

CITY COUNCIL MEETING,
THURSDAY,
JANUARY 11th, 1940.

A G E N D A

Minutes.

1. Notice of reconsideration by Alderman Keshen re amendment to Ordinance #15 (Bicyclos).
2. Notice of motion by Alderman MacKay re street oiling.
3. Resolution re accounts.
4. Report Finance Committee re superannuation, W. J. DeWolfe.
5. " " retiring allowance to Miss Crowley.
6. " " account, ex-sheriff Brenton.
7. " " car, Superintendent of City Home.
8. " " re-payment of loan, Housing Commission.
9. " " legislation - date for paying business taxes, etc.
10. " " legislation - date for paying poll taxes.
11. " " tenders for steel cabinets.
12. " " new high school.
13. Report Tax Property Sale Committee re sale of lot.
14. Report Laws and Privileges Committee re acceptance of tenders.
15. " " " licensing pinboards.
16. " " " amendment to Ordinance #15.
17. " " " junk dealer's license fee.
18. " " " application for junk dealer's license.
19. Report Firewards Committee re purchase of pumper.
20. Report Gardens, Parks and Commons Committee re Lynch's shows.
21. Resolution Direct Relief Committee re borrowing.
22. Questions by Aldermen.
23. Report Comm. on Works re disposal of property on Morris Street.
24. Report Comm. on Works and City Engineer re Morris St. widening.
25. " " " claim for damages, Mrs. Charles Joseph, Rockcliffe Street, sewer and water extension.
26. " " " street light, North and Albert Streets.
27. " " " street oiling assessment.
28. " " " overhanging signs.
29. " " " final certificate, Charles E. Morton.
30. " " " "
31. Letter Clerk of the Executive Council re approval of amendment to Ordinance #15.
32. Report Charities Committee covering Supt's report re inmates in the City Home.
33. Report City Auditor re departmental appropriations and expenditures.
34. " " " tax collections for the month of December, 1939.

EVENING SESSION

8.00 o'clock,
Council Chamber,
City Hall,
January 11th, 1940.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Batson, MacKay, Donovan, Kinley, Curran, Sullivan, Freda, Adams, Lloyd, McDonald, Keshen, O'Toole, Power, Curtis, Walker, MacDonald and Landry.

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

The following named papers were submitted.

MINUTES

Moved by Alderman Batson, seconded by Alderman Donovan that the minutes of the previous meeting be approved. Motion passed.

NOTICE OF RECONSIDERATION BY ALDERMAN KESHEN RE ORDINANCE #15.

Alderman Keshen asked to have this item withdraw, to which Council agreed.

NOTICE OF MOTION BY ALDERMAN MACKAY RE STREET OILING

Moved by Alderman MacKay, seconded by Alderman MacDonald that the following notice of motion be approved.

THAT the resolution regarding the method of financing the oiling of streets which passed the City Council on March 29th, 1939 and contained on page 633 of the minutes of Council be rescinded, and that the cost of oiling of streets be paid out of the estimates of the Committee on Works; this to come into effect from May 1st, 1940..

Motion put and passed.

January 11th, 1940,

ACCOUNTS

The following resolution covering accounts of various committees was submitted.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Committee on Finance amounting to \$5,947.66; Committee on Charities amounting to \$12,243.13; Gardens Committee amounting to \$547.71, Fleming Park amounting to \$105.00; Point Pleasant Park Committee amounting to \$669.10; City Prison Committee amounting to \$1,856.74; Committee on Firewards amounting to \$13,684.99 chargeable to Fire Department and \$618.45 chargeable to Fire Alarm; Committee on Works amounting to \$9,945.97; City Health Board amounting to \$5,554.63; Committee on Camp Hill Cemetery amounting to \$635.55; Library Committee amounting to \$610.12; Police Committee amounting to \$10,236.14 under the provisions of Section 315 of the City Charter.

Moved by Alderman Donovan, seconded by Alderman MacKay that the resolution be adopted and the accounts paid. Motion passed.

SUPERANNUATION - WM. J. DEWOLFE

Read report of the Finance Committee, letter of the City Treasurer and resolution re superannuation, W. J. DeWolfe.

Committee Room, City Hall,
January 10th, 1940.

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

At a meeting of the Finance Committee held on the above date, the attached report from the Committee on Works regarding Mr. W. J. DeWolfe's request to be retired on superannuation was considered.

Your committee recommends that Mr. W. J. DeWolfe be retired on superannuation as from March 1st next in accordance with the provisions of Section 146 of the City Charter.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

January 11th, 1940.

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

Your Worship and Aldermen:-

With reference to William J. DeWolfe's application for superannuation as from March 1st next, Mr. DeWolfe is over sixty years of age and by the end of February will have contributed to the official's Superannuation Fund over a period of twenty-four years.

His average salary for the past three years was \$3,600. and, under Section 146 of the City Charter, is entitled to an annual allowance of Seventeen Hundred Twenty-eight dollars (\$1,728.), being twenty-four fiftieths of \$3,600.

Respectfully submitted,

George J. Allen,
CITY TREASURER.

WHEREAS the City of Halifax requires money for the purpose of meeting the obligations of the City in respect of superannuation allowance for civic year 1939-40.

THEREFORE BE IT RESOLVED, that an amount of Two Hundred Eighty-eight Dollars, (\$288.00) be appropriated for the aforesaid purpose, pursuant to the provisions of Section 332 of the City Charter, and that the said sum be borrowed from any bank or fund available and repaid when placed in the estimates for the civic year 1940-41.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report of the Finance Committee, letter of the City Treasurer and resolution as submitted be adopted. Motion passed.

RETIRING ALLOWANCE TO MISS E. CROWLEY, NURSE
AT THE TUBERCULOSIS HOSPITAL.

Read report of the Finance Committee
re retiring allowance to Miss E. Crowley.

Committee Room, City Hall,
January 10th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held on the above date, the attached report from

January 11th, 1940.

the City Health Board regarding the retirement of Miss E. Crowley from the nursing staff of the Tuberculosis Hospital was considered.

Your committee recommends that Miss Crowley be retired and that legislation be secured to continue her salary to April 30th, 1940 or sooner if she does not live to that date; such legislation to conclusively show that this settlement is in full of all financial considerations to be expended to this employee.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion passed.

8.15 P.M.,

Alderman Breen arrives and takes his seat in Council.

ACCOUNT - EX-SHERIFF R. A. BRENTON

Read report of the Finance Committee and letter of the City Solicitor re account, Ex-Sheriff R. A. Brenton.

Committee Room, City Hall,
January 10th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the attached letter from the City Solicitor regarding account of Ex-Sheriff, R. A. Brenton was considered.

Your committee recommends that the suggestion of the City Solicitor, viz: that an arrangement be made with the bondsmen to pay the sum of \$200.00 per month until the amount due the City is liquidated, be approved.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

January 11th, 1940.

His Worship the Mayor
and Members of the City Council.

Your Worship and Aldermen:- Re; Ex-Sheriff R. A.
Brenton, accounts.

Further to my letter of January 10th to the Committee on Finance re the above matter, I would like to add the following information for the guidance of Council.

A substantial portion of the amount due to the City in this matter is made up of amounts of taxes paid to the Sheriff on foreclosures by the purchasers of property being sold under Orders for foreclosure and sale. This money was paid as taxes and because this money was not in turn paid by the Sheriff to the City, it is quite likely that the City's lien on the properties in question for these taxes still continues in effect and the City can sell these properties under its lien. It will, of course, be realized that this would place a most difficult burden on the purchasers of these properties, as these purchasers would be practically compelled to pay these taxes again to the City in order to prevent their properties from being advertised and sold.

By virtue of the arrangement with the bondsmen the City will, of course, not enforce its lien for these taxes against the properties in question.

Yours very truly,

Carl P. Bethune,
CITY SOLICITOR.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report of the Finance Committee be adopted. Motion passed.

RE-PAYMENT OF LOAN, HOUSING COMMISSION

Read report of the Finance Committee
re re-payment of loan, Housing Commission.

Committee Room, City Hall,
January 10th, 1940.

