<u>EVENING BEBBION</u>

8.10 o'clock Council Chamber, City Hall, January 13th, 1927

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor and Aldermen Shannon, Sanford, Halliday, McDuff, Gastonguay, McCarthy, Hubley, Rains, Power, O'Toole, Drysdale, Daw and Robinson.

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

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THEATRES AND PLACES OF PUBLIC ENTERTAINMENT

Before taking up the Agenda, His Worship the Mayor brought to the attention of Council the situation in reference to theatres and cinematographs houses, in view of the terrible disaster in Montreal on Sunday last, great uncasiness was being felt by Theatre patrons as to the safety of our theatres.

Under Chapter 162 of the Revised

Statutes" of Theatres, Cinematrograph houses etc", control over all places of amusement was taken out of the City and vested in Provincial authority. The Government has taken all the revenue and it should satisfy the public that proper inspection was being made, and that all precautions to make theatres and other places of amusement safe for patrons was being taken. -519-

January 13th, 1927

ADVERTISING CITY OF HALIFAX

His Worship the Mayor submits verbally an application of the Agent of the Montreal Herald asking the City of Halifax to take a page advertisement in the National Edition of the Herald to be published during the summer, the cost of which will be \$150.00 per page.

Moved by Alderman Power, seconded by Alderman McDuff, that this matter be referred to the Finance Committee. Motion passed.

NOTICE OF ACTION V.F. FARRELL, VS CITY OF HALIFAX

Read notice of action by C.J. Burchell Esq., Solicitor for Vincent F. Farrell against the City of Halifax.

Referred to the Laws & Privileges

and Russeller Committee and the City Solicitor

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CANADIAN TICKET AGENTS CONVENTION

Read letter E.A. Saunders, Secretary

of the Board of Trade in reference to the issuing of an invitation to the Canadian Ticket Agents Association to hold their 1927 Convention at Halifax:

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Board of Trade,
Halifax, N.S.
Jan. 11-27
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His Worship Mayor J.B. Kenny,
Oity Hall
Oity.
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Your Worship, A suggestion has been made that the City of Halifax invite the members of the Canadian

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Ticket Agents Association to hold their 1927 Convention at Halifax . Their Convention for 1926 was held at Niagara Falls and was attended by over 400, but it is not expected if they should come to Halifax there will be over half this number attend. This number, however, would be sufficient to be regarded as a good advertising stunt for this City and I was desired to ask if the City of Halifax and the Publicity Department of the Nova Scotia Government would co-operate with the Board of Trade in connection with expense towards their entertainment.

Would you kindly advise me as soon as possible and oblige.

I have the honour to be,

Sir,

Your obedient servant,

E.A. Saunders, SECRETARY

Referred to His Worship the Mayor.

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WORKS DEPARTMENT ACCOUNTS

Read report of the Committee on Works, recommending for payment accounts chargeable to the Works Department \$10,915.40 and to the Water De-

partment \$1,349.97

City Works Office, Halifax, N.S. Jan. 12-27

ACCOUNTS-WORKS AND WATER DEPT.

His Worship the Mayor and City Council.

Sirs:-

At a meeting of the Works Committee held

this day the following accounts were approved and recommended to Council for adoption-

> Works Dept- Capital 0 Water Dept. 20.00



Respectfully Submitted A.F.Messervey, CLERK OF WORKS -581-

Moved by Alderman Shannon, seconded by Alderman Daw that the report be adopted and accounts paid. Motion passed.

GENERAL ACCOUNTS

Read report of the Finance Committee recommending for payment accounts amounting to \$7,262.63:

Committee Room, City Hall

Halifax, N.S.

Jan. 13th, 1927

His Worship the Mayor, and Members of City Council.

Gentlemen:-

The Finance Committee beg to recommend for payment the attached list of accounts amounting in all to \$7,262.63.

Respectfully submitted

Sgd. John J. Power Alderman McDuff Thomas Robinson

FINANCE COMMITTEE

Moved by Alderman Power, seconded

by Alderman McDuff that the report be adopted and

accounts paid. Motion passed

CITY HOME AND T. B. HOSPITAL ACCOUNTS

Read report of the Charities

Committee recommending for payment accounts chargeable to the City Home \$7,654, 98 and the T.B.Hospital \$4,944.43:

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Halifax, N.S. Jan. 12-27

His Worship the Mayor, and Members of City Council.

Gentlemen:-

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The Charities Committee met this day and beg to submit the following report Present Aldermen Drysdale, Vice-Chairman, Aldermen Sanford, Hubley and Daw

OITY HOME ACCOUNTS DEC. 1926: AMOUNT \$7,654,98

Oity Home accounts for the month of December 1926 were recommended for payment.

TUBERCULOSIS HOSPITAL ACCOUNTS DEC. 1926 AMOUNT \$4,944.43

Oity Tuberculosis Hospital accounts for the month of December 1926 were recommended for payment

Respectfully submitted

A. Drysdale VICE_CHAIRMAN

Moved by Alderman Daw, seconded by Alderman Drysdale, that the report be adopted, and accounts paid. Motion passed.

CITIZENS FREE LIBRARY ACCOUNTS

Read report of the Citizens Free

Library Committee recommending for payment accounts amounting to \$312.10: Halifax, N.S. Jan.13-27

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

The Library Committee begs to submit the following bills for payment:

City of Halifax-	Salaries	\$221.65
T.C.Allen & Co.	Books	53.10
Leonard Scott Pub. Co.	Subscriptions	26.75
Nat. Geog. Sec.		3,50
Amer. Lib.Ass.	n	2,00
Inter. City Man. Ass	tt	2.50
R.W. Wright	Supplies	2.60
		\$312.10

Respectfully submitted

L.F. Barnaby LIBRARIAN

Moved by Alderman Power, seconded by Alderman Shannon that the report be adopted and accounts paid. Motion passed

FIRE DEPARTMENT ACCOUNTS

Read report of the Committee of

Firewards recommending for payment accounts amounting to \$10,892.47:

Committee Room, City Hall, Halifax, N.S. Jan. 12-27

His Worship the Mayor, and Members of City Council.

