

DARTMOUTH CITY COUNCIL MINUTES

VOLUME 1964

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Dartmouth, N. S.

January 7, 1964.

Regularly called meeting of City Council held this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall ✓
Thornhill ✓
Beazley ✓
King ✓
Hampson ✓
VanHerck ✓
Brownlow ✓
Sanford ✓
MacNeil ✓
Wise ✓
Stubbs ✓
Moore
Whitworth

City Solicitor Barss

Mayor Zatzman noted a large number of citizens in attendance. He welcomed their interest in Council proceedings and also welcomed recently elected members of Council.

CONFIRM MINUTES

It was moved by Aldermen Thornhill and Stockall and carried that minutes of the December 10th, 11th and 17th meetings of City Council, copies of which were previously circulated to all members of Council, be confirmed.

MONTHLY REPORTS

It was moved by Aldermen Sanford and Beazley and carried that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

REPORT RE CITY
HIRING OWN
ARCHITECT

Copies of a report from the Finance and Executive Committee re study of the advantages, disadvantages, and desirability of the City hiring its own Architect for the purpose of designing and standardizing school and other Municipal building construction was previously circulated to all members of Council. Also circulated was copy of a report from the Special Committee of the Finance and Executive Committee set up to study this matter.

Recently City Council received a letter from the Nova Scotia Architects' Association requesting an opportunity to meet and discuss with Council architectural services.

It is recommended that Council refer the letter from the Nova Scotia Architects' Association to the Special Committee and that

Dartmouth, N. S.

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Recently City Council received a letter from the Nova Scotia Architects' Association requesting an opportunity to meet and discuss with Council architectural services.

It is recommended that Council refer the letter from the Nova Scotia Architects' Association to the Special Committee and that

the Special Committee be authorized to meet with the Association to discuss its submission.

It was moved by Aldermen Thornhill and Wise and carried that the report of the Finance and Executive Committee be adopted.

SHANNON PARK
SCHOOL

Copy of a report from the Finance and Executive Committee re proposed Shannon Park School was previously circulated to all members of Council. Also attached, and forming part of the Committee's report, was copy of report to the Committee from His Worship Mayor Zatzman.

At a meeting of the Finance and Executive Committee held on December 30, 1963. Mayor Zatzman's report was adopted with the following amendments:

1. In the 3rd paragraph, line 3, the word "or" is changed to "and";
2. In the 4th paragraph, line 2, the words "only twenty" are deleted and the word "thirty" substituted therefor; and the recommendation in connection with the gymnasium is deleted.

The Chairman, Mayor Zatzman, is to be authorized to negotiate with the Architect.

It was moved by Aldermen King and Stockall that the report of the Finance and Executive Committee be adopted.

It was moved in amendment by Aldermen Whitworth and Stubbs that the report as originally submitted to the Finance and Executive Committee by His Worship the Mayor be adopted.

Following considerable debate the amendment was put and defeated. Voting for: Aldermen Whitworth, Stubbs, Beasley and Moore. Voting against: Aldermen Stockall, Thornhill, King, Hampson, VanHerck, Brownlow, Sanford, MacNeil and Wise.

The motion was then put and carried. Voting for: Aldermen Stockall, Thornhill, King, Hampson, VanHerck, Brownlow, Sanford, MacNeil and Wise. Voting against: Aldermen Whitworth, Stubbs, Beasley and Moore.

REPORT RE
PUMPING STATIONS
TREATMENT PLANTS

Copies of a report from the Public Works, Water and Sewerage Committee were previously circulated to all members of Council.

It is recommended to City Council that the following be adopted as policy covering the installation of pumping stations and treatment plants when necessary:

That costs of pumping stations and treatment plants be included in the \$7.50 per foot sewer frontage charge and, in circumstances where the majority of rate payers petition for sewer service before the City is prepared to offer such service, the rate payers of the area so serviced will be obligated to pay 50% of the cost of pumping stations or

treatment plants that are required in addition to the \$7.50 per foot sewer frontage charge.'

It was also pointed out that prior to the installation of treatment plants, an amendment to existing City of Dartmouth Subdivision Regulations must be enacted.

It was moved by Aldermen Stockall and Thornhill that the report of the Public Works, Water and Sewerage Committee be adopted.

On motion of Aldermen Wise and Stockall, Mr. J. Aubrey Murphy was granted permission to address Council on behalf of residents of Greenough Subdivision.

Mr. Murphy presented figures relevant to installation of a treatment plant in Greenough Subdivision, and stated that if the proposed policy were adopted his figures indicate that the residents of Greenough Subdivision would be obligated to pay 20% more than the cost of installation. He reviewed the history of petitions submitted by the residents and stressed the urgency for sewerage disposal installation in the Subdivision.

It was moved in amendment by Aldermen Stubbs and Wise that the cost of pumping stations and treatment plants be included in the \$7.50 per foot sewer frontage charge and, in circumstances where the majority of rate payers petition for sewer service before the City is prepared to offer such service, the rate payers of the area so serviced will be obligated to pay the balance of the costs of the pumping station and treatment plant that are in excess of the revenue realized from the \$7.50 per foot frontage charge, after cost of laterals has been paid out of said charge.

During discussion on the amendment Alderman Thornhill suggested that establishment of a policy regarding pumping stations and treatment plants should be deferred pending completion of the plan of projected sewer development in the City.

An amendment to the amendment was moved by Aldermen Stockall and VanHerck that the cost of pumping stations and treatment plants be included in the \$7.50 per foot frontage charge.

The amendment to the amendment was put and passed unanimously.

It was moved by Aldermen Stubbs and Thornhill and carried that the Clerk-Administrator and City Solicitor be instructed to draft the necessary legislation required to permit installation of treatment

plants in the City, as indicated in the last paragraph of the Works Committee report.

AWARD TENDERS
LOADERS, ETC.

Council considered a report from the Public Works, Water and Sewerage Committee recommending acceptance of the following tenders:

1. Acceptance of the tender submitted by Construction Equipment Limited for the supply of one Rubber Tired Tractor Shovel, Lorain M1 200 .. Net Price \$19,995. Subject to guarantee from the Supplier that they would guarantee the vehicle for two snow-removal seasons and for six months' operation. Attached is letter from Construction Equipment Limited dated December 30, 1963, submitting their concurrence with the requests of the Public Works, Water and Sewerage Committee.
2. Acceptance of tender submitted by A. E. Fowles Limited for the following:

1 Mercury M100 Half-ton Pickup Truck, Net Price \$1,950
(subject to the guarantee that the Dealer will pick up vehicle at City Work Shop for servicing)

1 Comet 202 Station Wagon, Net Price \$2,350

It was moved by Aldermen Stockall and Beazley and carried that tenders recommended by the Public Works, Water and Sewerage Committee be accepted.

APPLICATION TO
REZONE -
WAVERLEY ROAD

Council considered a report from the Town Planning Board attaching a request submitted by Drury, Huestis, Davidson & Dickie on behalf of Mr. Carl Dooks to rezone the former Community Hall grounds on the Waverley Road from C-1-A (Local Commercial) to C-2-A (General Commercial). The request is submitted in order to permit the former Community Hall to be used as an automobile repair shop. Also attached was a report from the Director of Planning and plans indicating the surrounding zoning.

The Planning Board recommended that City Council take the necessary steps to rezone this property subject to the applicant indicating where on the lot he proposes to store any material, car bodies, and so forth outside the building, and that the applicant provide a proper fence to screen the storage areas from the street, and further that the premises should be kept in a neat and orderly manner.

It was moved by Aldermen Sanford and VanHerck and carried that the report of the Town Planning Board be adopted and that February 4, 1964, at 8:00 p.m. at City Hall, be set as the time and date for public hearing to consider the proposed rezoning.

Alderman Stubbs voting against.

FRAME CONSTRUCTION

Report was received from the Town Planning Board recommending that the Building Inspector be granted authority to grant permits to permit frame construction for an addition to an existing building if the sideyard clearance is less than 7 feet 6 inches and provided that the application conforms in all respects with the requirements of the Building By-laws. This authority to apply only on lots with less than 50 foot frontage in the case where the frontage of such lot was determined before the 3rd day of July, 1951, as provided by Article 5 of the Building By-laws.