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

At a meeting of the Finance Committee held this day, your committee brought forward from its December meeting a matter than discussed, this being a suitable financial arrangement for taking care of the indebtedness of the City and the Housing Commission to the Province of Nova Scotia amounting to approximately \$200,000.00.

January 11th, 1940.

The members of Council have been furnished with full details of this matter in a letter issued January 6th and your committee recommends that the proposal for legislation whereby the City may avail itself of the resources of the fund accumulated from the surplus collection of taxes of the period 1908-09 to 1924-25 be approved and adopted.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

PAYING OF HOUSEHOLD TAXES, ETC.

Read report of the Finance Committee
re date for paying of household taxes, etc.

Committee Room, City Hall,
January 10th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, a report from the City Auditor was received requesting that the date for payment of household, business and poll taxes in order to qualify as a voter be changed from the present date of April 1st to the preceding date of January 31st for the reason that the re-organization and the re-allocation of work between departments next year and the seasonal activity will present difficulties which will hamper the routine of the department unless such change is made.

Your committee approves of the report of the Auditor and it is recommended that legislation be asked to bring about the change in question.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

Moved by Alderman Donovan, seconded by
Alderman MacKay that the report be adopted. Motion
put and passed, 15 voting for the same and 3
against it as follows:-

January 11th, 1940.

FOR THE MOTION

Aldermen Breen .
Batson
MacKay
Donovan
Kinney
Curran
Sullivan
Freda
Adams
Lloyd
J.F. McDonald
O'Toole
Power
W.A. MacDonald
Landry
-15-

AGAINST IT

Aldermen Kehlen
Curtis
Walker

PENALTY ON UNPAID POLL TAXES

Read report of the Finance Committee
re penalty on unpaid poll taxes.

Committee Room, City Hall,
January 10th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, the Auditor drew to the attention of the committee certain delays which are being experienced in the matter of the collection of poll taxes.

Your committee approves of the report of the Auditor in which it is recommended that legislation be secured to allow the City to impose a 10% penalty on the unpaid principal of poll taxes, effective December 1st of each year of its assessment and that effective from January 1st next ensuing that the rate of interest to be collected on any unpaid balance to be at the rate of 6% per annum.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion passed.

January 11th, 1940.

PURCHASE OF STEEL CABINETS

Read report of the Finance Committee
re purchase of steel cabinets.

Committee Room, City Hall,
January 10th, 1940.

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

At a meeting of the Finance Committee held this day, a request from the Auditor for an appropriation of \$405.00 to purchase steel cabinets for the new ledger system now under preparation was approved and your committee recommends that the tender of the Office Specialty Manufacturing Company for the amount aforesaid be accepted.

This amount includes sales tax and calls for delivery of the equipment in Halifax, The tender is the lowest.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

NEW HIGH SCHOOL

Read letter from the Board of School
Commissioners and report of the Finance Committee
re new high school.

December 20th, 1939.

His Worship the Mayor,
and Members of the City Council,
Halifax, N. S.

Madam and Sirs:-

At a meeting of the Board of School Commissioners for the City of Halifax, held Tuesday, December 19th, 1939, I was directed to forward to your honoured body the following resolution duly passed at said meeting.

January 11th, 1940.

"

RESOLVED that the Board request the City Council to approve of a new high school, at a selected site, and at a cost not to exceed Four Hundred and Fifty Thousand (\$450,000.00) Dollars, and that the City Council approve of the Board proceeding with the preparation of plans and specifications for such a building, which would relieve the overcrowding in the Academy and Bloomfield High Schools".

Respectfully yours,

H. F. Bezanson,
SECRETARY.

Committee Room, City Hall,
January 10th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, your committee, in anticipation of the fact that the matter would be referred to it by the Council, dealt with an application, which at this meeting of Council will be submitted from the Board of School Commissioners, this being a request to be allowed to have plans and specifications prepared for a new high school to be built at a cost not exceeding \$450,000.00 including the cost of site.

Your committee recommends that the Board of School Commissioners be authorized to proceed with the preparation of such plans and specifications after application to the Governor-in-Council directing that the City issue its debentures for the amount required to pay for the costs of the said plan and specifications and that the City will not offer any objection to such application.

Your committee also requests permission of the Council to arrange a plan for the convenient financing of such new high school, should the application to build it be received by the Council at a later date and at such time approved, and that incidental to such plan the committee is authorized to nominate persons to interview the Dominion Government in order to support an application which may be made for a loan under the terms of the Dominion Enactment whereby advances are made to municipal authorities for self-liquidating projects at a 2% p.a. rate.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

January 11th, 1940.

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

His Worship the Mayor calls upon the Deputy Mayor to assume the Chair while he addresses Council from the floor of the Council Chamber.

The Mayor stated that he understood this resolution was to be conditional upon the sum of \$200,000.00 being borrowed under the Federal plan at a low rate of 2% interest.

He had every sympathy with the resolution if money can be secured at the low rate.

The Mayor assumed the Chair.

The motion was then put and passed, 10 voting for the same and 8 against it as follows:-

FOR THE MOTION

Aldermen Adams
Batson
Breen
Curran
Donovan
Keshen
Lloyd
W.A. MacDonald
MacKay
Sullivan

-10-

AGAINST IT

Aldermen Curtis
Frederick
Kinley
Landry
J.F. McDonald
O'Toole
Power
Walker

-8-

SALE OF LOT

Read report of the Tax Property

Sale Committee re sale of lot.

January 8th, 1940.

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

Gentlemen:-

The following extract from the minutes of a meeting of the Tax Property Sale

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January 11th, 1940.

Committee held on January 8th, 1940, at 12.30 PM in the Council Chamber, is submitted to you for your approval.

A tender from the Royal Trust Company, acting for Mr. E. Bert Batson, offering \$100.00 for the lot on the north side of Morris Street, formerly assessed to the Estate of F. J. Robinson, was placed before the meeting.

Moved by Alderman Sullivan, seconded by Alderman Walker, that the offer be accepted. Passed.

Yours very truly,

A. T. E. Crosby,
CITY COLLECTOR
ACTING SECRETARY TAX PROPERTY SALE COMM.

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

Motion passed.

Alderman Lloyd against and Alderman Batson excused from voting.

ACCEPTANCE OF TENDERS

Read report of the Laws and Privileges Committee re acceptance of tenders.

Committee Room, City Hall,
January 8th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, the attached extract from minutes of a meeting of the City Council held on the 14th day of December, 1939, regarding the acceptance of tenders was considered.

Your committee again recommends the following resolution for the approval of Council:-

RESOLVED that wherever possible hereafter that the City of Halifax enter into contracts for the performance of work or the purchase of supplies and equipment only with persons who are assessed for business taxes by the City for the year in which such contract is made.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

January 11th, 1940.

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

Motion passed.

LICENSING OF PINBOARDS

Read report of the Laws and Privileges
Committee submitting legislation re licensing of
pinboards.

Committee Room, City Hall,
January 8th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges
Committee held on the above date, the matter of
licensing pinboards and automatic slot machines was
considered.

Your committee recommends that the
attached legislation as prepared by the City Solicitor
be approved.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

(1) No person shall in the City of Halifax
operate, or cause or permit to be operated, any
pinboard or other automatic or slot machine, so-
called, hereinafter referred to as "machines",
the operation of which is not prohibited by the laws
of Canada or of this Province, unless such person
has obtained a license permitting the operation of
such machine.

(2) The fee for the license for each such
machine shall be Fifty Dollars (\$50.00).

(3) (a) The Council may, by ordinance,
regulate such machines and prescribe the conditions
under which the same may be operated and upon which
such license may be issued, and may provide that
the license for any machine shall permit such machine
to be operated only in such place as may be
designated in such license.

(b) Such ordinance may also provide for
the suspension or cancellation of any such license
and the penalty to be imposed upon any person for
operating, or causing or permitting to be operated,
any such machine without having obtained a license
therefor or for a violation of any of the provisions
of any ordinance made under the authority of this
Section.

January 11th, 1940.

(4) The penalty which may be imposed under any ordinance made under the authority of this Section shall not be less than One Hundred Dollars (\$100.00) and shall not exceed Five Hundred Dollars (\$500.00) or in default of payment, imprisonment for a period of not less than three months and not exceeding one year.