Gentlemen:-

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At a meeting of the Committee of Firewards held this day, the attached list of accounts amounting to \$419.74 chargeable to Fire Alarm Maintenance, and \$10,472.73 chargeable to Fire Department was submitted, passed as correct and recommended to the City Council for payment-

> Fire Alarm Maintenance \$ 419.74 Fire Department- 10,472.73 Total- \$10,892.47

Respectfully submitted

H.E. Rains, CHAIRMAN

Moved by Alderman Rains, seconded by

Alderman Shannon, that the report be adopted and

accounts paid., Motion passed

CITY HEALTH BOARD ACCOUNTS

Read report of the Oity Health Board

recommending for payment accounts amounting to \$1,856.32

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Halifax, N.S. Jan. 13-27

His Worship the Mayor, and Members City Council.

Gentlemen:-

At a meeting of the City Health Board held on Wednesday, January 12th, 1927, the following named accounts amounting to \$1,856.32 were passed as correct and are recommended for payment.

Respectfully yours

Arthur C. Pettipas SECRETARY C.H.B.

Moved by Alderman Shannon, seconded by

Alderman Daw that the report be adopted and accounts paid. Motion passed.

CITY PRISON ACCOUNTS

Read report of the City Prison

Committee recommending for payment accounts amounting to \$1,773.51, also report of Governor Grant for the month of December:

Halifax, N.S. Jan. 7-27

His Worship the Mayor, and City Council.

Gentlemen:

At a meeting of the City Prison Committee held this day the attached list of accounts amounting to \$1,773.51 was passed as correct and recommended to the City Council for payment.

Your Committee submit the report of the Governor for the month of December showing there were thirty-one prisoners in custody- Twenty three males and Eight females.

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Your Committee further recommend that the Government of Nova Scotia be requested to introduce at the next session of the Legislation an amendment to the Nova Scotia Temperance Act making provision for remission of sentence on similar terms as contained in various statutes of the Dominion.

> Respectfully submitted I.E.Sanford, CHAIRMAN

> > City Prison , Halifax, N.S.

To the Chairman, and Members of City Prison Committee.

Gentlemen:-

I beg to submit the report of the City Prison for month ending December 31st,1925 A.D. as follows; Admitted during the month, eleven males and one female, Number discharged eleven males and three females. In custody December 31,1926 twenty three males and eight females. Total of thirty one inmates. Included in this number there are six men and three women convicted under the N.S. T. Act.

At this date last year there were forty one in custody, made up of thirty three men and eight women.

Respectfully submitted,

George Grant, GOVERNOR.

Moved by Alderman Sanford, seconded

by Alderman Gastonguay that the accounts as recommended by the City Prison Committee be recommended for payment, and that the Clause in the report with reference to Legislation effecting prisoners convicted under the Nova Scotia Temperance Act be referred to the Laws & Privileges Committee. Notion passed. <u>CAMP HILL OEMETERY ACCOUNTS</u> Read report of the Camp Hill Cemetery Committee recommending for payment accounts amounting to \$252.353 -526-

Committee Room, City Hall, January 11th, 1927

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

Gentlemen:-

At a meeting of the Committee of Camp Hill Cemetery held this day, the attached list of accounts amounting to \$252.35, was submitted, passed as correct and recommended to the City Council for payment.

Respectfully submitted,

I.E. Sanford, CHAIRMAN

Moved by Alderman Sanford, seconded

by Alderman Brysdale, that the report be adopted, and accounts paid. Motion passed.

GARDENS PARKS AND COMMON ACCOUNTS

Read report of the Committee on Gardens, Parks and Common, recommending for payment accounts chargeable to the Public Gardens and Common \$407.84 and to Fleming Park \$61.52

> Committee Room, City Hall, Jan. 10th, 1927

His Worship the Mayor, and Members of City Council.

Gentlemen:-

At a meeting of the Committee on Gardens Parks and Common held this day, the attached lists of accounts, chargeable to Public Gardens and Common \$407.84, and chargeable to Fleming Park \$61.52, were passed as correct and recommended for payment.

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Respectfully submitted

J.B.Kenny MAYOR AND CHAIRMAN

Moved by Alderman Gastonguay,

seconded by Alderman Sanford that the report be adopted and accounts paid. Motion passed.

PROVINCIAL EXHIBITION

His Worship the Mayor submits a Resolution passed at a meeting of the Provincial Exhibition Commissionheld on November 15th, 1926, and asked that the following Resolution be approved and adopted by the Council:-

> "RESOLVED that the balance of the \$2590 asked for from the Bank to pay Architect, and not expended, be used to pay general expenses being now incurred"

> > Moved by Alderman Rains, seconded by

Alderman Robinson that the said Resolution be approved and adopted by this Council.

Alderman Hubley, Power and Daw

objecting as this is new matter.

His Worship the Mayor rules that

the Resolution would be accepted as a Notice of Motion.

FLEMING PARK REFRESHMENT PRIVILEGES

Read report of the Committee on

Gardens, Parks and Common recommending granting of the application of Mr. L.A.Moreash for renewal of his lease for refreshment privileges at Fleming Park, North West Arm:

> Committee Room, Oity Hall, Jan. 10-27

His Worship the Mayor, and City Council.

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Gentlemen:-

Your Committee, on Gardens, Parks and Common beg to report that at a meeting held on the 10th inst., an application was received from Mr. L.A. Morash for a renewal of his lease for refreshment privileges at Fleming Park, North West Arm.

Your Committee recommend that the application of Mr. Morash be granted, and that his lease be extended for three years from the date of the expiry of his present lease. Alderman O'Toole dissenting.

Respectfully submitted

J.B Kenny MAYOR AND CHAIRMAN

Moved by Alderman Sanford.

seconded by Alderman Gastonguay, that the report be adopted. Motion put and passed, ten voting for

the same and three against it as follows:

FOR THE MOTION

AGAINST IT

Alderman O'Toole Robinson Daw

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Alderman Shannon Sanford Halliday Gastonguay MaoDuff McCarthy Hubley Rains Power Drysdale. 10

HOME AND T. B. HOSPITAL MONTHLY REPORT



Read report of the Oharities

Committee for the month of December 1926:

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Halifax, N.S. Jan. 12-1927
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His Worship the Mayor,
and Members of City Council.
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Gentlemen:-

The Charities Committee met this day and beg to submit the following report PRESENT ALDERMAN Drysdale Vice-Chairman, Aldermen Sanford, Hubley and Daw.