It was moved by Aldermen Thornhill and Moore and carried that the report of the Town Planning Board be adopted.

PERMIT TO ALTER
EASTERN FENCE
ERECTORS LTD.
MAIN ST.

Council considered a report from the Town Planning Board attaching an application for permit to alter the Eastern Fence Erectors Ltd. building on Main Street. The proposed alteration is a 12 foot addition at the front of the building. This structure is located in a General Zone. It is recommended that City Council issue the building permit as requested.

It was moved by Aldermen Thornhill and Wise and carried that the report of the Town Planning Board be adopted and Permit to Build granted.

PERMIT TO ALTER
L. PILLETER
130 PRINCE
ALBERT RD.

Report was received from the Town Planning Board attaching an application for Occupancy Permit and Permit to Alter submitted by Mr. Liuseppe Pilletter, 130 Prince Albert Road. The applicant proposes to use the lower storey of this building as a lunch counter and grocery store. The structure is located in a Park and Institutional Zone.

The application is before Council since the general provisions of City of Dartmouth Zoning By-laws require that where no structural alterations are made in a building of a non-conforming use, such use may be changed to the use of a similar character with the consent of Council.

It is recommended that City Council issue necessary permits as requested.

It was moved by Aldermen Thornhill and Moore and carried that the report of the Town Planning Board be adopted.

MOVE EXISTING
STRUCTURE
CHARLES LOWE

Report was received from the Town Planning Board recommending that City Council issue a permit to move an existing structure from 217 Main Street to a vacant lot at 7 Raymond Street, subject to Raymond Street not being opened at this season of the year unless approved by the City Engineer and also subject to an Occupancy Permit being obtained before the building is occupied.

Report was read from the Building Inspector advising that the building is structurally sound and is architecturally acceptable for location on Raymond Street and recommending that the request be approved.

It was moved by Aldermen Beazley and Wise and carried that the report of the Town Planning Board be adopted.

MOVE EXISTING
STRUCTURE
DIST. 14 SERVICE
COMMISSION

Report was received from the Town Planning Board recommending that City Council issue a permit to move an existing structure from Tacoma Drive to the Lake Loon Road in Halifax County. Application for permit was submitted by District 14 Service Commission of Halifax County.

It was moved by Aldermen MacNeil and VanHerck and carried that the report of the Town Planning Board be adopted.

MOVE EXISTING
STRUCTURES
MAR. MECH. CONST.
LTD. & VACON
CONST. LTD.

Report was received from the Town Planning Board attaching applications to move structures as follows:

1. Maritime Mechanical Construction Ltd. - five houses from Tacoma Drive to Althea Subdivision. Proposed route is along Circumferential Drive to the Cole Harbour Road, to Caldwell Road and then to the Althea Subdivision.
2. Vacon Construction Ltd. - three structures from Tacoma Drive to Preston. The proposed route is east on Tacoma Drive to No. 7 Highway and east to Preston.

The Planning Board recommended that City Council issue permits as requested.

It was moved by Aldermen Wise and Sanford and carried that the report of the Town Planning Board be adopted. Alderman King requested and was granted permission to refrain from voting.

PERMIT TO BUILD
K-MART

On motion of Aldermen Wise and Stockall the following report of the Town Planning Board re re application to build submitted by MacCulloch Leasehold Ltd. was added to the agenda. Alderman VanHerok voting against. Alderman King requested and was granted permission to refrain from voting.

Council considered a report from the Town Planning Board attaching an application for permit to construct retail stores on

Tacoma Drive, submitted by MacCulloch Leasehold Ltd.

The value of the proposed project is in excess of \$100,000 and therefore requires approval of City Council.

Recommendations of the Director of Planning, Building Inspector, Fire Chief, and Chief of Police accompany the application.

The Town Planning Board recommended that City Council authorize issuance of a building permit in accordance with the recommendations of the above-mentioned City officials.

It was moved by Aldermen MacNeil and Wise that the report of the Planning Board be adopted and Permit to Build granted.

It was moved in amendment by Aldermen Sanford and VanHerck that this application be referred to the Town Planning Board for further study.

The amendment was put and defeated. Voting for: Aldermen Sanford and VanHerck. Voting against: Aldermen Stockall, Thornhill, Beazley, Hampson, Brownlow, MacNeil, Wise, Stubbs, Moore and Whitworth. Alderman King refrained from voting.

The motion was then put and carried unanimously.

Report was received from the Board of School Commissioners attaching tenders for the supply of sun curtains and draperies for Mount Edward School and Bicentennial Junior High School as follows:

Morris Saffron Company	\$1,323.00
Simpsons	1,549.25
Atlantic Venetian Blind Mfg. Co.	1,585.08
T. Eaton Co. Ltd.	1,648.45

It is recommended that the low tender, submitted by Morris Saffron Company Ltd., in the amount of \$1,323.00 be accepted.

It was moved by Aldermen King and Stockall and carried that the tender be accepted as recommended, said amount to be a Capital Expenditure. Alderman Beazley voting against.

Report was received from the Board of School Commissioners advising that several months ago City Council authorized the purchase of reconditioned pianos for the John Martin Junior High School and Mount Edward School from Phinneys Co. Ltd. Purchase of these pianos was deferred pending suitable pianos being supplied.

It is recommended that Council authorize purchase of pianos as follows:

John Martin Junior High School	\$ 385.00	(Henry Herbert)
Mount Edward School	365.00	(Bell)

TENDERS
SUN CURTAINS
ETC.

PURCHASE
PIANOS

ENQUIRIES AND
ANSWERS TO
ENQUIRIES

It was moved by Aldermen Sanford and Wise and carried that the report of the Board of School Commissioners be adopted.

Alderman Stubbs requested that the Legislative Committee review the By-law relating to taxes on Mobile Homes, as requested some time ago by Council.

Alderman Stockall enquired what progress had been made re Subdivision Regulations whereby the Subdivider would be required to provide Water and Sewer and permanent asphalt paving. The Clerk-Administrator replied that progress has been slow, but a meeting between the Solicitor for the Subdividers and a sub-committee of the Town Planning Board will be held very shortly.

Alderman MacNeil enquired when and how the members of a sub-committee of the Finance and Executive Committee and Board of School Commissioners would be appointed to discuss the proposed Shannon Park School. Mayor Zatzman replied that he would appoint the sub-committee immediately following this meeting.

Alderman Whitworth asked what progress has been made toward installation of Sewer and Water in the Belmont and Carleton Avenue area. The Clerk-Administrator advised that application has been made to the Provincial Water Authority but as yet no official reply has been received.

Alderman Thornhill suggested that the Legislative Committee be asked to prepare legislation changing time of Civic Elections from December to a time when weather conditions are better. Mayor Zatzman advised that this matter will be on the agenda of the next meeting of the Legislative Committee.

Alderman Beazley asked if the Clerk-Administrator and/or City Engineer could authorize the use of City equipment for plowing of Lakes to provide skating when it is not possible for the Recreation Committee to meet and authorize said plowing. The Clerk-Administrator replied that it has been the practice to do this, when it is felt that the Lakes are safe for skating and safe enough to hold the type of equipment owned by the City and used for plowing.

Alderman Sanford enquired re progress in preparation of plans and development of the John Martin Junior High School grounds. He asked whether these plans would be prepared by the architect or by City staff. The Clerk-Administrator replied that the work that was to be done under

the contract has been completed. A project for additional work to be done at the John Martin Junior High School was considered at the last Council meeting but there was no authorization for the immediate expenditure of funds.

APPOINT EXTRA
CONSTABLES

On motion of Aldermen Brownlow and Wise the following resolution was unanimously adopted:

NO. 1. RESOLVED that the following be and they are hereby appointed Extra Constables in and for the City of Dartmouth to hold office while in the employ of their present employer or until January 10, 1965, whichever expires first:

See list annexed.