Moved by Alderman Curran, seconded by Alderman Batson that the report and legislation as submitted be adopted.

His Worship the Mayor called upon the Deputy Mayor to assume the Chair while he addressed Council from the floor of the Council Chamber.

The Mayor suggested that this matter be referred back to the Laws and Privileges Committee in order that the committee may differentiate in what it wishes to license. For instance, he said, a number of restaurants use gramophones which are electrically controlled by inserting a nickel in a slot and he did not think it was the intention of the committee to license these machines.

The Mayor assumed the Chair.

Moved by Alderman MacKay, seconded by Alderman Walker that Mr. John H. MacQuarrie and Mr. Fred Bissett be permitted to address Council for a period of five minutes each. Motion passed.

Mr. MacQuarrie stated that he represented six owners of pinboard machines who are residents and taxpayers in the City of Halifax, and whose names are:-

Mintz Bros., 36 Bishop Street,
Donald Duff, 99 Agricola Street,
Frank P. Hamlin, 92 Broad Street,
James Slaunwhite, 16 Jacob Street,
P. F. Lavers, 110 London Street,
L. A. May, 14 Windsor Street.

January 11th, 1940.

He was not opposed to the principle of the bill, he said, but felt that the proposed license fee was too high. Mr. MacQuarrie suggested that instead of the fee of \$50.00 on each machine, that a license fee be imposed on the person who is carrying on the business of supplying stores with machines.

Mr. Bissett then addressed Council and stated he was representing the Coney Island Amusement Company which is located in Halifax and which pays a business tax.

This company, he said, operates phonographs. Mr. Bissett stated that he considered the proposed fee of \$50.00 on each machine much too high and he suggested that the matter be referred back to the Laws and Privileges Committee.

Moved in amendment by Alderman Donovan, seconded by Alderman MacKay that this matter be referred back to the Laws and Privileges Committee for further consideration and report. Amendment passed.

The original motion not put.

AMENDMENT TO ORDINANCE #15 RELATING TO BICYCLES

Read report of the Laws and Privileges Committee and amendment to Ordinance #15 relating to Bicycles.

Committee Room, City Hall,
January 8th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges Committee held this day, a delegation representing various merchants throughout the City appeared and

January 11th, 1940.

urged the committee to recommend that the amendment to Ordinance #15 relating to bicycles limiting the load to be carried on such bicycles to 25 pounds be rescinded and an amendment substituted therefor limiting the load to be carried on bicycles to 70 pounds.

After due consideration the committee agreed to recommend the attached amendment to Ordinance #15 as prepared by the City Solicitor for Council's approval.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

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

Subsection (1) of Section 8(a) of Ordinance No. 15 of the Ordinances of the City of Halifax (respecting bicycles), the same being regulations made under Section 228 of the Motor Vehicle Act, which was passed by the City Council on the 14th day of December, 1939, and approved by His Honour, the Lieutenant Governor-in-Council on the 28th day of December, 1939, is amended by striking out the words "twenty-five" therein and substituting therefor the word "fifty".

Moved by Alderman Curran, seconded by Alderman Sullivan that the report and amendment as submitted be approved.

Moved by Alderman Curtis, seconded by Alderman Keshen that Mr. G. W. P. Colquhoun be permitted to address Council for a period of five minutes. Motion passed.

Mr. Colquhoun stated that the delivery bicycles are built to carry loads in excess of 25 pounds and which are not hardships on the boys operating the bicycles. An ordinary grocery order on Saturday, he said, will well amount to 50 pounds, and if these delivery bicycles were not permitted to carry this load it would mean that certain grocers would have to employ other means of delivery, thus, causing about 200 boys to be put out of employment.

January 11th, 1940.

The motion was then put and passed.

JUNK DEALER'S LICENSE FEE

Report withdrawn.

APPLICATION FOR JUNK DEALER'S LICENSE

Read report of the Laws and Privileges
Committee re application for Junk Dealer's license.

Committee Room, City Hall,
January 8th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Laws and Privileges
Committee held on the above date, the attached
application from Mr. Ben Vallo for a junk dealer's
license was considered.

After considering letters on this matter
from the Chief of Police, Secretary of the Board of
Health, and the City Engineer, your committee
recommends that the application be not granted.

Respectfully submitted,

H. F. Curran,
CHAIRMAN.

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

PURCHASE OF PUMPER - FIRE DEPARTMENT

Read report of the Committee on Fire-
wards re purchase of pumper.

January 10th, 1940.

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

At a meeting of the Committee of Fire-
wards held this day, the following tenders were
considered for a 1,000 U.S. Gallon pumper;

Bickle Seagrave Ltd,	\$12,740.00
LaFrance Fire Eng. &	
Foamite Ltd.	

January 11th, 1940.

Your committee recommends that the tender of the Bickle Seagrave Ltd. be accepted.

Respectfully submitted,

Frank Adams,
CHAIRMAN.

Moved by Alderman J.F. McDonald, seconded by Alderman Breen that the report be adopted.

Moved in amendment by Alderman Donovan, seconded by Alderman MacKay that this matter be referred back to the Firewards Committee for the purpose of ascertaining if a 1,000 Imperial gallon pumper can be purchased for the sum of \$15,000.00. Amendment put and passed, 10 voting for the same and 8 against it as follows:-

FOR THE AMENDMENT

Aldermen Batson
MacKay
Donovan
Sullivan
Freda
Adams
Lloyd
O'Toole
Curtis
W.A. MacDonald

-10-

AGAINST IT

Aldermen Breen
Kinley
Curran
J.F. McDonald
Keshen
Power
Walker
Landry

-8-

Motion not put.

LYNCH'S SHOWS

Read report of the Gardens, Parks and Commons Committee re Lynch's shows.

Committee Room, City Hall,
January 8th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Gardens, Parks and Commons Committee held on the above date, the attached letter from Mr. W. P. Lynch requesting permission to use a portion of the Commons for the purpose of conducting his show between May 21st and June 8th was considered.

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January 11th, 1940.

Your committee recommends that the application be granted on the usual basis, viz: \$50.00 per day in advance, plus charges for water, etc. and a deposit of \$50.00 for cleaning the grounds after the show.

Respectfully submitted,

A. M. MacKay,
CHAIRMAN.

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

Motion passed.

Alderman Curtis against.

BORROWING - DIRECT RELIEF

Read resolution of the Halifax Direct Relief Committee re borrowing.

BE IT RESOLVED that under the provisions of Chapter 7 of the Acts of 1932 and an agreement between the Province and the City of Halifax in respect to disbursal of Direct Relief, the City do borrow from any bank or fund available the sum of THIRTY-FIVE THOUSAND DOLLARS (\$35,000.) to be expended between the first day of February, 1940 and the thirtieth day of April, 1940, on the order of the Direct Relief Committee, for the purpose of giving Direct Relief and Temporary Shelter as approved by Council from time to time to bona fide residents of the City of Halifax or Temporary Direct Relief to any other persons as the Committee may deem advisable.

BE IT FURTHER RESOLVED that the City under the authority of Chapter 7 of the Acts of 1932 authorize an appropriation of not exceeding THREE THOUSAND SEVEN HUNDRED AND FIFTY DOLLARS (\$3,750.) for the purpose of defraying the cost of administration of Direct Relief for the period from February 1st, 1940 to April 30th, 1940.

This resolution is conditional upon the Government of the Province of Nova Scotia contributing during the period aforesaid such an amount as may be agreed upon between the Province and the City as representing the shares of the Provincial Government and the Dominion Government, the City contributing the balance of the cost.

January 11th, 1940.

The money so borrowed by the City as set forth in the first and second paragraphs of this resolution may be included in whole or in part in the civic estimates in the year ensuing that in which the money is borrowed or may be repaid by means of a special loan to be issued on such terms as the Council, on recommendation of the Finance Committee, later decides.

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

Aldermen Breen
Batson
Mackay
Donovan
Kinley
Curran
Sullivan
Freda
Adams
Lloyd
J.F. McDonald
Keshen
O'Toole
Curtis
W.A. MacDonald
Walker
Landry

NOTICE OF MOTION BY ALDERMAN DONOVAN RE
PURCHASE OF AERIAL LADDERS.