Jan. 13-27

SUPT. REPORT CITY HOME DECEMBER 1926 NUMBER OF INMATES 270

The Superintendents report shows that during the month of December 1926 there were 7 persons admitted into the City Home, 5 were discharged and 3 died. Of the number admitted I was chargeable to the Province and 6 to the City.

The total number of inmates December 31st, 1926 was 270, made up of 153 men and 117 women . On the same date last year there were 157 men, 133 women and 2 children, a total of 292.

SUPT. REPORT T.B. HOSPITAL, DECEMBER 1926 NUMBER OF PATIENTS 46

The Superintendents report shows that during the month of December 1926 there were 6 patients admitted into the City Tuberculosis Hospital, 3 men and 3 women and 2 men and 3 women were discharged.

The total number of patients December 31st 1926 was 46 made up of 22 men and 22 women and 2 children. On the same date last year there were 20 men and 15 women a total of 35.

Respectfully submitted

A. Drysdale, VICE CHAIRMAN

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MORASH PROPERTY KEMPT ROAD

Read report of the Committee on Works

recommending the acceptance of the offer from the Solicitors of Mrs. Morash of \$3,500.00 in full payment for lands and appurtenances of Mrs. Morash on Kempt Road:

City Works Office, Halifax, N.S. Jan. 11-27

MORASH VS CITY OF HALIFAX PROPERTY KEMPT ROAD

His Worship the Mayor and City Council.

Sirs:-

At a meeting of the Works Committee held on the 5th inst., the City Engineer reported, that he had received an offer from the Solicitors of Mrs. Morash on which an action is now pending in the



Supreme Court, stating that their client was agreeable to accepting \$3,500.00 in fullpayment of lands and appurtenances in question and all costs and any damages that might be awarded their client in connection with said suit, and on payment of the said monies a deed would be at once executed.

As this was considered a favour able offer the Works Committee decided unanimously to recommend to Council the acceptance of this offer.

Respectfully submitted

A.F.Messerveyk CLERK OF WORKS

Thursdallow Burghunder Burghunder Alderman Shannon that the report be adopted. Motion *Clurk of Worker* passed.

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INFECTIOUS DISEASE HOSPITAL SITE

Read report of the Committee on Works

and City Engineer in connection with the proposed site for the erection of an Infectious Disease Hospital on the City Home Property:

> City Works Office Halifax, N.S. Jan. 12-27

INFECTIOUS DISEASE HOSPITAL SITE

His Worship the Mayor and City Council.

Sirs:-

At a meeting of the Works Committee held this day, the City Engineer submitted a report in connection with the proposed site for the erection of the Infectious Disease Hospital

The Works Committee unanimously recommended to Council that the Board of Health be granted as site for the erection of the proposed building on the lands Morris Street, between the T.B.Hospital and the Morris Street Fire Engine Station. The Board of Health has been advised that this recommendation is being forwarded to Council. Respectfully submitted

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A.F. Messervey, OLERK OF WORKS

Jan. 13-27

City Engineer's Office, Halifax, N.S. Jan.-12-27

INFECTIOUS DISEASE HOSPITAL SITE

His Worship the Mayor,

Sir:-

In accordance with the instructions of the Committee on Works, I visited the City Home property in company with Dr. Forrest, Chairman of the Health Board, and Dr. Almon, City Medical Officer, with a view to the location of the proposed new Infectious Diseases Hospital on this site.

The only available location for the type of building said to be required is on Morris Street, between the Tuberculosis Hospital and the Fire Engine Station. The only objection that I could see was the proximity to the present Hospital, but the two Medical Officers agreed that this mearness was not in any way objectionable, so under these circumstances this site would seem to be a suitable one.

If the Committee decide to grant the use of this site it should be on the understanding that the new building would be set back in line with the present Hospital, and be constructed of brick so as to harmonize with the surrounding buildings. Yesterday the accompanying plans were sent me which the Chairman of the Health Board informs me have been approved by the Members of his Committee. The front elevation is of satisfactory design, and suitable for the site.

Respectfully submitted

H.W.Johnston, CITY ENGINEER.

Moved by Alderman, Daw, seconded by

Alderman Shannon that the report of the City Engineer Event where the adopted in the event of a new Infectious Disease a to the Hospital being erected. Motion passed. <u>TAX COLLECTIONS FOR DECEMBER</u> Read report of the City Auditor covering statement of Tax Collections and other Revenue for December 1926: City Auditor's Office, Halifax, N.S. Jan.13-27 His Worship the Mayor, and City Council. -532-

Gentlemen:-

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RE TAX COLLECTIONS

I attach my usual monthly report of Tax Collections for the month of December, and the outstandings as at 31st December last and supplement same with the following additional information.

The Collections on account of back years taxes during the month under review amounted to \$28,179.30 as compared with \$35,344.59 for November.

The following is a comparison of the Collections on account of back years taxes this year with last year:

	1925	1926
Collections 7 months to 30th November	° \$327,791.93	\$344,528.72
December Collections	64,798.92 \$392,590,85	28,179.30 \$372,708.02

which shows that the collections of back years taxes for the eight months ending 31 December last are \$19,882.83 less than the corresponding period of the previous year.

I have already called your attention to the falling off in the Collection of back years taxes during the last few months.

The Collections on account of the Taxes of the Current Civic Year during December amounted to \$33,494.63, which compares with last year as follows:

> 1926 1925

Collections 7 months to \$1,141,383.43 \$1,169,037.67 30 Nov.

.494.63

December Collections 22,938.94 \$1,164,322.37 \$1,202,532.30

which shows an increase this year of \$38,209.93 for the eight months ending 31 December last.

It will therefore be seen that there is a net increase this year of \$18,327.10 in the collection of both back and current years general taxes for the eight months to 31 December last as compared with last year.