APPOINT
WEIGHERS

On motion of Aldermen Brownlow and Moore the following resolution was unanimously adopted:

NO. 2. RESOLVED that the following be and they are hereby appointed Weighers in and for the City of Dartmouth while in the employ of their present employers or until January 10, 1965, whichever expires first:

Lewis M. Hatt
Evatt Bishop
George Bernard
George Urquhart
James Merodith

Walter A. Hunter
H. Raymond Mercer
Harry Jobson
Darrel Dunn
Maxwell Merodith

SET DATE
ASSESSMENT
APPEAL COURT

On motion of Aldermen Thornhill and King the following resolution was unanimously adopted:

NO. 3. RESOLVED that, pursuant to Section 279 (4) of the Dartmouth City Charter, this Council fixes Tuesday, February 11, 1964, at 10:00 a.m. as the time and City Hall, Dartmouth, as the place for the sittings of the Court of Assessment Appeals of the City to hear appeals.

ALDERMAN KING
NOTICE OF
MOTION

Alderman King gave notice of motion that City Council adopt a similar system of authorizing accounts as that presently used by the Board of School Commissioners.

THIRD READING
BY-LAW C-41

At the December 10, 1963, meeting City Council considered and gave first and second reading to By-law C-41, relating to Sewer Frontage Rates in the City. Third reading was deferred.

It was moved by Aldermen Thornhill and Stockall that By-law C-41 be given third reading.

It was moved in amendment by Aldermen King and Stockall that Section 4 of the By-law be deleted.

At this point the Solicitor ruled that a By-law cannot be amended after a motion for third reading. He further ruled that if the motion for third reading is withdrawn the By-law could be referred to a Committee or Council as a committee of the whole for further study.

Aldermen Thornhill and Stockall withdrew their motion for third reading.

It was moved by Aldermen Stockall and Sanford and carried unanimously that By-law C-41 be referred to City Council as a Committee of the whole for further study.

CONSIDER
BY-LAW C-42

Council considered By-law C-42, being a by-law of the City of Dartmouth authorizing borrowing for current expenditures.

It was moved by Alderman Thornhill, seconded by Alderman Sanford that leave be given to introduce By-law C-42 and that it now be given first reading. Motion carried.

It was moved by Alderman Stockall, seconded by Alderman Sanford that By-law C-42 be given second reading.

Members of Council present unanimously agreed to give By-law C-42 third reading.

It was moved by Alderman Stockall, seconded by Alderman Sanford that By-law C-42 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

LICENSES

It was moved by Aldermen Thornhill and Boazley and carried that Automatic Machine Licenses (Pinball) be granted the following:

Victoria Confectionery
Harry's Market

Aldermen Wise, Sanford, VanHerek, Stubbs and Stockall voting against.

It was moved by Aldermen King and Boazley and carried that the following Licenses be granted:

<u>Juke Box</u>	<u>Taxicab</u>	<u>Taxicab Driver</u>
Portland Fish & Chips	John J. Croot Harris Cooper	Archibard P. Turner Gordon Bradbury

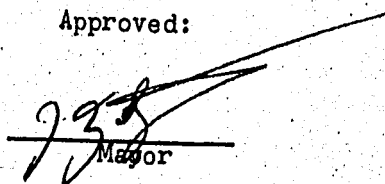
PASS BILLS

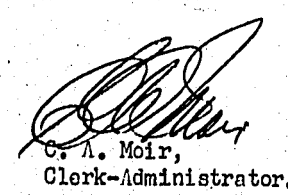
It was moved by Aldermen Thornhill and Boazley and carried that all Bills duly signed by two Aldermen be paid.

ADJOURNMENT

Meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

January 7, 1964

No. 1 RESOLVED that the following be and they are hereby appointed EXTRA CONSTABLES in and for the City of Dartmouth to hold office while in the employ of their present employer or until January 10, 1965, whichever expires first:

S.A.L. Jenkins
H.R. Siteman
M. Ingram
G. Bellefontaine
E. Dauphinee
R. C. Myers
A. C. Eldershaw

C. Turple
A. Harpell
M. Himmelman
W. Mullins
B. Varbeff

Clayton Brown
Donald Cameron
Allan Hicks
Clarison Hilchey
Gerald McCready
Emery Rawding
Edward Spears
Blake Webber
Wilbert Day

Harry Warren Smith
James David Merritt
Alexander Wilson
John William Carrigan
Lesley Harold Mitton
Harry Melrose Livingstone
Roderick Angus White
Murray Stanford Nauffts
Merrill Graham Power
Henry Kirkwood Whalen
William John Hill
Ernest Alfred Bostick
Earl William Carter
Donald Alexander Forbes
Charles Edward Elmer Kelly
Cecil William Lohnes
Harold Bernard Dixon
Charles Edward Fraser
Floyd Elliott
Benjamin Franklyn Mitton
Stanley Samuel Shaw
Hadley Selliker Kilpatrick
Willard Arthur Crooks
August Jules Marcipont
Vincent Francis McGrath

J. P. Kaye
M. J. Lowe
G. N. Clarke
F. A. Inglis
J. R. MacInnis
C. J. Brennan
R. N. Campbell
J. W. Cormier
R. D. Ettinger
R. M. Giles
G. N. Hamilton
J. A. Kalmin
Gordon Morrison
A. L. MacDonald
P.H. Davis
C. A. Ozon

Dartmouth, N. S.

January 21, 1964.

Regularly called meeting of City Council, meeting in committee as a committee of the whole, held this date at 7:30 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beazley
King
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss

Prior to proceeding with the business of the meeting His Worship asked two members of the Press in the audience to leave.

Alderman Stubbs questioned under what legislation Council was meeting in committee.

The Mayor advised that a motion to meet in committee to discuss possible inequities in By-law C-41 had been passed at the last meeting of City Council.

Several Aldermen stated they were not in agreement with in camera meetings.

It was moved by Aldermen Whitworth and Stubbs that this be an open meeting, as a meeting of Council in Committee.

On question from Alderman Stubbs the Solicitor ruled that an 'in committee' meeting is not an 'in camera' meeting, although this has been the general practice.

In view of the Solicitor's ruling the motion was not necessary and was not put, and the Mayor stated that the meeting would proceed.

Alderman MacNeil stated he was not satisfied with the manner in which By-law C-41 was processed at the last regular meeting of Council. He requested a ruling from the Solicitor regarding amendments to a By-law following passage of the second reading.

The Solicitor stated that on first reading of a by-law there is no discussion. Following discussion on the second reading, unless

the by-law has been brought forward on the recommendation of a Committee, it should be referred to a Committee or to Council in Committee, for a report back with recommendations. It is then that third reading is given, with the recommendations for amendment, if any.

Alderman MacNeil stated he was prepared to give notice of reconsideration, because in his opinion passage of the second reading nullified further discussion on this particular by-law.

The Clerk-Administrator read section of By-law C-2 relating to passing of By-laws under provisions of the City Charter.

On motion of Aldermen Sanford and Moore By-law C-41 was read and discussed, clause by clause.

Council agreed with the wording of Section 1 to 3, inclusive. At this point Alderman King requested and was granted permission to be excused.

Following reading of Section 41, it was unanimously agreed that the following words be added to Section 4:

" , provided that where a property is serviced by City sewer and sewer is extended past the longer side of said property in order to provide sewer facilities to new areas, the property shall not be further assessed unless it is subdivided as provided in Section 5 hereof."

Section 5 to 8 inclusive were read and the wording thereof unanimously approved. At this point Alderman Thornhill requested and was granted permission to be excused.

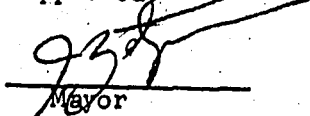
Following reading of Section 9 and 10, and approval thereof, it was moved by Aldermen Sanford and Whitworth and carried that this Committee recommend By-law C-41, as presented, to City Council to be given third reading, with the addition of the following words to Section 4 of said by-law:

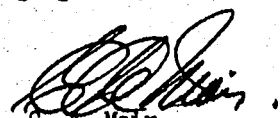
" , provided that where a property is serviced by City sewer and sewer is extended past the longer side of said property in order to provide sewer facilities to new areas, the property shall not be further assessed unless it is subdivided as provided in Section 5 hereof."

Aldermen MacNeil and VanHerok voting against.

Meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

February 4, 1961.

Regularly called meeting of City Council held this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
King
Gurholt
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss
N. C. Cohoon, Deputy City Clerk

On behalf of all members of Council and citizens of Dartmouth Mayor Zatzman expressed heartfelt sympathy to Mr. C. A. Moir, Clerk-Administrator, on his recent bereavement.