Alderman Donovan submitted the following notice of motion.

TAKE NOTICE that at the next regular meeting of the Council I will move that the resolution passed at the last meeting of the Council whereby it was resolved to purchase two aerial ladders be rescinded;

AND FURTHER TAKE NOTICE that at the said meeting I will move a similar resolution but omitting the name of the seller of the aerial ladders.

NOTICE OF MOTION BY ALDERMAN MACKAY RE HOSTELS
FOR MEN IN HIS MAJESTY'S SERVICES.

Alderman Mackay submitted and read the following notices of motion re hostels.

January 11th, 1940.

I hereby give notice that I will move at the next meeting of the Council that a resolution passed at a meeting of Council held November 20th, 1939, be rescinded; such resolution having provided for the contribution by the City for the purposes of providing a hostel for the use of His Majesty's defence forces while in the City of Halifax.

- - - - -

I hereby give notice that at the next meeting of Council I will move the following resolution:-

BE IT RESOLVED that legislation be submitted to the next session of the Legislature to enable the City to make contributions towards the establishment of one or more hostels in the City of Halifax for members of His Majesty's forces in such proportions as decided upon by the Mayor; such contribution not to exceed 15% of the whole cost of establishing such hostels and in no event to exceed the sum of \$15,000.00.

BE IT FURTHER RESOLVED that legislation be also submitted to the Legislature to enable the City to raise the said sum by a special tax on all persons, farms and corporations assessed for Business Tax and liable for Special Tax under Section 361 of the City Charter for the civic year 1940-41, and to provide that the City will share in any distribution in proportion to its contribution upon the winding up of the activities at the close of the war.

AND BE IT FURTHER RESOLVED that payment of any monies to be provided in accordance with this resolution may be made to the persons authorized to receive the same in trust only if an undertaking is received from the Provincial Government in writing that they will support legislation for the contributions aforesaid and the plan by which the money is to be raised.

NOTICE OF MOTION BY ALDERMAN MACKAY RE
UNEXPENDED BALANCES.

Alderman MacKay, submitted and read the following notice of motion.

TAKE NOTICE that at the next meeting of the Council I will move that the resolution of the Council passed at the meeting held the 29th day of March, 1939, which approved the recommendations on pages 74 and 75 of the Brittain Report respecting unexpended balances be rescinded.

January 11th, 1940.

DISPOSAL OF PROPERTIES - MORRIS STREET

Read report of the Committee on Works
re disposal of properties, Morris Street.

January 11th, 1940.

The City Council.

The Committee on Works at a meeting held on January 9th, 1940, on motion of Alderman Donovan, seconded by Alderman MacKay, recommended to Council that tenants in houses acquired for the widening of Morris Street be given notice to vacate by May 1st, 1940; and that the Committee on Works be empowered by City Council to sell or otherwise dispose of, all properties acquired by the City of Halifax for the widening of Morris Street.

Walter Mitchell,
MAYOR AND CHAIRMAN.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report be adopted. Motion put and passed, 11 voting for the same and 4 against it as follows:-

FOR THE MOTION

Aldermen Adams
Breen
Donovan
Freda
Kinley
Landry
Lloyd
W.A. MacDonald
MacKay
Sullivan
Walker

-11-

AGAINST IT

Aldermen Curtis
Keshen
J.F. McDonald
O'Toole

-4-

MORRIS STREET WIDENING

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

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer dated January 2nd, 1940, recommending

January 11th, 1940.

that the properties #172 and #174 Robie Street, required for the widening of Morris Street be acquired by the City (in accordance with Section 624A. of the City Charter), was on motion of Alderman Donovan, seconded by Alderman Walker, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

January 2nd, 1940.

His Worship the Mayor.

Sir:-

I beg to report on a letter from Mr. G. J. Mahar, copy of which is attached, agreeing to accept the assessed value plus 20% for the properties No. 172-174 Robie Street, required for the widening of Morris Street, that the assessment for these properties is \$2800. each. Adding 20% would bring the price of \$3360.00 for each property.

This is at the same rate as the City has been paying for properties required for the widening of the street and it is recommended that the offer of Mr. Mahar be accepted and the properties be acquired by the City.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

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

CLAIM FOR DAMAGES - MRS. CHARLES JOSEPH

Read report of the Committee on Works
re claim for damages, Mrs, Charles Joseph.

January 11th, 1940.

The City Council.

Attached hereto is a report of the City Engineer dated December 11th, 1939, and an opinion of the City Solicitor dated November 29th, 1939, concerning a claim by Mr. E. F. Arab, Solicitor for Mrs. Charles Joseph, for compensation for damages alleged to have been suffered by her by tripping over an obstruction on the sidewalk on the east side of North Park Street.

January 11th, 1940.

The claim was considered by the Committee on Works at meetings held on December 12th, 1939, and on January 9th, 1940. At the latter meeting, on motion of Alderman Walker, seconded by Alderman Freda, the committee recommended to Council that the sum of \$85.00 be paid by the City of Halifax in full settlement of the claim.

Walter Mitchell,
MAYOR AND CHAIRMAN.

Moved by Alderman Walker, seconded by Alderman Freda that the report be adopted.
Motion put and passed unanimously.

ROCKCLIFFE STREET - SEWER AND WATER EXTENSION

Read report of the Comm. on Works and City Engineer re Rockcliffe Street, sewer and water extension.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer dated January 5th, 1940, recommending sewer and water extension on Rockcliffe Street, was on motion of Alderman Donovan, seconded by Alderman MacKay, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

His Worship the Mayor.

Sir:-

I beg to report on an application from Modern Homes Limited, for the extension of the sewer and water services on Rockcliffe Street, that the Company proposes to erect two more dwellings on Lots 1 and 2 of the division.

The work is practically finished on the extension ordered last month and the present one contemplates a further extension of about 190 feet.

The estimated cost of the sewer is \$1150.00. Estimated assessment \$950.00.

January 11th, 1940.

The length of the water extension will be 190 feet. Estimated cost \$725.00. Estimated assessment \$380.00.

It is recommended that the extension of the sewer and water northwardly from the ends of the pipes be ordered when the houses are under construction.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

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

STREET LIGHT - NORTH STREET

Read report of the Comm. on Works re street light, North Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer dated January 2nd, 1940, recommending that a light be installed on North Street, near the east end of the street, was on motion of Alderman Walker, seconded by Alderman Freda, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

STREET LIGHT - ALBERT STREET

Read report of the Comm. on Works and City Engineer re street light, Albert Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of

January 11th, 1940.

the City Engineer dated January 2nd, 1940, concerning street lighting on Abbert Street, was on motion of Alderman Walker, seconded by Alderman Freda, approved and recommended to Council for adoption.

Walter Mitchell,
MAYOR AND CHAIRMAN.

January 2nd, 1940.

His Worship the Mayor.

Sir:-

I have an application from Wm. A. MacDonald for improving the light situated on Albert Street south of Russell Street.

At present there is a light at the north-west corner of Albert and Russell Street. If this light were moved to the south-east corner and hung on a bracket at an angle to the street, the condition now obtaining at the south end of the street would be considerably improved.

The work could be done without any charge to the City. It is recommended that the light be moved as suggested.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

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

STREET OILING ASSESSMENT

Already dealt with under Item #2.

OVERHANGING SIGN - KEMPT ROAD

Read report of the Committee on Works re overhanging sign, Kempt Road.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application of the Canadian Industries Limited for permission to erect a metal sign overhanging the street on the west side of Kempt Road, at Piercey Supplies Building, was considered.

January 11th, 1940.

The committee recommended to Council that the lease referred to in the said report be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

ILLUMINATED SIGN - 471 BARRINGTON STREET

Read report of the Committee on Works re illuminated sign, 471 Barrington Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application of the Imperial Tobacco Sales Co. Ltd., for permission to erect a sign on the building #471 Barrington Street, occupied by the "Barrington Sweets" was considered.