I would again call your attention to the fact that there is still \$413,621. 58 uncollected of the taxes for the year ending 30th April 1926, and that the Collections on account of that years taxes during December last were only \$13,399.13. I have previously

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informed you that any amount not collected, beyond a small reserve, will eventually have to be included in future estimates.

I would also again call your attention to the position of the Current Years Taxes. There remain four months of the Civic Year, the outstandings as at 31 December last were \$685,132.53 and the Collections for December \$33,494.63. So that there is every probability of our ending the Civic Year with approximately \$500,000 of our years assessment (Including Highway Tax) of \$1,887.000 uncollected.

It will therefore be apparent to you that the City is again accumulating a heavy liability to its Bankers on account of non-Collection of taxes.

Owing to the payment of interest on Funded Debt due 1st January last it has been necessary to further increase our Bank advances in anticipation of the Collection of the Current Years Taxes.

Yours truly,

H.F. Glass, CITY AUDITOR.

STATEMENT OF TAX COLLECTIONS AS AT 31st DECEMBER, 1926

General Tax Arrears prior to 30th April 1924

\$1,054,681.05 Balance as at 30th November 1926 Less

Cash Collections during

\$10,428.25 month of December 1926 Written off to Reserve 556.58 10.984.83 Total Tax Arrears outstanding 31 December \$1,043,696.22 1926 years prior to April 30th, 1924

General Tax Arrears year ending 30th April 1925



General Tax Arrears year ending 30th April 1926

Balance as at 30th November 1926 \$427,136.41 Less Oash Collections during

Oash Collections during
month of December 1926 \$13,399.13
Written off to Reserve115.7013,514.83

Total Tax Arrears outstanding 31 December 1926 year 1925-26 \$413,621.58

Total Arrears of Back Years General Taxes at 31 December 1926 as above \$1,709,200.39

General Taxes for Current Year ending 30 April 1927	
Balance as at 30th Nov. 1926	\$ 718,669.65
Less	# 1
Cash Collections during	
Month of Dec. 1926 33,494,63	
Month of Dec. 1926 33,494.63 Written off to Reserve 42.49	33,537.12
Total Taxes outstanding 31 December	\$ 685,132.53
1926 for Current Year ending 30th	
April 1927	· ·

Poll Tax for Current Year ending 30th April 1927	
Total Estimated Outstanding 30th November 1926	\$2,033.0 0
Less Cash Collections during month of December 1926	\$5,00
Total Estimated Poll Tax outstanding 31 December 1926 year ending 30th April 1927	<u>\$1,948.00</u>

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Dog Tax For Current Year ending 30th April 1927

Total Collected in excess of Estimate for year as at 30th November 1926



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January 13th, 1927

WATER RATES & TAXES

Total outstanding at 30th November 1926	\$155,146.76
Add Estimated Rates for six months ending 31st Oct., 1926 Additional monthly charges 1.979.20	<u>54,479.20</u> \$209,625.96
Less Cash Collections during month of December 1926	20,416.91
Total Estimated Water Rates outstandi 31st December 1926	ng \$82,175.84

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DEPARTMENTAL APPROPRIATIONS

Read report of the City Auditor

covering statement of Departmental Appropriations as at November 30th, 1926;

> City Auditor's Office, Halifax, N.S. Jan. 13-1927

His Worship the Mayor, and City Council.

Dear Sirs:-

I enclose herewith the usual monthly statements of Appropriations, copies of which have been supplied the heads of Departments.

You are already aware that there will be a deficit in the Fire Department, and there will also probably be a shortage in the Telephone and Health Board appropriations. These deficits will have to be covered by Legislature at the forth coming assembly.

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Yours truly,

H.F.Glass, CITY AUDITOR

FILED

REPORT COAL WEIGHERS

Read report A.H. Cullymore, Supervisor of Coal Weighers showing that Permanent Weighers received the sum of \$111.45 in fees during the month of December 1926:

FILED

HALIFAX RELIEF COMMISSION CLAIM

Read report of the Finance Committee on adjustment of the claim of the Halifax Relief Commission against the City of Halifax, and Counter claim of the City against the Commission:

> Committee Room, City Hall, Jan.12-27

His Worship the Mayor and City Council.

Gentlemen:-

Your Committee on Finance to whom was referred the Claim of the Halifax Relief Commission, beg to report as follows:

At a meeting of the City Council held on the 25th November last, His Worship the Mayor informed the Council that Mr. Justice Rogers, Chairman of the Halifax Relief Commission, had asked for a settlement of the Claim of the Halifax Relief Commission against the City, and as the City had a Counter Claim against the Commission the matter was referred to this Committee with power to adjust accounts, and prepare a scheme of settlement, same to be subject to ratification by the Council.

Your Committee together with His Worship the Mayor, City Solicitor, City Engineer, City Auditor and City Treasurer have had several conferences with the Relief Commission, and have spent much time and energy going over the various items in the accounts.

A hearing on the subject of the adjustment was given by the Commission at the County Court House on the 14th day of December 1926 at which

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the members were given an opportunity of expressing their views on the adjustment as proposed by the Commission.

At a meeting of the Committee held on January 3rd, the Chairman submitted and read a report covering the adjustment of the Commission on all outstanding accounts between the City of Halifax, and the Relief Commission, a copy of which is hereto attached.

Your Committee recommend that the adjustment as submitted by the Relief Commission be approved and the award accepted subject to an adjustment in the allowance for taxes as suggested by the City Auditor.

Your Committee further recommend that the City Solicitor be instructed to draft the necessary Legislation to carry into effect the proposed settlement.

Alderman Power dissenting on account of the magnitude of the interests involved, being of the opinion that the Council should consider and deal with the subject.