CONFIRM MINUTES

It was moved by Aldermen Sanford and Stockall and carried that minutes of the January 7th and 21st meetings of Council, copies of which were previously circulated to all members of Council, be confirmed.

CONSIDER AMENDMENT
BY-LAW NO. 74

At a previous meeting of City Council this date was set for public hearing of a proposed amendment to By-law No. 74, as said By-law is amended by the amendment passed by City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961, as follows:

1. By creating Map A-25 in which the area colored in red is rezoned from C-2-A Zone to R-1-A Zone.
2. Appendix "A" is amended in indication of zoning and color to conform with Section 1 of this amendment.

Council was advised that this amendment was duly advertized and no written objections have been received to date.

It was moved by Alderman Thornhill, seconded by Alderman Sanford that leave be given to introduce the said amendment to By-law No. 74 and that it now be read a first time. Motion carried

It was moved by Alderman Stockall, seconded by Alderman Wise that the amendment to By-law No. 74 be read a second time. Motion carried.

Members of Council present unanimously agreed to give the amendment third reading.

It was moved by Alderman Stockall, seconded by Alderman Sanford that the amendment to By-law No. 74 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

CONSIDER AMENDMENT
BY-LAW NO. 74

At a previous meeting of City Council, this date was set for public hearing of a proposed amendment to By-law No. 74, as said by-law is amended by the amendment passed by City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961, as follows:

1. By creating Map A-26 in which the area colored in orange is rezoned from R-1-A Zone to R-2-A Zone.
2. Appendix "A" is amended in indication of zoning and color to conform with Section 1 of this amendment.

Council was advised that this proposed amendment was duly advertized and no written objections have been received to date.

It was moved by Alderman Thornhill, seconded by Alderman Sanford that leave be given to introduce said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Wise, seconded by Alderman Sanford, that the amendment be read a second time. Motion carried.

Members of Council present unanimously agreed to give the amendment third reading.

It was moved by Alderman Stubbs, seconded by Alderman Wise, that the amendment to By-law No. 74 be read a third time, and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

CONSIDER AMENDMENT
BY-LAW NO. 74

At a previous meeting of City Council this date was set for public hearing of a proposed amendment to By-law No. 74 as said By-law is amended by the amendment passed by City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961, as follows:

1. By creating Map A-28 in which the area colored in brown is rezoned from C-1-A Zone to C-2-A Zone.
2. Appendix "A" is amended in indication of zoning and color to conform with Section 1 of this amendment.

Council was advised that this proposed amendment was duly advertized and that no written objections have been received to date.

It was moved by Alderman Sanford, seconded by Alderman Stockall that leave be given to introduce the said amendment to By-law No. 74, and that it now be read a first time. Motion carried.

It was moved by Alderman Stubbs, seconded by Alderman Sanford that the amendment be read a second time.

On motion of Aldermen Stubbs and Wise Council agreed to hear verbal submissions from a delegation in attendance. Mr. William Owens read and submitted to Council a petition, signed by residents of the area, opposing the rezoning. Rev. S. Grant Walls, Minister of the United Church directly across from the Community Hall, spoke against the proposed rezoning, and advised Council that his congregation had voted unanimously to oppose the rezoning.

During discussion Council was advised that although the area is presently zoned Local Commercial, with the exception of one store all development has been of a residential nature. Alderman Stubbs stated that residents across the street from the Community Hall will shortly be presenting a request for rezoning back to Residential.

The motion for second reading was put and defeated. Voting for: Alderman Gurholt. Voting against: Alderman Stockall, Thornhill, King, Hampson, VanHerck, Brownlow, Sanford, MacNeil, Wise, Stubbs, Moore and Whitworth.

CONSIDER AMENDMENT
BY-LAW NO. 74

At a previous meeting of City Council this date was set for public hearing of a proposed amendment to By-law No. 74, as said By-law is amended by the amendment passed by City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961, as follows:

1. By creating Map A-27 in which the area colored in blue is rezoned from C-2-A Zone to I-1-A Zone.
2. Appendix "A" is amended in indication of zoning and color to conform with Section 1 of this amendment.

Council was advised that the proposed rezoning was duly advertized and that two written objections have been received, copies of which were previously circulated to all members of Council.

Alderman King requested and was granted permission to refrain from voting on this matter.

It was moved by Alderman Sanford, seconded by Alderman Thornhill that leave be given to introduce the said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Sanford, seconded by Alderman Stockall that the amendment be read a second time!

Following brief discussion Council passed motions to hear Mr. David McClair, 93 Tacoma Drive, Mr. F. K. Horne and Mrs. S. DeMone. Mr. McClair, a resident, and Mrs. DeMone, representing MacCulloch and Company Ltd., spoke in opposition to the proposed rezoning. Mr. F. Horne, representing Dartmouth Ready-Mix Limited, spoke in support of the proposed rezoning. Mr. Horne stated that rezoning was requested in order to permit construction of a garage for storage of trucks.

The motion for second reading was put and defeated. Voting for: Aldermen Thornhill and Sanford. Voting against: Aldermen Stockall, MacNeil, Gurholt, Stubbs, Brownlow, Moore, Wise, Whitworth and Hampson.

COMPLAINT RE
INCINERATOR

Copies of a letter from the Mount-Hill-Vlow Garden Club re smoke and odor conditions at the Incinerator, were previously circulated to members of Council.

It was moved by Aldermen Stockall and Thornhill and carried that this letter be referred to the Public Works, Water and Sewerage Committee for study.

Alderman Stockall, Chairman of the Works Committee, stated the Engineering Department is doing everything possible at the moment to control the situation. It is expected that within three weeks the burning of garbage outside in this area will be discontinued.

MONTHLY REPORTS

It was moved by Aldermen MacNeil and Stockall and carried that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector
Building Inspector (Annual)

CONFIRM APPOINTMENT
DEPUTY FIRE CHIEF

Council considered a report from the Public Safety Committee concurring with recommendation of the Fire Chief that the probationary appointment of Gerald B. Gray to the office of Deputy Fire Chief be confirmed. The Fire Chief has indicated that Deputy Gray's services have been satisfactory during his six-month probationary

appointment.

It was moved by Aldermen Thornhill and Sanford and carried that Deputy Fire Chief Gray's appointment be confirmed as recommended.

AMEND R3 & R-3-A
ZONING

Report was received from the Town Planning Board recommending that Council take the necessary steps to implement a proposed amendment to By-law No. 74, concerning R-3 zones. The intent of the proposed amendment is to permit increased population densities in the Central Business District as recommended in the Director of Planning's "Study of the Central Business District". Also attached were copies of the Director of Planning's recommendation, and the proposed amendment.

It was noted in the last paragraph of the Director of Planning's report that the amendment would be reviewed with the City Solicitor with regard to legal phrasing. The Clerk-Administrator advised that this had now been done and copies of the revised amendment were distributed to all members of Council present.

It was moved by Aldermen MacNoil and Sanford and carried that the Director of Planning's report be adopted and that March 3, 1964, at City Hall, at 8:00 p.m., be set as the date and time for public hearing to debate the proposed amendment.

APPLICATION TO REZONE
22 JAMES ST.

Report was received from the Town Planning Board attaching a request to rezone property known as 22 James Street from R-1 zoning to R-2 zoning. Attached was the Director of Planning's recommendation in this matter. It is recommended that City Council rezone this property as requested.

It was moved by Aldermen Sanford and Stockall and carried that the Town Planning Board report be adopted and that March 3, 1964, at City Hall, at 8:00 p.m., be set as the date and time for public hearing to debate the proposed amendment.

Alderman King requested and was granted permission to refrain from voting.

PERMIT TO BUILD
FUNDY CONST. CO.

Council considered a report from the Town Planning Board re application from Fundy Construction Ltd. for a Building Permit to construct an addition to the north end of the Driscoll Imperial Service Station on Pleasant Street.

It is recommended that Council issue a Building Permit as requested.

It was moved by Aldermen Gurholt and Thornhill and carried that Permit to Build be granted as recommended.

APPLICATION
MOVE STRUCTURE
ALLAN SPARKS

Report was received from the Town Planning Board with attached application from Mr. Allan Sparks to move an existing structure on the east side of Major Street, previously owned by Vince MacCulloch, from its present location to Cherry Brook, Halifax County. The Planning Board recommended that Council issue a permit subject to compliance with the Moving Existing Structures By-law.