On motion of Alderman Walker, seconded by Alderman Donovan, the committee recommended to Council that the lease referred to in the said report, be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

OVERHANGING SIGN - 432 BARRINGTON STREET

Read report of the Comm. on Works re overhanging sign, 432 Barrington Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application to erect and maintain an overhanging sign at #432 Barrington Street, was considered.

J anuary 11th, 1940.

On motion of Alderman Donovan, seconded by Alderman Walker, the committee recommended to Council that the lease referred to in the said report be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

OVERHANGING SIGN - 90 GOTTINGEN STREET

Read report of the Committee on Works re overhanging sign, 90 Gottingen Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application for permission to erect a sign overhanging the street on the west side of Gottingen Street, at no. 90 was considered.

On motion of Alderman Donovan, seconded by Alderman Walker, the committee recommended to Council that the lease referred to in the said report be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

OVERHANGING SIGN - MORRIS STREET

Read report of the Committee on Works re overhanging sign, Morris Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application of Mr. H. G. Creighton, President of the Cathedral Laymens' Association, for permission to erect a sign overhanging the street on Morris Street, at S. Luke's Hall, at the south-east corner of Queen Street, was considered.

January 11th, 1940.

On motion of Alderman MacKay, seconded by Alderman Donovan, the committee recommended to Council that the lease referred to in the said report, and containing the usual terms, be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

OVERHANGING SIGN - 93 GOTTINGEN STREET

Read report of the Committee on Works re overhanging sign, 93 Gottingen Street.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached report of the City Engineer on an application of the Canadian Industries Ltd., for permission to erect a metal sign overhanging the street at #93 Gottingen Street, was considered.

On motion of Alderman Walker, seconded by Alderman Freda, the committee recommended to Council that the lease referred to in the said report be approved.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

FINAL CERTIFICATE - CHARLES E. MORTON

Read report of the Committee on Works re final certificate, Charles E. Morton.

January 11th, 1940.

The City Council.

At a meeting of the Committee on Works held on January 9th, 1940, the attached final certificate of the City Engineer recommending payment

January 11th, 1940.

to Charles E. Morton of the sum of NINETY-SEVEN DOLLARS (\$97.00) being the balance in full on his contract for hauling cast iron pipe, was on motion of Alderman Walker, seconded by Alderman Donovan, approved and recommended to Council for payment.

Walter Mitchell,
MAYOR AND CHAIRMAN.

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

Motion passed.

ORDER IN COUNCIL RE AMENDMENT TO ORDINANCE
#15 RELATING TO BICYCLES.

Read letter from the Clerk of the Executive Council re amendment to Ordinance #15.

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

Dear Sir:-

I enclose herewith two copies of amendments to Ordinance No. 15 of the City of Halifax relating to bicycles.

These amendments were approved by the Governor in Council on the 28th December and are so certified.

Yours truly,

A. Evelyn Horne
for
Clerk of the Executive Council.

The City Clerk,
Halifax, N. S.
FILED

SUPT'S REPORT RE INMATES IN THE CITY HOME FOR
THE MONTH OF DECEMBER, 1939.

Read report of the Charities Committee for the month of December, 1939, showing the number of inmates in the City Home to be 474.

FILED

DEPARTMENTAL APPROPRIATIONS AND EXPENDITURES

Read report of the City Auditor re departmental appropriations and expenditures.

January 11th, 1940.

TAX COLLECTIONS FOR THE MONTH OF DECEMBER, 1939.

Read report of the City Auditor re tax
collections for the month of December, 1939.

TAX COLLECTIONS, DECEMBER, 1939.

Prepays Taxes		Outstanding Balances November	New Accounts and adjust- ments	December Collections	Outstanding Balances December.
1939-40	Reserve				
936-37	\$51,348.96	\$93,041.08	Cr. \$58.41	\$4,508.94	\$88,473.73
937-38	64,623.97	220,516.30	Cr. 259.90	9,343.71	210,912.69
938-39	42,421.81	386,313.83	Cr. 158.37	21,644.99	364,510.47
		699,871.21	Cr. 476.68	35,497.64	663,896.89
Current Taxes					
939-40	38,865.03	674,162.98	Cr. 129.30	27,641.08	646,392.60
Water Dept. Rates, etc.		93,875.12		22,606.01	71,269.11
		1,467,909.31	Cr. 605.98	85,733.73	1,381,558.60
Poll Taxes					
933-34		486.90		40.50	446.40
934-35		1,672.44		64.00	1,608.44
935-36		1,512.42		84.00	1,428.42
936-37		1,576.60		34.50	1,542.10
937-38		1,446.26		133.00	1,313.26
938-39		4,173.86		301.74	3,872.12
939-40		16,801.27		1,440.01	15,361.26
Additional Collections				1939-40	1938-39
Tax years 1908-9 to 1924-25				\$40.77	
Corresponding period last year					\$73.01
Tax years 1925-26 to 1935-36				1,063.12	
Corresponding period last year					1,592.61
Collections per above statement				85,744.73	
Corresponding period last year				86,848.62	117,182.78
Collections of Poll Taxes					
May 1st, 1939 to December 31st, 1939				20,302.79	
Corresponding period last year					17,620.64

A. M. Butler,
CITY AUDITOR.


FILED


10.30 P.M.,

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

January 11th, 1940.

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Walter Mitchell,
MAYOR AND CHAIRMAN.


W. P. Publicover,
CITY CLERK.

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

SPECIAL MEETING.

5. 00 o'clock,
Council Chamber,
C i t y Hall,
January 18th, 1940.

A meeting of the City Council was held this day. At the above named hour there were present His Worship the Mayor, Chairman; and Alderman Batson, MacKay, Donovan, Curran, Sullivan, Freda, Adams, Keshen, O'Toole, Curtis, Walker, W. A. MacDonald and Landry.

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

1. School Board Estimates.
2. Report City Engineer re confirmation of City Plan, Section 8A.
3. To receive notice of motion to defer reduction in Council until 1941 and rescind part of motion passed March 29th, 1939.

SCHOOL BOARD ESTIMATES, 1940-41.

Moved by Alderman Donovan, seconded by Alderman MacKay that the School Board Estimates be referred to the Finance Committee for consideration and report. Motion passed.

CITY PLAN, SECTION 8A.

Read letter from the City Engineer re City Plan, Section 8A.

January 18th, 1940.

His Worship the Mayor.

Sir:-

In accordance with a resolution of Council passed on the 14th December 1939, public notice of the completion of Section 8A of the Official Plan had been published in the Halifax Herald and the Morning Chronicle for not less than four weeks previous to the 18th of January 1940, on which date the public were notified that a meeting of Council would be held to confirm the said Section 8A. of the Official City Plan.

January 18th, 1940.

It is recommended that the Council do now confirm the said Plan by adopting the attached resolution prepared by the City Solicitor.

Respectfully submitted,

H. W. Johnston,
CITY ENGINEER.

With the consent of Council, Mr. C. B. Smith, K.C. representing Mr. Samuel Butler and Mr. Wilfred Mansour addressed Council.

Mr. Smith stated that if there is a bona fide intention on behalf of the City to immediately open up the streets as shown on the plan and acquire from his clients a portion of their properties for these streets then his clients would have no objection. If on the other hand, he said, the approval of the plan now submitted is merely a blue-lining of a portion of their property for different purposes, then his clients are prepared to take the necessary steps to protect their properties.

The Mayor then called upon the Deputy Mayor to assume the Chair while he addressed Council from the floor of the Council Chamber.

The Mayor stated that the City has no money available to purchase property for streets. In his opinion Mr. Butler would be well advised to donate a portion of his property for the purpose of running streets through this section.

The Mayor felt that Mr. Butler would suffer no loss by this act.

The Mayor assumed the Chair.

Read resolution as follows:-

January 18th, 1940.

WHEREAS under the provisions of the Halifax City Charter the City Council of the City of Halifax is directed to prepare, under the supervision of the City Engineer, an official Plan of the City or of any portion of the City, upon which shall be shown:

- (a) the lines of every existing street which has at any time heretofore been ~~dedicated~~ or conveyed to the City and accepted by resolution of the Council, or laid out under the authority of any enactment;
- (b) The lines of every other street which has been opened and used by the public but has not been accepted by the City; and
- (c) the lines of any projected extension or alteration of any such street, or of any projected new street, approved by the engineer.

