

Third Meeting 1853.

Court House Barric 1<sup>st</sup> November 1853.

The Council Met pursuant to Adjournment

Present

Messrs Armonson, Fraser, Ferguson (himself) Drury, Cooper,  
M. Conchy, McManus & M. Kinlay S.

The Meeting was called to order by the Clerk

It was moved by Mr. M. Conchy seconded by Mr. Fraser and carried

Met in the absence of the Warden Mr. Armonson  
to take the Chair

Mr. Armonson accordingly took the Chair and  
addressed the Meeting.

The Council then adjourned until tomorrow  
morning at 10 o'clock.

Wm. Fraser  
Chairman

Court House Barric 2<sup>nd</sup> November 1853

The Council met pursuant to adjournment

The Warden in the Chair

Present

Messrs Sanson, Armonson, Drury, Gairler, Fraser, Ferguson  
of Municipal, Ferguson of St. James, McManus, M. Conchy  
M. Kinlay, Sinwood, M. Conchy, Cooper & M. Manus. M.

The Meeting was called to order

The Minutes of Yesterday were read

The Warden addressed the Council

Two letters from the Provincial Secretary's Office dated  
23 Aug<sup>st</sup> & 21 Sept<sup>r</sup> last respectively in reference to  
the appointment of an Arbitrator on behalf of the  
Council of Wellington Bay were read by the Warden  
(to whom they were addressed) and laid before the Council

The Warden also laid before the Council a warrant  
he had received from His Excellency the Earl of Elgin  
& Mercaderes addressed "To the Warden of the County  
of Simcoe for the time being" authorizing him to  
call out the enrolled Military Pensioners for the  
preservation of the Public Peace within the said  
County and which was read by the Clerk

A circular from the Warden of the U.C. of North Ontario  
& read to the Warden of the County of Simcoe containing  
a copy of a Petition respecting the appointment of  
County Officers read

The Treasurers Report dated Oct 31<sup>st</sup> 1853 read

The Correspondence between the Chief Superintendent of Education and the Clerk of this Council respecting the School accounts of Sub-treasurers of the County of Simcoe from 2<sup>nd</sup> July to 8 Sept<sup>r</sup> last - read

Copies of the Form of Admission of a Patient into the Provincial Lunatic Asylum at Toronto laid before the Council

The Award of the Arbitrators of Wm. of York Ontario & Peel and the Umpire named by him respecting the claim of the County of Simcoe against those United Counties read

A Letter from Dr. Boys to the Clerk tendering his thanks for the manner in which this Council complied with his suggestions in reference to an Infant Girl read

A Statement upon oath by James McElroy of the expenses incurred by him in taking his wife Jane to the Lunatic Asylum at Toronto amounting to \$6.12 laid before the Council

Mr. Serkis a/s for Collectors Bills dated June 28 & Oct 22 1853 laid before the Council

A letter from Mr. Basil R. Bond Town Clerk of Orillia enclosing an a/c of \$16 for posting copies of By Laws No 32 in the Municipality of Orillia - read

Petition of Mr. Rev. J. A. Allen praying for a Board of Instruction being established at Board Hill presented by Mrs. Thos. R. Ferguson read

Letter from the Secretary & printed Report of the Directors Report to the Proprietors of the O. S. & H. Railroad read

A Statement of the Receipts & disbursements of the County Plank Road from 27 June to 2 Dec<sup>r</sup> 1853 with vouchers laid before the Council

Moved by Mr. Thomas H. Ferguson seconded by Mr. Keenan

That whereas in every instance where Arbitrators are appointed to settle disputes and that such Arbitrators disagree and that therefore it becomes necessary to nominate and appoint an Umpire or third Arbitrator the law presumes and indeed Justice would dictate that such Umpire or third Arbitrator should be a purely disinterested person, that in the selection of the Umpire by the Arbitrators appointed to arbitrate upon the claims of this County against that of the United Counties of York Ontario & Peel such consideration has been entirely overlooked inasmuch as John H. Harty Esq<sup>r</sup> is a person deeply interested and it is to be feared that he was actuated in his decision accordingly, hence the Hon<sup>ble</sup> Mr. B. Robinson very justly withheld his signature from said Award that therefore said Award was laid before this Council & referred to the Committee on Finance and Appropriation in order that they may report thereon and if possible have the whole affair brought before a Legal Tribunal