Respectfully submitted

Sgd. John J. Power CHAIRMAN

IN RE ADJUSTMENT OF OUTSTANDING MATTERS BETWEEN THE CITY OF HALIFAX AND THE HALIFAX RELIEF COMMISSION

EXPLANATORY NOTES AS TO THE FINDINGS OF THE COMMISSIONERS

1. CASH ADVANCES TO THE CITY \$757.907.30

Beginning on January 14th 1918, and continuing up to July 7th 1919, the Commission at the urgent request of the City Authorities made some seventeen loans to the City, these varying in amount from \$5,000 to \$100,000 and aggregating \$532,300.00

The Commission at that time had no funds which could then be applicable even in part to meet the City's reparation claims. The Commission in addition to cash loans advanced direct to the School Board a further sum of \$154,870.00, that being the then value of the three destroyed schools, as appraised by Mr. J.C. Harris.

In addition to these advances there were special expenditures made by the Commission on the City's account, at its request, aggregating \$32,660.90, thus increasing the indebtedness of the City to the Commission to the sum of \$564,965,90 (excluding the payments on destroyed schools account)

For these advances the Commission accepted from time to time certificates of shares in the Consolidated Fund 1905, upon the undertaking that the necessary borrowing powers from the Legislature would be obtained. In due course the necessary acts were passed (See Chapter 63 of the Acts of 1918, and Chapter 81 and 82 of the Acts of 1919)

On the above named sum of \$564,965.90 the interest accrued up to December 1st, 1920 that being the earliest practicable date an adjustment could have been made between the City and the Commission, amounted to the sum of \$70,737.30. The sum of \$154,870.00 advanced against the destroyed schools is added to the other btems to show the total advances as of the date mentioned, namely \$757,907.30. No interest, however, has been charged against the destroyed schools account and by a cross entry the full amount of that item is allowed on the City reparation account.

2. THE CLAIMS OF THE CITY

The City Claims have been adjusted after many conferences between the undersigned on the one hand, and the Members of the City Finance Committee, City Engineer and Auditor on the other side, at \$510,770.53, or including the allowance with respect to destroyed schools, at \$665,640.53.

Our findings with respect to the repairs to the injured schools and the City buildings are, after a careful examination of the City's expenditures, based in large part on the report of Mr. J.C. Harris, who was employed by us some years ago to inspect the reparation work and report to us. Mr. Harris is a well and favourable known contractor of large experience and a former alderman and School Commissioner.

The item of sundry losses \$36,471.53 is made up of various claims which were presented along with many untenable and subsequently disallowed claims to the Commission at a very late date. We had required the City to present all its claims to us in or before the month of October 1918, so that we could make our final appeal to the Federal Government for further contributions before claims of the larger business concerns and civic and municipal losses could even be considered; but these belated claims were not presented to us until April 20th, 1925.

As the public has always well understood, the amount of three million dollars finally granted to the Commission was not sufficient to cover the losses in full, and it was always recognized that the claim of the City for reparations should remain in abeyance until all others were adjusted. It soon became clear to us that no more than two-thirds of the appraised loss could be allowed to the City by way of reparations. This explains the deduction from the allowed claims (other than that in respect to the destro yed schools) of \$170,256.84 which appears in the account.

It is also to be noted that the Commission did not have in its hands any moneys out of which it could respond to City Claims until the last instalment of \$500,000 of the final three million dollars contribution was received in 1920

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3. GROSS RELIEF ALLOWANCE

Our determination therefore to grant a gross relief allowance of \$495,383.69 with respect to proven direct losses, subject to the deduction of appropriate charges against the City for ordinary municipal works, and other contra accounts, is regarded by the Commission as being a liberal contribution and the extreme amount which we feel justified in fixing under all the relevant circumstances.

4. DEDUCTION FOR WATERWORKS, SEWERS, SIDEWALKS ETC.

The Commission has decided after the most careful consideration that for the civic works executed and paid for out of the funds provided for the erection of houses in the devasted area, the sum of \$252,105.11 must be set off against the gross This is the minimum sum at which relief allowance. we feel justified in fixing the City's usual share of water extension, sidewalk and paving construction. The sum is considerably less than the actual expenditure, and Mr. H.B. Pickings C.E., who represented the Commission in this undertaking, reported to us that the sum of \$349,912.50 should reasonably and properly be charged in respect to this work, as being the City's usual share of such services. Notwithstanding the contention of City Engineer Johnston, that the amount suggested by Engineer Pickings is excessive, we feel we would be fully warranted in reducing the relief allowance by the sum Mr. Pickings had recommended. In view, however, of the considerations urged before us, and taking into account a number of cross credits of doubtful merit claimed by the City in its statement presented to us, the lesser sum suggested by the figures of the City Engineer has been finally adopted.

The suggestion put forward on behalf of the City that these expenditures were made in carrying out a town planning scheme, and that the whole expense should therefore be borne by the Commission is supported neither by the facts nor the justice of The Commission executed its works under its the case. statutory authority, quite apart from its powers as to The town planning provisions of the town planning. statute were never acted upon by us, but even had they been, the Commission has met without any expense to the This is a matter quite City all the new planning. separate and apart from the laying of water mains and sewers, and the construction of sidewalks and pavements which were, indeed, necessary, and the payment of a large portion of which has been borne by the Commission as owner, as in the case of an individual citizen

Moreover the Commission has also met, without any charge to the City, the expenses of rough grading the streets, the cuttings (especially in connection with Fort Needham) and the large fills required in order to carry out the general improvement.

It is scarcely arguable that the Commission should exercise its discretion and pay to the City relief allowances and not take into account the cost of these works which are of such material importance to the northern part of the City.

5. FURTHER CREDITS TO WHICH COMMISSION IS ENTITLED

The Commission made a number of special expenditures on the City Account and at its request, aggregating \$36,694.40, and other small items amounting to \$3,665.13.

There can be no substantial difference of view between the City and ourselves as to the propriety of these cross charges.

6. NETT BALANCE PAYABLE BY THE CITY

These allowances and various deductions, with the addition of interest from December 1st, 1920 to December 1st, 1926 fix the total indebtedness of the City to the Commission at \$637,305.79. This sum, however, as we intimate in a later paragraph may be reduced to \$600,000 by a voluntary contribution to the Civic Taxation on the terms indicated in that paragraph.