AND WHEREAS the City Engineer of the said City has completed a plan, in conformity with the City Charter, of a portion of the City which is described as follows:- That portion of the City bounded by Chebucto Road, Connaught Avenue, Almon Street and Connolly Street and which said Plan is numbered Section 8A of the Official City Plan of the City of Halifax.

AND WHEREAS in conformity with said Charter public notice of the completion of such Plan of such portion of the City and that it was proposed to confirm the same at a meeting of the Council of the said City to be held on Thursday, the 18th day of January, A. D. 1940, or if there was no meeting of the Council on that date then at the first meeting of the Council held thereafter, has been given by publication of such notice in the "Halifax Chronicle" and the "Halifax Herald", two newspapers published in the City of Halifax, for not less than four weeks previous to the date so appointed for such meeting of the Council.

BE IT THEREFORE RESOLVED that the City Plan hereinbefore referred to be and the same hereby is confirmed.

Moved by Alderman Donovan, seconded by Alderman MacKay that the resolution be approved.
Motion put and passed, 10 voting for the same and 3 against it as follows:-

January 18th, 1940.

FOR THE MOTION

Aldermen Batson
MacKay
Donovan
Sullivan
Freda
Adams
O'Toole
Curtis
W.A. MacDonald
Landry

-10-

AGAINST IT

Aldermen Curran
Keshen
Walker

-3-

NOTICE OF MOTION BY ALDERMAN DONOVAN RE
REDUCTION OF COUNCIL.

Alderman Donovan submitted and read the following notice of motion, which he had been directed by the Brittain Report Committee to present to Council.

TAKE NOTICE that at the next meeting of the Council, I will move that the resolution passed at the meeting of the Council on March 29th, 1939, and which was reconsidered and again passed at a meeting of the Council held on April 13th, 1939, resolving that legislation be obtained to reduce the number of aldermen in the Council from 18 to 12 effective as from May 1st, 1940, as set out more fully on page 636 of the minutes of Council for the civic year 1938-39 be rescinded.

AND FURTHER TAKE NOTICE that at the said meeting, I will move the following resolution:-

BE IT RESOLVED that at the next session of the Legislature, that legislation be submitted by the City, reducing the number of Aldermen in the Council from 18 to 12 effective as from May 1st, 1941, the terms of the aldermen holding office during the civic year 1940-41 to cease on the 30th day of April 1941, and the twelve aldermen to be elected, to be elected two from each of the six wards of the City, the Alderman elected in each ward having the larger number of votes to hold office for three years and the other alderman for two years. In case of a tie or an acclamation the respective terms shall be determined by the Mayor by lot.

5.30 P.M.,


Moved by Alderman Donovan, seconded by

Alderman Landry that this meeting do now adjourn.

Motion passed.

Meeting adjourned.


Walter Mitchell,
MAYOR AND CHAIRMAN.


W.P. Publicover,
CITY CLERK.

A F T E R N O O N S E S S I O N
SPECIAL MEETING.

5.00 o'clock,
Council Chamber,
City Hall,
January 26th, 1940.

A meeting of the City Council was held this day. There were present His Worship the Deputy Mayor, Chairman; and Aldermen Breen, Batson, MacKay, Kinley, Curran, Freda, Adams, Lloyd, J. F. McDonald, Curtis, Walker, W. A. MacDonald and Landry.

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

1. Report Finance Committee re taxation of hostels.
2. Report Finance Committee re School Board estimates.

TAXATION OF HOSTELS

The City Solicitor, on being asked by the Deputy Mayor to explain this item, stated that the matter of taxation of hostels has been discussed before the Board of Tax Appeals.

He suggested that the matter be referred back to the Finance Committee and the Board of Tax Appeals will make a report on same to that body.

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

SCHOOL BOARD ESTIMATES

Read report of the Finance Committee submitting estimates of the School Board.

January 26th, 1940.

City Hall,
Halifax, N. S.,
January 24th, 1940.

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

The estimates of the Board of School Commissioners for the civic year 1940-41 as attached hereto were considered at a meeting of the Finance Committee held on the above date.

After due deliberation and examination of the estimates item by item, your committee recommends that same be approved and the sum of \$550,723.55 included in the civic estimates for the year 1940-41.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

SCHOOL BOARD ESTIMATES,
1940-1941.

	<u>1940-41</u>	<u>Increase</u>	<u>Decrease</u>	<u>1939-40</u>
Teachers	\$403,000.00	\$4,460.00		\$398,540.00
Technical Classes	4,000.00			4,000.00
Book Supplies	6,500.00	600.00		5,900.00
Library Classes	900.00			900.00
Medical Inspection	2,400.00			2,400.00
Local Inspection	6,460.00		\$150.00	6,610.00
Doctors	34,533.00	450.00		34,083.00
Maintenance	29,681.50	1,681.50		28,000.00
Insurance	13,984.05			13,984.05
Trance	3,300.00			3,300.00
	25,000.00	2,000.00		23,000.00
Telephones, Light				
Power	4,500.00	500.00		4,000.00
	6,700.00			6,700.00
Local Expenses	1,300.00	300.00		1,000.00
Advertising and Printing	500.00			500.00
Investment on Debentures			2,430.00	2,430.00
Inspector	3,755.00	255.00		3,500.00
Secretary	2,500.00			2,500.00
Photographers	2,125.00			2,125.00
Emergency Service	480.00		40.00	520.00
Superintendent	2,800.00			2,800.00
Attendance Officer	1,600.00	100.00		1,500.00
Agent	1,500.00			1,500.00
Officers & Fire				
Extinguishers	500.00	500.00		
Other Expenses	500.00	100.00		400.00
Commissioner, Ex-Secretary	1,200.00			1,200.00
Movie Picture Machine	405.00	405.00		
	560,123.55	11,351.50	2,620.00	551,392.05
LESS:				
ESTIMATED REVENUE:				
	6,800.00			6,800.00
	700.00		200.00	500.00
Interest	300.00	200.00		500.00
Unlabeled	1,600.00			1,600.00
	9,400.00	200.00	200.00	9,400.00
	\$550,723.55			\$541,992.05

January 26th, 1940.

Moved by Alderman W. A. MacDonald,
seconded by Alderman Lloyd that the report and
estimates as submitted be adopted. Motion put and
passed unanimously.

5.15 P.M.,

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

W. E. Donovan,
DEPUTY MAYOR AND CHAIRMAN.

W. P. Publicover
W. P. Publicover,
CITY CLERK.

Walter H. Hutton
MAYOR

CITY COUNCIL MEETING,
THURSDAY,
FEBRUARY 15th, 1940.
A G E N D A

Minutes.

- Notices of motion by Alderman MacKay re hostels.
Notice " " unexpended balances.
" " " Donovan re aerial ladder.
" " " reduction of Council.

Accounts.

- Report City Auditor and City Assessor re Housing Comm. project.
Report Finance Committee re extension of liens.
" " " taxation of hostels.
" " " borrowing for fire extinguishers for schools.
" " " tax certificates.
" " " sinking fund charges, Provincial Exhibition Commission.
" " " relief for Dr. Siewiewicz, T.B. Hospital.
" " " superannuation, James Shanks.
" " " car, Superintendent of City Home.
Report Tax Property Sale Committee.
Report Laws & Privileges Committee re amendment to Ordinance #13.
" " " " " " " #13A.
" " " " " " " #14.
" " " " " " " Ordinance repealing Ord. #16.
" " " " " " " Ordinance #16.
" " " " " " " licensing slot machines.
" " " " " " " application for junk dealer's license.
" " " " " " " re application, Canadian Girl Guides Association for permission to hold a Cookie Day.
Letter City Clerk re petition, Wine and Beer Plebiscite.
Auditor's certificate, Provincial Exhibition Comm. October 31, 1939.
Letter His Worship the Mayor.
Report City Health Board re appointment of nurse, T. B. Hospital.
" " " " " " " contract for removal of garbage, T. B. Hospital.
Report Firewards Committee re tenders for drill tower.
" " " " " " " tenders for uniforms.
Report Directors of Point Pleasant Park re erection of barn at Park.
Questions by Aldermen.
Report Comm. on Works re reduction in water accounts.
" " " " " " " releases to Halifax Insurance Co.
Report Comm. on Works and City Engineer re Point Pleasant Park water supply.
" " " " " " " amendment to Section 789 of the City Charter.
Letter N. S. College of Art re site, new high school.
Order in Council re plans for new high school.
Report Charities Committee covering Supt's report re inmates in the City Home.
Report City Auditor re departmental appropriations and expenditures.
" " " " " " " tax collections for the month of January, 1940.