It was moved by Aldermen Sanford and Stockall and carried that Permit to Move Existing Structure be granted as recommended.

REQUEST FOR LAND
DARTMOUTH ASPHALT
CO. LTD.

Copies of a letter from George H. Day Co. Ltd., requesting the cancellation of reservation upon a parcel of land at the foot of South Street which has been reserved for public dock, and copies of the Clerk-Administrator's report in this matter were previously circulated to all members of Council.

The Director of Planning has reviewed the Plan submitted by George H. Day Co. Ltd. and sees no objections from a Planning point of view regarding the cancellation as requested.

The City Engineer has also reviewed the Plan and advised that the property referred to is City-owned and he recommends against disposing of same as the City has an outfall sewer installed on this lot.

It is understood that Dartmouth Asphalt Company Limited, or George H. Day Co. Ltd., are desirous of filling this area, which area will be used for storage. In view of the report of the City Engineer, it is recommended that this lot be retained by the City and that the reservation for public dock be retained and, pending further information from George H. Day Co. Ltd., or Dartmouth Asphalt Company Limited as to the proposed use that consideration be given to leasing the land to either Company at a nominal rate and subject to complete and adequate protection to the City's outfall sewer.

It was moved by Aldermen Thornhill and Wise and carried that the Clerk-Administrator's report be adopted.

ENQUIRIES AND
ANSWERS TO
ENQUIRIES

Alderman MacNeil directed a question to His Worship re latest developments for the proposed Provo Wallis School, as a result of His Worship's recent trip to Ottawa. Mayor Zatzman advised that the

plan is to design the proposed school in conjunction with the existing Shannon Park Schools. Preliminary drawings have been completed and a meeting of the Special Committee appointed to study this proposed school has been called for February 5, 1964. If the preliminary plans are approved by the Special Committee they will be sent to the Deputy Minister of National Defence for review and approval. Before the end of this month His Worship expects to return to Ottawa to discuss the plans and complete negotiations with the Committee respecting Grants.

Alderman Stubbs referred to a used-car parts business at 177 Main St., the rear of which property is on Lakecrest Drive, a residential street. She asked what action has been taken to clear up unsightly conditions on this property. The Clerk-Administrator stated that the Chief of Police had investigated this complaint on a number of occasions. On February 3 a petition was received from a number of residents in the area, and the petition has been forwarded to the Building Inspector for investigation. If there has been no violation of the zoning by-laws the matter may be brought back to Council to be dealt with under Unsightly Promises legislation.

Alderman Stubbs asked if there is a time limit set for connecting to sewer services, where such services are available. The Clerk-Administrator advised that there is no time limit, but upon investigation of complaints Council may set a time limit, i.e., 30 days, 60 days. Alderman Stubbs asked that this matter be referred to the Legislation Committee for study.

Alderman Stubbs asked if any money has been collected under the provisions of By-law C-32. The Clerk-Administrator stated that sewer frontage charges of \$7.50 per foot have been levied where applicable, and collected.

Alderman Moore asked who represented the City of Dartmouth on the Regional Authority. Mayor Zatzman stated that the Chairman of the Planning Board and himself were the representatives. Alderman Moore also asked if any meetings had been held relevant to the proposed new Jail. His Worship advised that one meeting had been held for the purpose of appointing the Executive, and a committee has been set up to study the plans and prepare a report. Mayor Vaughan, of Halifax,

who is Chairman of the Regional Authority, had indicated that a meeting will be called as soon as this report is received. The site under consideration is near the Colo Harbour Hospital.

Alderman VanHerck asked if the Department of Highways was responsible for abandoned buildings near the Rotary. Mayor Zatzman stated they were the responsibility of the Provincial Department of Highways. Alderman VanHerck asked that City Council forward a letter to the Department of Highways asking what the Department intends to do with these buildings.

Alderman Sanford asked if Capital Funds will be made available for the improvement of the playgrounds at the John Martin Junior High School. Mayor Zatzman stated that this matter will be reviewed when the Budget is prepared.

Alderman Whitworth asked if the Water Authority had given any indication that services for residents of Belmont and Carleton Avenues could be connected to the existing outfall. Mayor Zatzman stated he would make enquiries and advise Alderman Whitworth.

MOTIONS
ALDERMAN KING
AUTHORIZATION OF
ACCOUNTS

At the last regular meeting of Council Alderman King gave notice of motion re adoption of a similar system as presently carried out by the School Board regarding the authorization and payment of accounts. Alderman King stated that a study is presently being made, in conjunction with H. R. Doane and Company, for a system which would be an improvement on the School Board system. Pending report on this study Alderman King deferred his notice of motion.

APPOINT EXTRA
CONSTABLES

On motion of Aldermen Wise and Sanford the following resolution was unanimously adopted:

NO. 4. RESOLVED that the following be and they are hereby appointed Extra Constables in and for the City of Dartmouth to hold office while in the employ of their present employers or until January 10, 1965, whichever expires first:

Walter Lemuel Harding
Clifford Frederick Sadler
Frank Eugene Saxton
Clyde Thomas Simpson

APPOINT
WEIGHER

On motion of Aldermen Wise and VanHerck the following resolution was unanimously adopted:

NO. 5. RESOLVED that the following be and he is hereby appointed Weigher in and for the City of Dartmouth to hold office while in the employ of his present employer or until January 10, 1965, whichever expires first:

John Murray

NOTICE OF
MOTION

Alderman Stockall gave notice of motion that at the next regular meeting of Council it is his intention to introduce a procedure for dealing with petitions for the paving of streets with permanent asphalt paving.

CONSIDER BY-LAW
C-41, SEWER
FRONTAGE CHARGES

Report was received from the Deputy City Clerk advising that on January 21, 1964, City Council meeting in Committee considered By-law C-41 as presented to City Council at its last regular meeting. It is recommended that City Council give this By-law third reading with the addition of the following words to Section 4 of said By-law: "provided that where a property is serviced by City sewer and sewer is extended past the longer side of said property in order to provide sewer facilities to new areas, the property shall not be further assessed unless it is subdivided as provided in Section 6 hereof".

It was moved by Alderman King, seconded by Alderman VanHerck that By-law C-41, as amended by road a third time, and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City.

During discussion on the motion Alderman Stubbs asked the Solicitor if, under Section 4, the lineal foot frontage charge is levied on the longest side of a corner lot. The Solicitor stated that if a corner lot is serviced on the shortest side the charge is levied on the shortest side. If serviced on the longest side the charge is levied on that longest side.

Motion carried.

CONSIDER BY-LAW
C-39 FIRE DEPT.

Council considered By-law No. C-39, being a by-law of the City of Dartmouth to amend Section 12(6) of By-law No. C-15 with respect to a Fire Department. City of Dartmouth By-law No. C-15 is amended by deleting Section 12(6) and substituting therefor the following:

"(6) No person who is not a resident of the City or the duties of whose ordinary occupation are not usually performed in the City shall be eligible to be a member of the Volunteer Section of the Department; provided, however, that members of the Volunteer Section on the effective date of this amendment who would be disqualified under this sub-section may continue as members for a further period of five years from such date or until their present term of service expires, whichever occurs first. Such members shall be additional to the members provided for in Clause (5)(b) of Section 12 of this By-law."

It was moved by Alderman Vison, seconded by Alderman Thornhill, that leave be given to introduce By-law No. C-39 and that it now be read a first time. Motion carried.

It was moved by Alderman Wise, seconded by Alderman Thornhill, that By-law C-39 be read a second time. Motion carried.

Members of Council present unanimously agreed to give the By-law third reading.

It was moved by Alderman Wise, seconded by Alderman Stockall that By-law C-39 be read a third time, and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

CONSIDER BY-LAW
C-44, STREET NAMES

Council considered By-law C-44, being a By-law of the City of Dartmouth respecting street names, enacting as follows:

1. The name of the street known as Beverley Drive in the Woodland Subdivision is hereby changed to Brannon Drive.
2. The name of the street known as Amelia Drive is hereby changed to Boldina Drive.

It was moved by Alderman Stockall, seconded by Alderman Sanford that leave be given to introduce By-law C-44 and that it now be read a first time. Motion carried.