7. CITY SECURITIES HELD BY THE COMMISSION

In 1919 the various borrowings of the City from the Commission represented by certificates of shares in the Consolidated Fund, were at the City's request, consolidated into one certificate for \$565,000.00 payable January 1st, 1921 The Commission stated it would not then ask for payment of the accrued interest pending final adjustment In 1920 a request for another year's respite was made and a renewal certificate was furnished redeemable on the 1st January, 1922. Since the maturity of this share certificate, earnest but unsuccessful efforts have been made to get the authorities to come to an adjustment. The Commission declined to renew the certificate, and although we repeatedly urged that the sum of at least \$25,000 representing the probable interest payable on the adjusted debt should be assessed each year, no amount for this purpose was so included in the estimates or assessed.

8. REJECTED CLAIMS

Those in authority would appear to us to have been relying on wholly untenable claims in an attempt to set off the City's liability under its borrowings. On the 20th day of April, 1925, there was presented to us, in response to the Commission's repeated efforts to obtain an adjustment of all outstanding claims a list of claims aggregating over \$1,000.000, but at too late a date to enable the work of adjustment to be overtaken before expiry of the term of the then Mayor of the City.as soon as it was convenient, we urged on the present Mayor and Council the

advisability of having the whole problem discussed and finalized, hot only on our own account, a considerable portion of our Pension Fund having been unsatisfactorily tied up, but also in the City's own interests, it should be clear that the City could not justify longer delay in having the amount of its liability fixed, and due steps taken to meet it.

Considerable time has been spent with the Mayor and the Auditor in clearing away misunderstandings which might prevent a speedy adjustment. On the first days of December instant the Commission met at the City Hall with the Mayor, the members of the Finance Committee, and Civic Officials, and the general situation was discussed. The Commission has held a number of conferences with the representatives of the Finance Committee and Engineer and Auditor; and also held one meeting at the Mayor's instance to which all Aldermen were invited, and most of them attended and the various accounts and claims have been thoroughly enquired into from the point of view of the City as well as that of the Commission.

INDIRECT LOSSES EXCLUDED 9.

It has been a matter of common knowledge that the orders in Council under which our funds were distributable, provided that direct material losses caused by the explosion were alone to be considered, and that all indirect or consequential damages It was therefore with some surprise must be excluded. that we found that the City was scheduling against us claims that were for this reason quite beyond the scope of our authority, and claims which have been repeatedly disallowed in connection with the settlement of claims of individual citizens. The Commission made it clear on every occasion upon which they met the Committee that claims on the part of the City of this nature amounting to over \$500,000 could not be considered at all. In our opinion the allowance of these claims, in whole or in part, would be wholly unjustifiable, and we must express regret that, instead of our being pressed to consider them further, they were not frankly withdrawn.

TAXATION 10.

Under the provisions of its Act of Incorporation the Commission's property was for obvious reasons exempt from all assessments. Notwithstanding this provision the City has assessed the property of the Commission in the devasted area, and at a high valuation. The Commission, however, thought that when the property became revenue bearing it was only right that it should acquiesce in a fair contribution to the City revenues in lieu of taxation, and therefore, in the earlier years the Commission voluntarily paid substantial sums. Later on the Commission paid no taxes, or contributions in lieu of taxes, because the City had failed to pay interest on its borrowings from the The settlement of the matter of taxation, Commission. or contribution in lieu of taxation, has awaited, therefore, the adjustment of the accounts now happily concluded.

The City's claim in respect of taxation on the basis of its valuation reaches the large sum of \$195,000, while it will be noted from the accounts that the interest accruing to the Commission considerably exceeds that sum. The Commission has determined to make a contribution of \$87,305.79 in full settlement and in lieu of all claims in respect of taxes- including the year 1926-27 on the terms hereinafter set forth. There is not included in this sum any amount for pipe rates or water rates. These latter accounts the Commission or its tenants have paid and will continue to pay. This proffered contribution in lieu of claims for taxation, however, is to be made only on the following understandings:

(a) That the Commission's properties be assessed for a period of five years upon a valuation not exceeding the sum of \$500,000, subject to a deduction from this amount from year to year of the one half of the purchase money received by the Commission for any property disposed of during the preceding year. It is obvious that the Commission lands which were largely taken in connection with the relief settlements with individual owners or for new streets and which have not been built upon or otherwise utilized should continue to have the benefit of the statutory exemption. On the other hand, the proposed fixed assessment is a fair valuation for assessment purposes when it is taken into consideration that the Commission houses represent an investment of a considerable portion of its pension fund, and in view of the further fact that it is expected that because of the outlying situation there will continue to be more than the average number of vacancies. It must not be forgotten that the Commission houses were built without any real claim for that purpose upon the funds of the Commission, but at a time when it was most essential in the interests of the City as a whole that its housing accommodation should be increased, and as rapidly as possible. No private investor under the then existing conditions would have attempted to construct houses for investment purposes, and very few persons would build even for their own personal use. An exemption from taxation in the circumstances was considered amply to justify the legislation. At the expiration of the five years period suggested the exemption would then automatically revive, pending reconsideration of the situation as at that date.

It is worthy of observation at this point that the value of the property for assessment purposes within the limits of the devasted area is very largely in excess of that of the period before the explosion; so much so, that in process of time the increased revenue receivable in taxation will largely if not entirely meet the whole obligation of the City to the Commission.

(b) The Commission also feels that a further condition must be imposed, that the Richmond Heights district is hereafter to receive at the hands of the City the same degree of attention to its streets, and general civic requirements as is accorded to other Sections. Heretofore the residents of the locality have

been permitted by the Civic authorities to acquire the belief that there was some sort of obligation on the part of the Commission itself to perform these civic There neverwas at any time any such observices. ligation.

(c) The Commission also stipulates that there shall be no further claims of any kind whatever hereafter presented by the City to the Commission. We think the time has arrived when all outstanding matters must be finalised

OPEN SPACES -RICHMOND HEIGHTS 11.

In accordance with an understanding at the inception of our undertaking, the Commission will dedicate to the City, according to the boundaries fixed by it, Fort Needham Park, undoubtedly a valuable acquisition to the open spaces in that part of the City: and the City on its part is to convey to the Commission on the lands known as Mulgrave Park and a lot near-by known as Market Square.