EVENING SESSION

8.00 o'clock,
Council Chamber,
City Hall,
February 15th, 1940.

A meeting of the City Council was held this evening. At the above named hour there were present His Worship the Mayor, Chairman; and Aldermen Batson, MacKay, Donovan, Kinley, Curran, Sullivan, Freda, Lloyd, McDonald, Keshen, O'Toole, Curtis, Walker, MacDonald and Landry.

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

The following named papers were submitted.

MINUTES

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

DEATH OF THE GOVERNOR GENERAL OF CANADA, LORD TWEEDSMUIR.

His Worship the Mayor referred to the untimely death of the Governor General of Canada and stated that it is only fitting that the City Council observe one minute's silence as a last tribute to his memory.

The members of the Council then stood in silence for one minute.

NOTICES OF MOTION BY ALDERMAN MACKAY RE HOSTELS

Read notice of motion by Alderman MacKay to rescind a previous resolution re hostels.

February 15th, 1940.

I hereby give notice that I will move at the next meeting of the Council that a resolution passed at a meeting of Council held November 20th, 1939, be rescinded; such resolution having provided for the contribution by the City for the purposes of providing a hostel for the use of His Majesty's defence forces while in the City of Halifax.

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

Alderman Curran against.

Read notice of motion by Alderman MacKay re hostels.

BE IT RESOLVED that legislation be submitted to the next session of the Legislature to enable the City to make contributions towards the establishment of one or more hostels in the City of Halifax for members of His Majesty's forces in such proportions as decided upon by the Mayor; such contribution not to exceed 15% of the whole cost of establishing such hostels and in no event to exceed the sum of \$15,000.00.

BE IT FURTHER RESOLVED that legislation be also submitted to the Legislature to enable the City to raise the said sum by a special tax on all persons, firms and corporations assessed for Business Tax and liable for Special Tax under Section 361 of the City Charter for the civic year 1940-41, and to provide that the City will share in any distribution in proportion to its contribution upon the winding up of the activities at the close of the war.

AND BE IT FURTHER RESOLVED that payment of any monies to be provided in accordance with this resolution may be made to the persons authorized to receive the same in trust only if an undertaking is received from the Provincial Government in writing that they will support legislation for the contributions aforesaid and the plan by which the money is to be raised.

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

Alderman Curran against.

February 15th, 1940.

Engineer
NOTICE OF MOTION BY ALDERMAN MACKAY RE UNEXPENDED
BALANCES

Read notice of motion by Alderman MacKay
re unexpended balances.

TAKE NOTICE that at the next meeting
of the Council I will move that the resolution of the
Council passed at the meeting held the 29th day of
March, 1939, which approved the recommendations on
pages 74 and 75 of the Brittain Report respecting
unexpended balances be rescinded.

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

NOTICE OF MOTION BY ALDERMAN DONOVAN RE AERIAL
LADDER.

Council
Alderman Donovan stated that he would
like to have this matter deferred until such time as
the legislation is being considered.

Moved by Alderman Donovan, seconded by
Alderman MacKay that the rules of the Order of Council
be suspended in order that this matter be deferred
until legislation is considered. Motion passed.

NOTICES OF MOTION BY ALDERMAN DONOVAN RE
REDUCTION OF COUNCIL.

Read notice of motion to rescind
resolution re reduction of Council.

TAKE NOTICE that at the next meeting
of the Council, I will move that the resolution passed
at the meeting of the Council on March 29th, 1939, and
which was reconsidered and again passed at a meeting
of the Council held on April 13th, 1939, resolving
that legislation be obtained to reduce the number of
aldermen in the Council from 18 to 12 effective as
from May 1st, 1940, as set out more fully on page
636 of the minutes of Council for the civic year
1938-39 be rescinded.

Moved by Alderman Donovan, seconded by
Alderman Batson that the resolution to rescind be
approved. Motion put and passed, 11 voting for the
same and 4 against it as follows:-

February 15th, 1940.

FOR THE MOTION

Aldermen Batson
Curran
Freda
Keshen
Kinley
Landry
W.A. MacDonald
J. F. McDonald
O'Toole
Sullivan
Walker

-11-

AGAINST IT

Aldermen Curtis
Donovan
Lloyd
MacKay

-4-

Read notice of motion by Alderman
Donovan re reduction of Council.

BE IT RESOLVED that at the next session of the Legislature, that legislation be submitted by the City, reducing the number of Aldermen in the Council from 18 to 12 effective as from May 1st, 1941, the terms of the Aldermen holding office during the civic year 1940-41 to cease on the 30th day of April 1941, and the twelve aldermen to be elected, to be elected two from each of the six wards of the City, the Alderman elected in each ward having the larger number of votes to hold office for three years and the other alderman for two years. In case of a tie or an acclamation the respective terms shall be determined by the Mayor by lot.

Moved by Alderman Donovan, seconded by
Alderman Batson that the resolution be approved.

Motion put and passed, 11 voting for the same and 4
against it as follows:-

FOR THE MOTION

Aldermen Batson
Kinley
Curran
Sullivan
Freda
J.F. McDonald
Keshen
O'Toole
W.A. MacDonald
Walker
Landry

-11-

AGAINST IT

Aldermen MacKay
Donovan
Lloyd
Curtis

-4-

ACCOUNTS

The following resolution covering
accounts of various committees was submitted.

-365-

February 15th, 1940.

RESOLVED that the Council approve for payment the bills and accounts of expenditures submitted to this meeting by the Committee on Finance amounting to \$8,761.92; Committee on Charities amounting to \$10,232.54; Gardens Committee amounting to \$556.18, Fleming Park amounting to \$105.00; Point Pleasant Park amounting to \$245.33; City Prison Committee amounting to \$1,935.83; Committee on Firewards amounting to \$14,000.55 chargeable to Fire Department and \$653.01 chargeable to Fire Alarm; Committee on Works amounting to \$11,098.98; City Health Board amounting to \$7,068.81; Committee on Camp Hill Cemetery amounting to \$463.79; Library Committee amounting to \$437.35; Police Committee amounting to \$11,042.12 under the provisions of Section 315 of the City Charter.

Moved by Alderman Donovan, seconded by Alderman MacKay that the resolution be adopted and the accounts paid. Motion passed.

ACCOUNTS - TAX PROPERTY SALE COMMITTEE

Read report of the Tax Property Sale Committee as follows:-

February 15th, 1940.

The City Council.

At a meeting of the Tax Property Sale Committee held February 12th, 1940, the following accounts were recommended for payment, chargeable to Tax Sales Rentals.

Louis C. Young	\$5.88
H. M. Semple & Co.	3.00
J. G. Crump	16.45
	<u>\$25.33</u>

Walter Mitchell,
Mayor and Chairman.

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

NOTICE OF MOTION BY ALDERMAN KINLEY RE SALE
OF TAX PROPERTY

Council

Alderman Kinley submitted the following
notice of motion.

February 15th, 1940.

TAKE NOTICE that at the next regular meeting of the City Council I will move the following resolution:-

BE IT RESOLVED that no properties belonging to those engaged in active war service be sold for tax liens.

NOVA SCOTIA HOUSING COMMISSION PROJECT

Read report of the Finance Committee and joint report of the Auditor and Assessor re Housing Commission project.

Committee Room, City Hall,
January 30th, 1940.

His Worship the Mayor,
and Members of City Council.

At a meeting of the Finance Committee held this day, Dr. S. H. Prince, Chairman of the Nova Scotia Housing Commission outlined to the committee the objects of the Commission and supported an application which had been received from a corporation proposing to erect houses under the N. S. Housing Act in order to provide safe and suitable houses at low rental in the City.