Moved in Amendment by Mr. M. Conroy seconded by Mr. E. Curry

That the Award between this County and those of York Ontario & Peel be referred to the Committee on Finance and Appropriation with instructions if possible to recommend that measures be taken to set it aside the same not being at all satisfactory to this Council

On which the yeas and nays were called for

Yeas for the Amendment

Messrs Aronson Fraser Gaville Drury Cooper  
McConchy and McMillan 7

Nays for Amendment

Messrs McName Ferguson (umpil) & Dimmick &  
McClean & Peter Ferguson 5  
Amendment carried by a Majority of 2

On Motion of Mr. Gaville seconded by Mr. Fraser

Ordered That the Warden appoint a Committee of  
three to consider the various documents that  
may not belong to the standing committees.

The Warden appointed Messrs Aronson Mr. R.  
Ferguson and McConchy

On Motion of Mr. McMillan Ferguson seconded by Mr.  
Fraser

Ordered That the various documents now before  
the Council be referred to their respective Com-  
mittees.

On Motion of Mr. McConchy seconded by Mr. Mc  
Millan

Ordered That the Warden appoint a special Com-  
mittee of three to consider the propriety of paying  
Jurors in this County.

The Warden named Messrs Gaville Mr. Peter Ferguson  
and Mr. McClean

The Council adjourned until 9 o'clock tomorrow  
morning.

J. C. Aronson  
W. C. Aronson

Wheat House Barrie 3<sup>d</sup> Nov<sup>r</sup> 1853

The Council met pursuant to adjournment

The Warden in the Chair

Present

Messrs Sanson Aronson Drury Gaville Fraser Ferguson  
(umpil) Ferguson (Stottawacoga) McName McClean Mr  
Millan Drury McConchy & Cooper 13

The meeting was called to order

The Minutes of Yesterday were read

Letter from the Chief Engineer of the Railroad to the Warden  
in reply to his of the 23<sup>d</sup> Oct. last respecting the future  
terminus of the Railroad &c read

Letter from the Jailor to the County Surveyor complaining  
of the insufficiency of the Jail walls &c read

County Surveyor's Report No. 1 Read

Account of Queen's Printer for advertising by Law  
dividing the Township of Flos into Rural Wards  
laid before the Council

On Motion of Mr. Thomas H. Ferguson seconded

by Mr. Dinwiddie

Ordered That the several documents now laid before the Council be referred to their respective Committees

On Motion of Mr. McClellan seconded by Mr. M. H. H. H.

Ordered That the communication of Ireland Canning Esquire Chief Engineer to the Ontario Simcoe and Huron Rail Road Company be entered in the Minutes of this Council

On Motion of Mr. Thomas H. Ferguson seconded by Mr. Dinwiddie

Ordered That the Warden be added to the Special Committee appointed to report upon documents laid before this Council not belonging to any particular Committee

County Surveyor's Report No. 3 read

The account of Mr. John Hagg for printing laid before the Council

Ordered That the several papers now on the table be referred to their respective Committees

The Special Committee appointed to consider the propriety of paying Deacons brought up their report which was read

On Motion of Mr. Gaullier seconded by Mr. Drury

Ordered That the Report now read be adopted

The Standing Committee on Roads & Bridges brought up their Report No. 1 which was read

On Motion of Mr. Drury seconded by Mr. McClellan

Ordered That the Report now read be adopted

The Standing Committee on Roads & Bridges brought up their Report No. 2 which was read

On Motion of Mr. Drury seconded by Mr. Keenan

Ordered That the Report now read be adopted

The Special Committee appointed to report upon documents laid before the Council not belonging to the Standing Committees brought up their report with draft of petition to the Legislative Assembly which was read