It was moved by Alderman VanHerck, seconded by Alderman Sanford that By-law C-44 be read a second time. Motion carried.

Council members present unanimously agreed to give the By-law third reading.

It was moved by Alderman Sanford, seconded by Alderman Stockall that By-law C-44 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

LICENSES

On motion of Alderman Sanford and Wise the following Taxicab Driver Licenses were granted:

Frederick C. Doherty
George J. Zchr
John Myers
Albert Way
Edward Doherty

On motion of Aldermen Wise and Sanford the following Taxicab Licenses were granted:

Mrs. Hildred Way
Raymond A. Morehouse
Maynard Mosher

On motion of Aldermen Stubbs and Brownlow the following
Petty Trader's Licenses were granted:

Mrs. Arthur J. Russell (Compton's Encyclopedia)
Gerald R. Judge (Magazines)

During discussion on Licenses Alderman King asked that the
Clerk-Administrator investigate the possibility of deloting Licenses
from the Council agenda.

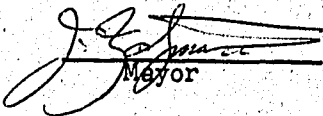
PASS BILLS

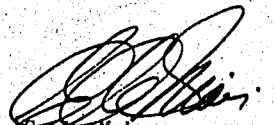
It was moved by Aldermen Sanford and Stockall and carried
that all Invoices duly signed by two Aldermen be paid.

ADJOURNMENT

On motion of Aldermen Stockall and Sanford meeting adjourned.

Approved:


Mayor


C. H. Moir,
Clerk-Administrator.

Dartmouth, N. S.

March 2, 1964.

Regularly called meeting of City Council held
this date at 7:30 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
King
Gurholt
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss

PROPOSED AMENDMENTS
CITY CHARTER

Purpose of the meeting was to discuss proposed amendments to the Dartmouth City Charter. Copies of an "Act Relating to the City of Dartmouth" containing the proposed amendments was previously circulated to all members of Council.

On motion of Aldermen Thornhill and Stubbs Council unanimously agreed to meet "in committee" for the purposes of discussion.

COUNCIL MEETING
"IN COMMITTEE"

Alderman Sanford enquired if this was the same legislation which had been introduced in the House of Assembly on February 27 as a Bill from the City of Dartmouth. His Worship stated that this was correct. The Solicitor stated that after becoming aware that the House of Assembly would adjourn on or about March 13, and after consultation with Mr. Muggah, Legislative Counsel, a copy of the proposed amendments had been sent to Mr. Muggah, the Deputy Minister of Municipal Affairs and to Mr. I. W. Akerley, M.L.A. Although he had not specifically asked to have the Bill introduced, the Solicitor pointed out that the City had saved some money as a result, and he further pointed out that the City would have had to wait a year before the Amendments could be introduced.

Council unanimously agreed to discuss the amendments Section by Section.

On motion of Alderman Wise Sections 1 to 6 inclusive were approved and recommended to City Council.

During discussion of Section 7, it was moved by Alderman Sanford that Sub-section (7) of Section 7 be amended by the addition of the words "and having been appointed a Cabinet Minister of the House of Assembly of Nova Scotia", to be inserted following the words "after becoming elected a member of the House of Assembly of Nova Scotia". Motion defeated. Voting for: Aldermen Sanford and Stockall.

It was moved by Alderman Thornhill and carried that the words "appointed to" be inserted before the words "the Senate of Canada".

On motion of Alderman Wise Section 8 was approved and recommended to City Council.

On motion of Alderman VanHerck Section 9 was approved and recommended to City Council.

On motion of Alderman Sanford Section 10 and 11 were approved and recommended to City Council.

On motion of Alderman VanHerck Section 12 was approved and recommended to City Council.

On motion of Alderman Wise Section 13 was approved and recommended to City Council.

On motion of Alderman Wise Section 14 was approved and recommended to City Council.

On motion of Alderman Sanford Section 15 was approved and recommended to City Council.

On motion of Alderman Section 16 was approved and recommended to City Council.

On motion of Alderman Sanford Section 17 was approved and recommended to City Council.

On motion of Alderman Sanford Section 18 was approved and recommended to City Council.

On motion of Alderman Thornhill Section 19 was approved and recommended to City Council.

On motion of Alderman Sanford Section 20 was approved and recommended to City Council.

On motion of Alderman Wise Section 21 was approved and recommended to City Council.

On motion of Alderman Wise Section 22 was amended by deleting the words "house drain" and substituting therefor the words "house sewer", and recommended to City Council as amended.

It was moved by Alderman Stubbs that Section 15, sub-section 2, clause (g) of the City Charter, dealing with ineligibility for election as mayor or alderman, be amended by the addition of the words "House of Assembly of Nova Scotia". The Solicitor stated that in his opinion this situation was fully covered in Section 107, sub-section (7) of the Charter, but in view of the time element this matter might be deferred for discussion at a later date. Alderman Stubbs withdrew her motion.

It was moved by Aldermen Stockall and Wise and carried that City Council meeting 'in committee' recommend to City Council the adoption of the proposed amendments to the City Charter, as dealt with Section by Section and amended.

Council considered a further amendment to the Charter as follows:

1. Sub-section (9) of Section 396 of Chapter 67 of the Acts of 1962, Dartmouth City Charter, is amended by striking out the word "while" in line two thereof and substituting therefor the word "whole".

On motion of Alderman Stockall this amendment was approved and recommended to City Council for adoption.

CONSIDER BY-LAW C46
AS AMENDING
BY-LAW C-9

Council considered By-law No. C-46, being a By-law of the City of Dartmouth to amend Section 1 of By-law No. C-9 with respect to exemption from real property tax.

Alderman Thornhill pointed out that the proposed by-law did not make provision for the fact that the son or other male person of the full age of 21 years might be an invalid. Alderman Stubbs suggested that females of the full age of 21 years should also be included. Mayor Zatzman stated that the By-law would be referred to the Finance and Executive Committee for further consideration and recommendation.

REGIONAL PLANNING
COMMISSION

Copies of proposed amendment to the Town Planning Act, Part VI, Halifax, Dartmouth and County Regional Planning Commission,

were previously circulated to all members of Council.

Mayor Zatzman stated that among other items discussed at Regional Authority meetings it was felt that a Regional Planning Commission should be established. The Chairman of the Regional Authority presented suggested legislation which was discussed by the Committee. After considerable discussion certain amendments were made, and the amended legislation has already received approval of the City of Halifax and Municipality of the County of Halifax. A meeting was subsequently held with the Premier of the Province, who indicated he would recommend the legislation and also would recommend that the Province share in the cost of setting up such a Commission. The Director of Planning for the City and the Clerk-Administrator have indicated their objection to certain phases of the proposed legislation, and certain changes were made. In view of the overall benefits to be derived from a Regional Planning Commission His Worship called for a full discussion.

On question from Alderman Thornhill the Chairman of the Planning Board, Alderman Gurholt, stated that the Director of Planning's main objection was to Section 53, as being too restrictive and a cause of at least a month's delay for nearly every item on the Planning Board agenda.

Alderman King stated he felt Section 54 was also too restrictive.

Mayor Zatzman pointed out that if the Municipalities concerned did not establish this Commission themselves, the Provincial Government had indicated it would institute legislation establishing a Regional Planning Board which might be a great deal more restrictive. Dartmouth's share of the cost in setting up the Commission would be approximately \$5,000.

Re Sections 53 and 54, the Clerk-Administrator stated that it is felt that after a few month's operation the Commission will realize that these sections involve a great deal of detail about which the Commission is not concerned, and the Commission itself will ask for an amendment to the Act, deleting these Sections.

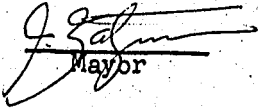
After further discussion it was moved by Alderman

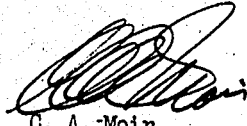
Thornhill and carried that the proposed legislation be approved, with the deletion of Sub-sections (a) and (c) of Section 53, and Section 54. Alderman Hampson voting against.

ADJOURNMENT

'In committee' meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

March 2, 1964.

Meeting of City Council, reconvened following 'in committee' meeting held this date, at 10:00 p.m.

