

MINUTES OF ADJOURNED MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBER, CITY HALL, WEDNESDAY, OCTOBER 25TH, 1922 AT 4:30 P.M.

Present: His Worship Mayor Morden
Alderman Harron
Alderman McColl
Alderman Martinson
Alderman Prior
Alderman Townsley
Alderman Watson

Communication was received from A.C. Sutton, City Solicitor, enclosing 4 copies of draft contract between Napier & Miller Limited and the City for the construction and delivery of a new ferry.

A letter was also received from the City Solicitor, stating that Mr. Lockhart had heard the proposed contract read over at the Council meeting on the 23rd instant, and has drawn attention to the fact that the agreement provides for the appointment of a Surveyor to be mutually agreed upon, but no provision should the parties not be able to mutually agree upon a Surveyor.

The draft agreement was thereupon read clause by clause.

Moved by Alderman Townsley, seconded by Alderman McColl and resolved that Section 20 of proposed contract be amended to provide that in the event of the parties not agreeing on the choice of a Surveyor, that any Judge of the Supreme Court of B.C., or the Chief Justice of the Court of Appeal, might have such power of appointment.

Moved by Alderman Prior, seconded by Alderman Townsley that the tender of Napier & Miller Limited of Old Kilpatrick, Scotland, for the construction, equipping and delivery of steam ferry boat, at North Vancouver for the sum of £43,000 be and the same is hereby accepted, subject to a Bylaw for raising the amount required, receiving the assent of the Ratepayers, and the approval of the Municipal Inspector.

An amendment was offered.

Moved by Alderman Harron, seconded by Alderman Watson that the acceptance of the Napier & Miller tender and construction of draft contract for a new ferry boat, be laid over until Monday, the 30th instant, in order that Mr. Wallace, Senior, who is absent from the City, might be able to meet with the Council.

A vote was taken:

For the Amendment: Aldermen Harron and Watson.

Against Amendment: Aldermen Townsley, Prior, McColl and Martinson.

The Amendment was declared LOST.

The original motion was then re-read.

For the Motion: Aldermen Townsley, Prior, McColl and Martinson.

Against the Motion: Aldermen Watson and Harron.

The Motion was declared carried.

Moved by Alderman Townsley, seconded by Alderman Martinson and resolved that the plan, specifications for hull and machinery, and contract for building and delivering a new Ferry Boat by Messrs. Napier & Miller Limited, as the same have been amended

and submitted to this Council, be signed within a reasonable time, after having been re-written to amend Clause 20, on behalf of the City, by the Mayor and Clerk, and the Corporate Seal attached thereto, all documents to be identified by the signature or initials of the Mayor, and that the signed copies be deposited with A.C. Sutton, City Solicitor, and unsigned copies of same handed to the Solicitor for Napier & Miller Limited, to be exchanged for copies signed by the City, when copies are received by him, signed by Napier & Miller Limited.

For the Motion: Aldermen Townsley, Prior, McColl and Martinson.

Against the Motion: Aldermen Watson and Harron.

The Motion was declared carried.

Alderman Watson voted against as he considers that the proposed boat is not satisfactory and will not prove suitable for the service; boilers are out-of-date and engine room equipment not efficient.

Alderman Harron voted against as he wished, before accepting tender, and signing contract; that Mr. Wallace, Senior, should have an opportunity of appearing before the Council.

Mayor Morden requested to have the following items placed on record:

“That there are no penalty clauses in the contract, should the boat fail to develop 10 Knots per hour.

There is no definite information as to how the deck equipment checks up with the proper Governmental regulations.

Definite information is lacking as to whether details of structure of boat or Engine room equipment, comply in all respects with Canadian regulations in that behalf.

Moved by Alderman Watson, seconded by Alderman McColl and resolved that the solicitor be instructed to prepare forthwith and submit to this Council, a Bylaw for the raising of the money required, to construct the proposed ferry boat.

Moved by Alderman Martinson, seconded by Alderman McColl and resolved that the deposit cheque amounting to \$9,900 which accompanied tender from the Wallace Shipbuilding and Dry Dock Company be returned to said Company.

Moved by Alderman McColl, seconded by Alderman Martinson and resolved that the clerk be authorized to return to L.E.; MacDonald Company, printed form of contract submitted by them, but which has not been accepted by the City.

Moved by Alderman McColl, seconded by Alderman Martinson and resolved that this Council do now adjourn, to reconvene in the Council Chamber, on Monday, October 30th, 1922, at 8 pm.

Whereupon the Council adjourned.

Signed: G.H. Morden, Mayor