Moved by Mr. Aronson and seconded by Mr. Gaullier That the ~~Resolution~~ <sup>Report</sup> now read be adopted <sup>with the petition</sup> signed and sealed by the Warden and forwarded to the Legislature

Moved in Amendment by Mr. Thomas H. Ferguson and seconded by Mr. McClellan

That neither the Report nor Memorial now read be adopted but be referred back for the purpose of having the following added thereto to the petition after the words institutions. Your petitioners firmly believing that it is the intention as well as the desire of your Honorable Body to carry out the principle of local and self Government to its fullest extent therefore would strongly urge the necessity of allowing your petitioners the appointment of all local officers viz. Sheriffs, Registrars, Clerks of the County Court, Clerk of the Peace and the regulating from time to time as occasion may require the salaries fees and allowances paid out of the County

funds. As your Petitioners consider it only reasonable that the people from whom the Taxes are raised levied and collected should alone have the Management Control and application of the same

On which the Yeas and Nays were called for

Yeas for the Amendment

Messrs Ferguson (Municipal) and McLean 2

Nays for Amendment

Messrs Keenan Dinwoody Fraser Gaillier Drury  
Armsen Ferguson (Mattawasaga) Cooper  
McCluskey & McMillan 11

Resolved by a Majority of Eight

The Original Motion was then put

On which the Yeas and Nays were called for

Yeas for Original Motion

Messrs Dinwoody Fraser Gaillier Drury Armsen  
Ferguson (Mattawasaga) Cooper McCluskey  
& McMillan 9

Nays for Original Motion

Messrs Keenan Ferguson of Municipal & McLean

Original Motion carried by a Majority of 6

The Council adjourned until 9 o'clock tomorrow morning

Wm. A. Smith, Wm. A. Smith

Court House Barrie 4<sup>th</sup> November 1853

The Council met pursuant to adjournment

The Warden in the Chair

Present

The Council met pursuant to adjournment

The Warden in the Chair

Messrs Sanson, Armsen, Drury, Gaillier, Fraser, Ferguson  
(Municipal) Ferguson (Mattawasaga) Keenan McLean  
McMillan, Dinwoody, McCluskey and Cooper 13

The Meeting was called to order

The Minutes of Yesterday were read

The draft of By Law No. 36 providing payment to Grand  
& Petit Jurors read a first time

On Motion of Mr. Gaillier seconded by Mr. McCluskey

Ordered that the By Law now read a first time be  
read a second time forthwith

By Law read a second time

Moved by Mr. Gaillier seconded by Mr. Armsen

That the Council do go into Committee of the  
whole on By Law now read a second time

On which the Yeas and Nays were called for

Yeas  
Messrs. Dinwoody Fraser Gaviller Drury Armonson Mc-  
grew (Hottelwasaga) M. Glenn Cooper McClechy  
+ M. Kinlay 10

Nays  
Messrs. Keenan and Ferguson of Municipal  
Carried by a Majority of Eight

The Council went into Committee of the whole  
on Draft of By Law read a second time  
Mr. Fraser in the Chair.

The Committee of the whole read and reported  
By Law as amended

Moved by Mr. Gaviller and seconded by Mr.  
Fraser

That the By Law be now read a third time

On which the Yeas and Nays are called for

Yeas  
Messrs. Gaviller Fraser Drury Armonson Ferguson  
of Hottelwasaga M. Glenn Dinwoody Cooper  
M. Kinlay & M. McClechy 10

Nays  
Messrs. Ferguson of Municipal and Keenan 2  
Carried by a Majority of Eight.