Present: Mayor Zatzman

- Aldermen Stockall
- Thornhill
- King
- Gurholt
- Hampson
- VanHerck
- Brownlow
- Sanford
- MacNeil
- Wise
- Stubbs
- Moore
- Whitworth

City Solicitor Barss

PROPOSED AMENDMENTS
CITY CHARTER

Report was received from City Council, meeting 'in committee' recommending adoption of proposed amendments to the City Charter, as dealt with Section by Section and amended.

It was moved by Aldermen Thornhill and Wise and carried that the report of Council meeting 'in committee' be adopted.

REGIONAL PLANNING
COMMISSION

Report was received from City Council meeting 'in committee' recommending adoption of proposed amendment to the Town Planning Act, "Halifax, Dartmouth and County Regional Planning Commission", as amended.

It was moved by Aldermen Thornhill and Wise and carried that the report of Council meeting 'in committee' be adopted.

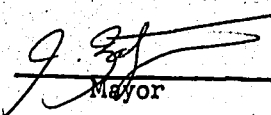
Alderman Hampson voting against.

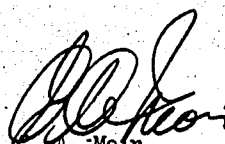
It was moved by Aldermen King and MacNeil and carried that the Director of Planning, Chairman of the Planning Board, and the City Solicitor be authorized to present the City's views to the Province at the time of second reading of this Bill.

ADJOURNMENT

On motion of Aldermen Stockall and Sanford meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

March 3, 1964

Regularly called meeting of City Council held this
date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
King
Gurholt
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss
Clerk-Administrator Moir

APPROVE MINUTES

It was moved by Aldermen Sanford and Wise and carried that the minutes of the February 4th meeting, copies of which were previously circulated to all members of Council, be approved.

BUSINESS ARISING
OUT OF MINUTES

Mayor Zatzman stated that two items arising from the minutes of the February 4th meeting have not been placed on the agenda. At that time Alderman Whitworth enquired re permission to connect Belmont and Carleton Avenues to the outfall sewer at Woodside. This matter is under investigation and Council will be advised when the information is received.

Regarding an enquiry made by Alderman VanHerck re abandoned buildings near the Rotary, a letter was sent to the Department of Highways. As yet a reply has not been received.

AMEND R3 AND R3A
ZONING BY-LAW

Council considered an amendment to By-law No. 74, with respect to R3 and R3A Zones. Copies of the proposed amendment were previously circulated to all members of Council.

Council was advised that the proposed amendment was duly advertized and no written objections have been received.

It was moved by Alderman Thornhill, seconded by Alderman Wise that leave be given to introduce the amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Wise, seconded by Alderman Stockall that the amendment to By-law No. 74 be read a second time.

During discussion on the motion it was moved in amendment by Alderman King, seconded by Alderman Stockall that a Hotel or Motel be included in the permissive occupancies for an R3 Zone listed in Section 22A. Motion carried.

The motion for second reading, as amended, was then put and passed.

There not being unanimous consent of Council members present, third reading of the by-law amendment was deferred.

PROPOSED REZONING
22 JAMES STREET

Council considered an amendment to By-law No. 74, being a Zoning By-law of the City of Dartmouth, with respect to a request to rezone civic number 22 James Street from R-1 zoning to R-2 zoning. At the February 4th meeting of Council this date was set for Public Hearing. Council was advised that the proposed rezoning was duly advertised and one written objection has been received. Copies of the written objection were previously circulated to members of Council.

On motion of Aldermen Wise and Whitworth Council heard Mr. Richard Weldon speak against the rezoning, on behalf of Mr. Colin MacLellan, and other residents of the area.

It was moved by Alderman Gurholt, seconded by Alderman Moore that leave be given to introduce the proposed amendment to By-law No. 74 and that it now be read a first time. Motion carried. Alderman King requested and was granted permission to refrain from voting on this matter.

It was moved by Alderman Wise, seconded by Alderman VanHerck that the amendment to By-law No. 74 be read a second time. Motion carried. Voting for: Aldermen Gurholt, Brownlow, MacNeil, Wise, Stockall, Hampson and VanHerck. Voting against: Aldermen Whitworth, Stubbs, Thornhill, Sanford and Moore.

There not being unanimous consent of Council members present, third reading of the amendment was deferred.

DARTMOUTH JAYCEES
PROCEDURE & POLICY
COURSE

Copies of resolution submitted by the Dartmouth Jaycees re Procedure and Policy Course to be made available to Aldermen of the City of Dartmouth were previously circulated to all members of Council.

It was moved by Aldermen Stockall and Gurholt that the

letter be referred to the Legislative Committee.

It was moved in amendment by Aldermen Gurholt and VanHerck that the letter be received and filed with regret.

The amendment was put and defeated. Voting for: Aldermen Gurholt, VanHerck, King, Moore, Wise and Sanford. Voting against: Aldermen Stockall, MacNeil, Thornhill, Brownlow, Whitworth, Hampson and Stubbs.

The motion was then put and defeated. Voting for: Aldermen Stockall and Whitworth.

RESOLUTIONS
DARTMOUTH EAST
RATEPAYERS ASSOC.

Copies of five letters received from the Dartmouth East Ratepayers Association containing the following resolutions were previously circulated to all members of Council:

1. That we the Dartmouth East Ratepayers Association commend Mayor Zatzman and supporting aldermen for their efforts in trying to reduce costs of the Wallis Heights School by suggesting that Auditorium and other details be omitted until a later date.
2. That we the Dartmouth East Ratepayers Association ask City Council to deal and if possible rectify the street drainage problem in the Penhorn Lake Sub-division area. This is causing a serious problem effecting many home owners in this district.
3. That we the Dartmouth East Ratepayers Association recommend to Aldermen to make recommendations to Council that all home owners pay equally for sewer installation, or if this is not possible, for owners of corner lots to be charged for half of their frontage and half of their long side.
4. That we the Dartmouth East Ratepayers Association request copies of the minutes of each Council meeting be sent to the Association for distribution at our monthly meetings. We would appreciate as many as possible (50). Also the reports dealt with at these particular meetings for the purpose of interested ratepayers.
5. That the Dartmouth East Ratepayers Association does not condone the manner in which the Dartmouth Board of School Commissioners continually refuse to meet with the ratepayers of the Mount Edward School district regardless of their association, for the purpose of clarifying the confusion surrounding the series of events which led to the dismissal of Mr. L. A. Andrea.

It was moved by Aldermen Stubbs and Wise and carried that the five letters from the Dartmouth East Ratepayers Association be received and filed.

MONTHLY REPORTS

It was moved by Aldermen Sanford and VanHerck and carried that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

FINANCE LIBRARY

Report was received from the Finance and Executive Committee advising that the Committee has considered the method of financing the construction of a building to house a City Library, and that, if possible, space be provided for a City Museum as recommended by the Dartmouth Confederation Centenary Committee.

The Finance and Executive Committee recommended that an amount not to exceed \$350,000 be expended for construction of the building aforementioned and that the City of Dartmouth submit application to the Centenary Celebrations Committee for a Grant of \$100,000; the balance of \$250,000 to be financed over a period of years as a Capital Expenditure.

It was moved by Aldermen Sanford and VanHerck and carried that the recommendation of the Finance and Executive Committee be adopted.

During discussion on the motion the Clerk-Administrator advised Council that an application for funds will also be made to the Halifax Relief Commission.

PRINCE ANDREW SCHOOL

Report was received from the Finance and Executive Committee advising that, as requested by City Council, the Committee has considered the expenditure as recommended by the Board of School Commissioners in the amount of \$3,500 to equip two existing rooms at Prince Andrew High School as a drafting room and simple electrical shop.

The Finance and Executive Committee recommended that this amount be included in the 1964 Capital School Construction Budget.

It was moved by Aldermen King and Stockall and carried that the recommendation of the Finance and Executive Committee be adopted.