The Commission will also convey to the City. if the authorities so desire, to be held for the public, the various smaller open spaces shown on its plan of the Richmond Heights District, as well as the new streets and boulevard already vested in the City by statute. Substantial advantages accrue to the Cityby reason of these arrangements.

COMMISSION WILL ACCEPT 5% DEBENTURES IN SETTLEMENT 12.

In discharge protanto of the liabilities of the City hereby determined the Commission is prepared to accept certificates of shares or debentures in the Halifax City Consolidated Fund, 1905, bearing interest at 5% half yearly as of December 1st, 1926, and extending over such period as the City may desire. The issue of these certificates or debentues up to \$600,000 is now authorized by Chapter 63 of the Acts of 1918, and Chapter 81 & 82 of the Acts of 1919. The legality of the issue, however must be subject to opinion of Council.

As to the balance of the liability the City will have to undertake the required financing.

Delivery of the certificates or debentures may be made on or before January 15th, 1927.

Such legislation as may be necessary or advisable in order to give effect to the arrangements is to be promoted at the ensuing session of the Legislature, and thereafter upon due completion of the financing the Commission will deliver up the certificate of shares in the Consolidated Fund now held as collateral

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13. CONCLUSION:

The settlement of the amount of the Civic reparations claim and the accounting on both sides are now to be regarded as finalized and there is no further appeal. The Commissioners anticipate that their conclusions will be received with that measure of respect accorded to the conclusions of other judicial tribunals. They desire to a ssure the City Council and the citizens in general that consistantly with the proper discharge of their important duties they have in this matter as well as in all others in which the City has been concerned done everything in their power to assist the Civic authorities and often under great difficulties. If at times there has been an apparent lack of sympathetic co-operation the blame does not lie at the door of this Commission.

They have been the trustees of very large sums of money contributed principally by the Canadian Government and it is to that Government we have been giving and will continue to give due account of our Stewardship.

> Sgd. T.S.Rogers, J.S.C. CHAIRMAN

SGD. W.B.Wallace, C.C.J., COMMISSIONER

DATED DEC. 30th, 1926.

CITY OF HALIFAX AND HALIFAX RELIEF COMMISSION FINAL DECISION OF THE COMMISSIONERS, ADJUSTING OUTSTANDING CLAIMS AND COUNTER CLAIMS

The Halifax Relief Commission, after many hearings and due consideration of outstanding claims of the Commission on the one side, and the City on the other, hereby determine that there is due and payable to the Commission as of December 1st, 1926, the sum of \$687,305.79.

> T.S.Rogers J.S.C.

Sgd. **CHAIRMAN** W.B.WALLACE, C.C.J. COMMISSIONER

DATED AT HALIFAX DECEMBER 30th, 1926

This decision is accompanied by N.B.

Statement of the accounts upon which the decision 1. is based.

A memorandum explanatory of the various items. 2.

From paragraph ten of this memorandum it will be noted that upon the terms therein set forth the amount of the ascertained indebtedness may be reduced to the sum of \$600,000 by the credit of a substantial voluntary contribution in lieu of taxes claimed by the City, the Commission's property being exempt from taxation by statute.

HALIFAX RELIEF COMMISSION

CASH ADVANCED TO THE CITY OF HALIFAX

On Loan account Interest adjusted to Dec.1-1920 as per Schedule "A"

On Destroyed Schools Account.

CITY OF HALIFAX CLAIM

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School Repairs as per	Schedule \$ 348,375.25	
City Building as per Schedule "B" Sundry Losses as per	125,923.75	
Schedule "D"	36,471,53	510,770.5

One third off the above

Schools totally destroyed as per Schedule

GROSS RELIEF ALLOWANCE:-

From which is to be deducted City's usual share of Water, Sewer, Sidewalks, etc., as per Schedule "F"

<u>252,105.11</u> \$243,278.58

And also the following Special Expenditures by The Commission on City Account-

Market Building. 11,617.74

Rockhead smallpox Hospital 6,564.28 Morris St.Infectious Diseases Hospital (Less Commission Grant of (\$10,000.00) 14,483.88

City Work Certified by City Engineer

4,028.50

36,694,40 \$206,584,18

• 53

170,256,84 340,513,69

\$532,300.00

\$603,037.30

154

70,737,30

154,870.00 \$495,383.69

<u>,870,00</u> \$757

\$757,907.30

AMOUNT DUE THE HALIFAX RELIEF COMMISSION AS AT DECEMBER 1st, 1920 ON CITY REPARATION ACCOUNT. 551,323.12 Interest on the above December 1st 1920 to Dec.1st 1926 132,317.54 \$683,640,66 3,665,13 Sundry Accounts as per Schedule G TOTAL AMOUNT DUE THE HALIFAX RELIEF COMMISSION AS \$687,305.79 AT DECEMBER 1-26 Sgd. T.S.Rogers, CHÀIRMAN W.B. WALLACE COMMISSIONER 546-

SCHEDULE "A"

STATEMENT OF A DVANCES ON CITY ACCOUNT WITH INTEREST AT 6% PER ANNUM TO DECEMBER 1st, 1920

DATE		AMOUNT	INTER	EST R	ATE	AMOUNT OF	INTERES
January	24-1918	\$25 ,0 00-00	5% t	o May		\$328	•77
Ápril	24 19 18	5,000.00	5% t 6%	aiter	tnat	date 3,879 780	0.45 82
May.	2–1918	10,000.00	6%			1,548	5.49
May	6-1918	5,000.00	6%		•	770	.96
May	16-1918	10,000.00	6%			1,525	5.48
May	2 9- 1918	15,000.00	6%			2,256	5.16
July	12-1918	15,000.00	6%			2,147	.67
Aug.	3-1918	50,000,00	6%			6,978	5°08
Aug.	2 1_ 1918	5,000.00	6%			683	.01
Sept.	11-1918	45,000,00	6%			5,993	. 78
Oct.	11-1918	35,000.00	6%			4,487	.67
Oct.	11-1918	64,000.00	6%			8,206	6.03
Nov.	28-1918	5 0,00 0,00	6%			6,016	<u>.</u> 44
Dec.	12-1918	100,000,00	6%			11,802	2•74
Jan.	3 1- 19 1 8	33,300 <u>.</u> 00	6%			3,656	.61
May	13-1919	4 0,0 00.00	6%			3,723	64
J uly	7- 1919	25,000,00	_6%			2,100	0 <u>.0</u> 0
		\$532,300,00				\$66,881	L•80