On Motion of Mr. Gaviller seconded by Mr. Fraser

Ordered that the By Law now read a third time  
do pass be engrossed and signed & sealed by the Warden

784  
On Motion of Mr. McClechy seconded by Mr. Armonson

Ordered that the Warden appoint a Special Committee  
of three to consider the propriety of memorializing  
the Legislature on the abolition of the Office of  
Grand Juror

The Warden named Messrs. McClechy Armonson  
and Gaviller

The Standing Committee on Education brought  
up their Report No. 1 which was read

On Motion of Mr. Armonson seconded by Mr. M.  
Cooley

Ordered that the Report now read be adopted

The Standing Committee on Finance and Assessment  
brought up their Report No. 1 which was read

The County Auditors brought up their Report No. 1  
which was read

On Motion of Mr. Mr. R. Ferguson seconded by  
Mr. Gaviller

Ordered that the documents now before the Council  
be referred to their respective Committees

On Motion of Mr. Armonson seconded by Mr. Drury

Ordered that the Warden do appoint a Committee  
on Contingencies

The Warden appointed Messrs. Armonson Mr. Peter  
Ferguson and Mr. Dinwoody

The Standing Committee on Education brought up their Report N<sup>o</sup> 2 which was read

On Motion of Mr. Armon seconded by Mr. Drury

Ordered that the Report now read be adopted

The Standing Committee on Security Property brought up their Report N<sup>o</sup> 1 which was read

On Motion of Mr. Mr. R. Ferguson seconded by Mr. M. Glean

Ordered that the Report now read be adopted

The Special Committee appointed to draft Petition for the abolition of Grand Juries brought up their report which was read

On Motion of Mr. Gaullier seconded by Mr. Fraser

Ordered that the Report and Petition now read be adopted and the Petition to the Legislative Assembly be engrossed & signed and sealed by the Warden and forwarded as soon as the Assembly shall meet

Moved by Mr. Fraser and seconded by Mr. Ferguson

Resolved that the Report N<sup>o</sup> 1 of the Committee on Finance and Apportionment be adopted

On Motion of Mr. Drury in Amendment seconded by Mr. Armon

Ordered that the Report N<sup>o</sup> 1 of the Committee on Finance and Apportionment be not adopted but that the Council do go into Committee of the

whole on the same

The Council went into Committee of the whole on the Amendment Mr. Gaullier in the Chair

The Committee of the whole rose and reported Report as amended

On Motion of Mr. Fraser seconded by Mr. Gaullier

Ordered that the Report as amended be adopted

The Standing Committee on Finance and Apportionment brought up their Report N<sup>o</sup> 2 which was read

On Motion of Mr. Fraser seconded by Mr. Gaullier

Ordered that the Report now read be adopted

The Standing Committee on Finance and Apportionment brought up their Report N<sup>o</sup> 3 which was read

Moved by Mr. Gaullier & seconded by Mr. Fraser

That the Report now read be adopted

On Motion of Mr. Mr. R. Ferguson seconded by Mr. Peter Ferguson in Amendment

Ordered that the Report be not adopted but that the Council do resolve itself into a Committee of the whole upon the same

The Council went into Committee of the whole Mr. Drury in the Chair

The Committee of the whole rose and reported that some progress had been made and asked

leave to sit again.

The Council adjourned until 9 o'clock tomorrow  
Morning.

Jas S. Carlton  
W. O. Drury

Court House Warren 5<sup>th</sup> November 1853

The Council met pursuant to Adjournment.

The Warden in the Chair.

The same Members as were present yesterday.

The Meeting was called to order.

The Minutes of Yesterday were read.

On Motion of Mr. Gardner seconded by Mr. Fraser

Ordered that the Council go again into Committee  
of the whole on Finance & Department Committee  
Report No. 3.

The Council again went into Committee of the whole  
W. O. Drury in the Chair.

The Committee of the whole rose and Reported  
Reporters Report.

On Motion of Mr. Gardner seconded by Mr. M. C. Conroy

Ordered that the Report of the Committee on  
Finance & Department No. 3 be adopted.

The Committee on Contingencies brought up their Report which  
was read.

On Motion of Mr. Ferguson of Hollandsburg seconded  
by Mr. Kennedy

Ordered that the Report was read be adopted.

The Council then adjourned sine die.

Jas S. Carlton  
W. O. Drury