A formal resolution was submitted by Dr. Prince and this was forwarded to the City Solicitor for perusal and report. On motion of Alderman MacKay, seconded by Alderman MacDonald and passed with Alderman Curtis dissenting, it was resolved that the committee recommend that the Council agree with the principle of the application.

It was moved by Alderman Lloyd, seconded by Alderman MacKay and passed that the Auditor and Assessor report on the effect of the scheme from the City's standpoint, direct to the Council.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

City Hall,
Halifax, N. S.,
February 14th, 1940.

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

Complying with the directions of the Finance Committee we report on the proposed Housing Scheme as follows:-

February 15th, 1940.

The effect of the proposal from revenue point of view may be classified into three divisions -

- (a) What effect it will have on areas in which it is proposed to build these houses.
- (b) What effect it will have on properties now in occupancy of the class of tenant it is proposed to assist.
- (c) What effect it will have on the City as a whole in the event of the City assuming full control over the property or properties.

- - - - -

(a) Consideration must be given to the area in which it is proposed to erect these houses. A good residential district may be spoiled entirely or values therein reduced considerably by the erection of fifty-two houses solely designed for rental at a low rate. While it is admitted that before erection can be started approval of the site must be obtained from the City, yet it is feared that to adopt the proposal in principle and allow the question of a site to be deferred may in the end permit of no turning back. The whole question including the site should be decided now, particularly in view of the fact that the Corporation state "an excellent site has now become available". Certain areas in the City would be definitely affected by the erection of the houses, bringing values down considerably. But to what extent it is indeterminable at the moment.

(b) The proposal is, it is understood, to rent these properties at a rental of \$12. to \$15. per month. There are many properties in the City at present rented at the same rentals. The tendency is likely to be for tenants to vacate the present properties and go to the new houses with the result that the owners of the properties now occupied would lose revenue and yet be called upon to assist in a project which might be termed competitive. These owners would quite naturally ask for reductions in assessment, basing their requests on the fact that the City was assisting a Corporation to earn 5% on its investment but was not assisting them to earn anything on their investment. This may result in a very serious loss in assessment and consequent revenue to the City in addition to loss from partial and what is more likely to be total exemption for the whole scheme.

(c) The clause in the letter submitted by the Corporation whereby the Municipality must be given the option to purchase the project at anytime at a given price is dangerous.

February 15th, 1940.

The reasons are quite clear. It is tantamount to the City going into the real estate business. There is no guarantee that the incorporators of the company will always control it. Stock will no doubt be sold to other people who may eventually control the company. It may be that there would not be a sufficient return to pay any dividends and the City may be invited to take over the project. This is not outside the realm of possibility.

The plan thus affords protection by way of subvention to Federal Government investment, in the form of tax exemption which probably will become complete, and which will include assessments for betterment charges and fire protection rates. This subsidy as such, will be a departure in generous form in municipal administration, granted at the expense of thrifty and self-sustaining taxpayers.

The protection to capital mentioned above is still further fortified by the option to be given the municipality to take over the project any time it is disposed to assume the capital obligation and any unpaid dividends. The acceptance of this option should be carefully avoided by the City, and to make sure that it will be avoided the legislation the City should get, if it agrees to the plan, would be to forbid the City ever taking the project over.

Under the plan the contribution of the Dominion Government takes form in an offer of cheap money. The City, undoubtedly, would be better off if it were allowed to finance the project, which could in turn be subsidized by the Federal Government by a contribution in the form of the equivalent of the taxes, because the ultimate value of tax exemption will, in the long run, prove to be much greater than the cheap money concession by the Dominion Government.

The contribution by the Provincial Legislature does not go beyond the granting of permission to the municipality whereby the municipality may adopt this form of public beneficence for the low income earning group. This government's contribution is therefore negative and only passes along to the already hard-pressed municipalities the "right" to assume a burden which does not belong to them.

Such a proposal is to continue a type of paternalism introduced in the year 1920 with the post-war housing scheme and in the year 1930 with direct relief. Both of these plans have proved very costly to taxpayers and the latter has brought many municipalities to the point of bankruptcy. In connection with both of them it can be said that the bill is far from paid. In the year 1940 we have this new housing proposal.

February 15th, 1940,

The Council should be wary of assuming obligations of this kind. The original obligation of municipal life, apart from the provision for services, was one legislatively imposed to maintain the poor of the municipality. This has been extended throughout the years to include their complete hospitalization, the cost of their children's welfare and other charitable grants of an essential kind. This charitable programme will be met by Halifax taxpayers in the present year at a cost of Three Hundred Thousand Dollars.

The enlargement of social benefits beyond the primary stage, is not a matter for a City. The burdens of a City are the result of its services, and such services are meant to be operated in a manner of equal benefit to all. The present proposal is definitely in the nature of a class benefit, and if generally applied would finally result in penalizing the thrifty and capable.

The test as to whether or not the City should accept the privilege expended to it by the Provincial Government is found in this question: Is it any part of civic function to raise the standard of living of the people of a City? The answer is a matter of opinion, but up to now the large majority of students of civic affairs would say "No". The answer, however, is not negative when such a problem is under discussion by governments with adequate taxing powers - taxing powers not available in the insignificant field of municipal administration. The field of municipal administration is only to provide services for community use, merely because to do it otherwise would be at fabulous cost to the individual.

Broadly speaking, the municipal function is very much like a public utility which by law is not permitted to extend benefits to any group for any such reason that its members experience difficulty, in meeting the approved rates.

The City at present is laboring under a heavy burden because of exempted property. For the year 1939-40 the total assessable real estate amounted to \$49,440,450. while the total exempted real estate amounted to \$40,629,226. Consideration must be given to the question as to whether the City is at present in the position to add to this burden.

It is therefore recommended that the matter be deferred and further information obtained before any definite move is made by the City.

Respectfully submitted,

J. F. McManus,
CITY ASSESSOR.

A. M. Butler,
CITY AUDITOR.

February 15th, 1940.

Moved by Alderman Donovan, seconded by Alderman MacKay that the report of the Finance Committee be adopted.

His Worship the Mayor called upon the Deputy Mayor to assume the Chair while he addressed Council from the floor of the Council Chamber.

The Mayor stated that he thought this matter should be referred to the Finance Committee for a public hearing in order that the small property owners be given an opportunity of expressing their opinions.

The Mayor assumed the Chair.

The City Clerk, on being asked by Alderman MacKay if he had received any communications from interested parties favoring the project, stated that he had received a number and read the names of several organizations who had submitted resolutions.

Moved by Alderman Donovan, seconded by Alderman Landry that Dr. S. H. Prince be permitted to address Council for a period of five minutes.
Motion passed.

Dr. Prince stated that if this matter were deferred it would not give the Commission a chance to carry out the project as the time limit for making application to borrow the required money is March 1st.

9.10 P.M.,

Alderman Breen arrives and takes his seat in Council.

February 15th, 1940.

Moved in amendment by Alderman Batson, seconded by Alderman Curtis that this matter be referred to the Finance Committee for the purpose of holding a public hearing. Amendment put and passed, 9 voting for the same and 7 against it as follows:-

FOR THE AMENDMENT

Aldermen Batson
Breen
Curtis
Freda
Keshen
J.F. McDonald
O'Toole
Sullivan
Walker

-9-

AGAINST IT

Aldermen Curran
Donovan
Kinley
Landry
Lloyd
W.A. MacDonald
MacKay

-7-

The original motion not put.

EXTENSION OF LIENS

*Collector
Solicitor*
Read report of the Finance Committee re extension of liens.

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

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

At a meeting of the Finance Committee held on the above date, the attached letter from the City Collector recommending that the liens on the 1937 real estate taxes and the 1939 business and household taxes be extended to the first of November, 1940, with the provision of a further extension by Order in Council if the members of the Finance Committee and City Council so decide, was considered.

Your committee recommends that legislation be secured to extend the liens as suggested by the City Collector.

Respectfully submitted,

W. E. Donovan,
CHAIRMAN.

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

Motion passed.