#576,700

\$47-

Dec. 12-1918 14,483.88 6% Dec. 12-1918 11,617.74 6% Dec. 12-1918 <u>6.564.28</u> 6% <u>\$564,965.90</u>

3.855.50 \$70,737.30

Jan. 13th, 1927

SCHEDULE "B"

PUBLIC SCHOOL BUILDINGS

Appraised Explosion damage to Schools

\$348,375.25

SCHEDULE "C"

CITY BUILDING ACCOUNT

Appraised	<u>l damag</u> e
City Hall City Hall Clock not repaired	16,553.71
"Home	11,000.00
"Prison	21,827.82
" Workshops	5,788.71
Town Clock	1,960.00
Hazelwood-Isolation Hospital City Home grounds	1,5 52-29
Incinerator	5,3 79-67
Infectious Disease Hospital, Rockhead R. Ward Continued	9,525.00
Market Building	20,015,64
Public Gardens	4,000,00
Reservoir	976,55
Market St.Tenement	700,00
Engine Houses: Bedford Row	2,500.00
Brunswick Street	2,000,00
Grafton Street	714,38
Morris Street	1,600,00
Quinpool Road	1,705.33
Spring Garden Road	277.89
West Street	4,078.73
Isleville Street Outhit Building	2,500,00 2,100,00 5,500,00
Tenement-Longard Rd. Reservir Bldgs.	298.58
Chain Lake	369.45
Memorial Tower City Hall Clock not replaced	3000.00



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SOHEDULE "D"

CITY OF HALIFAX SUNDRY LOSSES

Fire Alarm System Fire Hose Fire Chief's Car Seagrave Waggon and Equipment. Repairs to Patricia Explosion damage to water service. Water Meters Destroyed Incinerator Instruments Garden Plants Waggon Shed Motor Cars as appraised Rental of Fire Engine Whilst Patricia	\$3,430.00 1,750.00 1,450.00 1,559.00 6,000.00 7,\$05.00 6,734.00 782.00 233.25 250.00 1,200.00
under repair	714.00
Rockhead small pox Hospital	4.564.28

SCHEDULE "E"

TOTALLY DESTROYED SCHOOLS

Appraised Replacement Value of Totally Destoyred Schools

Bloomfield St.Joseph's Richmond

39**,000.0**0 54,200.00 61 ,670,00 54**,**870**,0**0

SCHEDULE "F"

SUMMARY OF WORK DONE BY THE COMMISSION WATER SEWERS SIDEWALKS ETC

> Commission Claim City Estimates

Class B. Work City's Share	Usual \$162,339.25	\$ 126,101.67
Olass D Work City's Usual Share	150,340.08	126,003,44
	\$312,679.33	\$252,105.11

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On consideration the City's share of the above costs is fixed at \$252,105,11

Cost of Gottingen Street Out and Union Street Grading is abandoned on City abandoning their Claim for cost of Water and sewer pipes and house water connections **12,660.00**

Cost Gott. St. Cut and Union 37,233.17 St.Grading is

30,316.44

SCHEDULE "F"

CLASS "B" WORK

WORK DONE BY RELIEF COMMISSION AND COST TO BE

BORNE WHOLLY BY CITY

COMMISSION CLAIM CITY ESTIMATES

Item	1.	Catch Basin Construction		\$1,419.50	\$1,299.00
	2	Ħ	11	18,458.05	13,917.75
	3	Ourb In	lets	2,195.60	2,195.60
	4	Repairs	to Gotti:	ng en	
		Street		3,000.00	3 ,0 00.00
	5	Water Pi	pes	3,339.00	3,339.00
	6.	Macadam	Pavement	95, 359.60	68,114.00
	7	Connecti	.ng Water		
		pipes		516.10	516.10
	8	Extendir basins	ng Catch-	56.35	56.35
	9	Work on	Hydrants	and	
		Catchbas	sins	133.75	133 •7 5

10	Water Mains H	ydro-	
	stone	22,744.25	19,638.50
11	Water Main Go	tt-	
	ingen St.	9,627,32	9,627,32
		\$ 156,849.52	\$ 1 21,837•37
	Engineering	5,489.73	4,264,30
		\$162,339.25	\$126,101.67
			1

WORK DONE BY RELIEF COMMISSION-CITY CREDITED WITH REGULAR ASSESSMENT BALANCE CHARGED TO CITY COMMISSION STATEMENT CITY CLAIM

ITEM		COST	ASSESSMENT	CHARGED TO	CITY VALUE
1. Water and Diagonal and Alber	streets	30,056.91	\$7 , 346 .0 0	\$22 , 710.91	\$23,405.00
2. Water and Hydroston		34,540,65	10,080.00	24,460.65	30,760.00
3. Water and Hennessey etc.		18,947.80	3,185.00	15,762.80	18,947.80
4. Curbs & 0	utters	44,641.00	22,320.50	22,320.50	40,063.25
5. Concrete	Pavement	8 8,058,21	4 4,029.11	44,029.11	74,164.00
6. Concrete	Sidewalks	26,642.50	13,321.25	13,321.25	19,145.50
7, Tarvia Di And Gotti		5,108,55	2,554.28	2,554,28	5,108,55
	Total	\$247,995.62	\$102,836.1 4	\$145,159.50	\$221,594.10
Engineering $3\frac{1}{2}h$			-	5,180.58 \$150,340.08	

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SCHEDULE "E" 2

ASSESSMENT CITY SHARE

- \$7,346.00 \$16,059.00
- 10,080.00 20.680.00

15,762.80
20,031.63
37,082.00
9,572.75

2,554,28	2,554,28
\$89,851.65	\$ 121,742.46
	4,260,98 \$126,003,44