superintendent of Streets

Return of Superintendent of Streets

1856

June 23
continued

Communication
from Captain of
Engine Company
rel to Engine House in
Anglo Street

His Worship the Mayor submits a
communication from Captain of Engine Company
relative to Engine House recently built in Anglo
Street received and on motion is read (Suffice Done)
moved by Alderman Sutherland seconded by Alderman
Stains that said communication be referred to the
Committee appointed to meet the Building to report
on the same passed.

Com. Hon. J. Collins
rel to employment of
Bridwell men.

Read communication from
Hon Josias Collins dated 3 December relative to employ-
ment of Bridwell men. time having passed.
nothing done.

A Motion is made that the Memori-
al of John Leavens and others City Watchmen submit-
ted on 2 June be now taken up. Motion carried. when
following resolution is introduced.

Resol. rel to increase
of Salary

On reading the Petition of the City
Watchman relative to increase of Salary. Resolved
that the Watchman be paid Thirty shillings per
Week each and further resolved that the Captain
of the Watch be paid Thirty five shillings per Week
for his Services. moved by Alderman Leavens seconded
by Alderman Longard which on being put is passed
11 voting for it and 2 against it

The following resolution is next
introduced

Resol. rel to addit-
ional Watchman

Resolved that an additional
Watchman be appointed to Ward 8th one not being
sufficient to perform the duty. Moved by Alderman
Morisey seconded by Alderman Leavens passed 11
voting for it 2 against it

Memo. of O. Suth-
erland

Read Memorial of Donald
Sutherland and others as submitted 24 September
1855 (See June file)

Report of Sup. of
Streets rel to Sewer
from Ball^{ns} to City Street

Read report of Superintendent of
Streets for 4.5th relative to Streetsweeper from Gottingen
Street to City Street

Motion is made ~~that~~ by Alderman
Conway seconded by Alderman Sutherland that
said Petition and report stands over for future day

Alderman Conway asks leave to
withdraw said motion which motion on being put
is lost 4 voting for it and 8 against it.

1856

June 23
continued

Action is next made that said Petition
and report be deferred which on being put is carried

Communication
from A. M. Uniacke Esq.
and Rev. A. Adams
rel to Sites for Engine
House.

Council next take up communication
from A. M. Uniacke Esq. and Rev. A. Adams relative
to Sites for Engine House. Action made that said
communications stand over, passed.

The following resolution is next introduced

Resol. rel to outlay
of money in Ward
1st

Resolved that a Committee be appointed
to inspect the outlay of money in Ward one in front of
W^m Gordon's property and any other that may be found
necessary so to do relative only to the Street Service. Moved
by Alderman Pugsley seconded by Alderman Sutherland
to which following amendment is introduced

Resol. rel to outlay
of Street Funds

Resolved that a Committee be appointed
to inspect the outlay of Street fund in Ward One in front
of W^m William Gordon's property. Moved by Alderman
Stains seconded by Alderman Bell. which Amendment is
lost it being for it and against it. The original is then
put and carried and the following Gentlemen appoint-
ed the Committee Alderman Pugsley, Murray, Morrissey,
Wills, McKay, Sutherland

Report of Sup of
Streets rel to Drain
in Rottenburgh Street

Report of Superintendent of Streets
for Wards 1, 2 and 3 respecting Drain in Rottenburgh
Street submitted 8 January is next taken up and read
Moved and seconded Council rise, passed

Wm. J. May

1356

July 24th
continued

(At a Special Meeting of City Council held this day present His Worship the Mayor Aldern. Anderson Mr. Heath, Cochran Evans, McKay Conway and Longard

The City Council were summoned to provide additional funds for the Street Service and the transaction of other Business

There not being a quorum to do Business. Council rise

24th

John Connolly sworn into Office as a Sawyer of Oil in presence of His Worship the Mayor.

Respectfully
Mayor