TENDERS POLICE VEHICLES

Report was received from the Public Safety Committee advising that at a meeting of the Committee held on February 20, 1964, the following tenders were opened for the supply of a 1964 vehicle for use in the Police Department, taking in trade a 1963 Plymouth:

<u>Name</u>	<u>Make</u>	<u>Net Price</u>
Dares Motors Limited	1964 Dodge	\$2,300.00
Fairley & Stevens Limited	1964 Meteor	2,390.00
Harbour Motors Limited	1964 Ford	2,404.00
Dundas Garage Limited	1964 Plymouth	2,412.40
Teasdale & Foot Ltd.	1964 Chevrolet	2,571.74

Also, the following tenders were opened for the supply of a 1964 vehicle for use in the Police Department, taking in trade a 1962 Chevrolet:

<u>Name</u>	<u>Make</u>	<u>Net Price</u>
Dares Motors Limited	1964 Dodge	\$2,509.45
Teasdale & Foot Limited	1964 Chevrolet	2,571.74
Dundas Garage Limited	1964 Plymouth	2,602.40
Fairley & Stevens Limited	1964 Meteor	2,615.00
Harbour Motors Limited	1964 Ford	2,665.00

It is recommended by the Public Safety Committee that City Council accept the tender submitted by Dares Motors Limited for the supply of a 1964 Dodge, Model 330, taking in trade a 1963 Plymouth at a net price of \$2,300; and the tender of Dares Motors Limited for the supply of a 1964 Dodge, Model 330, taking in trade a 1962 Chevrolet, at a net price of \$2,509.45 - subject to letter from Dares Motors Ltd. stating their position regarding status of their dealership and subject to a letter from the Chrysler Corporation Limited assuring the City that, should Dares Motors Limited fail to provide the guarantees due under the contract of sale, the Company would assure that these guarantees would be supplied by the Corporation.

Copies of letters from Dares Motors Limited and Chrysler Corporation Limited, as requested, were attached to the report from the Committee.

It was moved by Aldermen Thornhill and Moore and carried that the report of the Public Safety Committee be adopted.

Report was received from the Public Safety Committee recommending the purchase of a 1964 Model Harley Davidson motorcycle and that a 1957 Model purchased by the City in 1961 be offered in trade. The net purchase price of the new motorcycle is \$1,956.

This 1964 Model Harley Davidson Motorcycle (4 speed) to be purchased from George Colquhoun, being the only Supplier in the area with a motorcycle satisfactory for Police Department requirements.

It was moved by Aldermen Thornhill and Wise and carried that the report of the Public Safety Committee be adopted.

Report was received from the Industries Committee advising that the Committee has considered the possibility of a second Industrial Promotion Campaign trip sometime during the Fall of 1964.

PURCHASE MOTOR-
CYCLE, POLICE
DEPT.

INDUSTRIAL
PROMOTION
CAMPAIGN

It is recommended that the City of Montreal be the site of the next Industrial Campaign. Council's approval of this recommendation is requested, and it is further recommended that Council provide appropriate funds in the 1964 Estimates.

It was moved by Aldermen Wise and MacNeil that the report of the Industries Committee be adopted.

It was moved in amendment by Aldermen Whitworth and Stubbs and carried that the report be referred to the Finance and Executive Committee for consideration and report.

AWARD TENDER
W/S EXTENSION
PROJECT 641

Report was received from the Public Works, Water and Sewerage Committee advising that at the Committee meeting held on February 26, the following tenders were opened covering water and sewer extension on Caledonia Road, Albro Lake Road, Leaman Street and Jackson Road:

<u>Name</u>	<u>Amount</u>
Walter & Leo Casavechia Limited	\$49,375.71
Seaport Contracting & Landscaping Ltd.	50,676.00
Standard Paving (Maritime) Ltd.	51,644.95
Waverley Construction Ltd.	54,453.00
R. A. Douglas Ltd.	55,836.50
Cameron Contracting Ltd.	66,096.00

The Committee recommended that the tender submitted by Walter & Leo Casavechia Limited in the amount of \$94,375.71 be accepted.

It was moved by Aldermen Stockall and Sanford and carried that the report of the Public Works, Water and Sewerage Committee be adopted.

OCCUPANCY PERMIT
M. OICLE

Report was received from the Town Planning Board attaching an application for permit to occupy 196 Windmill Road, submitted by Mr. Maurice Oicle. Also attached was copy of the Building Inspector's report.

The Town Planning Board recommended that City Council authorize the permit for occupancy as requested.

It was moved by Aldermen Gurholt and MacNeil and carried that the report of the Town Planning Board be adopted.

APPLICATION TO REZONE
PORTION MICMAC SUBDIV.

Report was received from the Town Planning Board attaching copy of report from the Director of Planning concerning rezoning a portion of MicMac Subdivision as requested by Project Planning Associates. The request is to rezone a lot on the corner of

Crichton Avenue Extension and the Circumferential Highway from R-1 to Industrial.

The Town Planning Board recommended that City Council take the necessary steps to rezone this property as requested.

It was moved by Aldermen Sanford and Stockall and carried that the report of the Town Planning Board be adopted and that April 7, 1964, at City Hall, 8:00 p.m., be set as the date and time for public hearing to debate the proposed rezoning.

Alderman King requested and was granted permission to refrain from voting.

PURCHASE SUPPLIES
BI-HI

Report was received from the Board of School Commissioners recommending that City Council authorize the purchase of the following maps for use in the Bicentennial Junior High School:

Knowlton Supply Limited	\$382.00
Moyer Vico Ltd.	27.95
	<hr/>
	\$409.95

Itemized list of maps requested was previously circulated to all members of Council.

It was moved by Aldermen King and Wise and carried that the report of the Board of School Commissioners be adopted.

FURNACE
HARBOURVIEW
SCHOOL

Report was received from the Board of School Commissioners advising that recently the Board called tenders for the conversion of the furnace at Harbourview School from coal fired to oil fired. After reviewing the tenders received, the Board considers that this work can be carried out by the school maintenance staff more economically.

It is recommended that City Council authorize the School Maintenance Department to convert this furnace and further recommended that an amount not exceeding \$10,000 be authorized from Capital Funds.

It was moved by Aldermen Sanford and King and carried that the report of the Board of School Commissioners be adopted.

SCIENCE LAB.
PRINCE ANDREW
SCHOOL

Report was received from the Board of School Commissioners attaching report from the Superintendent of Schools recommending modification of the existing Industrial Arts Shop at Prince Andrew School to an additional Science Laboratory. This will involve plumbing, electrical work, supplies and equipment.

The estimated cost is \$15,450. It is recommended that City Council authorize this work from Capital Funds and that the School Maintenance Department be requested to provide the necessary labour.

It was moved by Aldermen Sanford and Moore and carried that the report of the Board of School Commissioners be adopted.

SEWER EASEMENT
MACCULLOCH

Report was received from the Clerk-Administrator advising that solicitors for MacCulloch & Co. Limited and MacCulloch Leaseholds Limited have requested an Agreement from the City of Dartmouth to provide as follows:

- (a) MacCulloch may erect a building or buildings over the easement lands as shown on the plan PROVIDED MacCulloch constructs such building or buildings in the manner shown on the attached plan so as to protect the sewer pipe located in the ground;
- (b) Dartmouth will not enter on that portion of the easement lands over which MacCulloch constructs any building or buildings for any purpose PROVIDED that Dartmouth may send through the sewer pipe located in the easement lands such technical devices as it deems necessary to clear and/or maintain the sewer. It is expressly agreed that Dartmouth shall not be permitted to enter any building or buildings located on the easement lands or to dig upon the lands where such building or buildings have been constructed;
- (c) If for any reason the sewer over which MacCulloch constructs the said building or buildings fails to function properly, MacCulloch will forthwith on demand in writing from Dartmouth construct a new sewer at MacCulloch's expense around the building or buildings. Such sewer will be properly constructed in conformity with the regulations in force when the sewer is constructed;
- (d) Upon completion of the new sewer, MacCulloch will grant a proper easement to Dartmouth in such form and upon such conditions as Dartmouth or its solicitors may reasonably require. Such grant of easement shall be free and clear of all encumbrances;
- (e) In exchange for the new easement, Dartmouth shall recover to MacCulloch all rights owned by it over the old sewer easement area.

The original easement for sewer purposes was granted by MacCulloch and Co. Limited to the Municipality of the County of Halifax. This request has been considered by Department Heads and it was found that the contents of the Agreement are satisfactory and it is recommended that City Council authorize the Agreement in its present form.

It was moved by Aldermen MacNeil and Stockall and carried that the Clerk-Administrator's report be adopted. Alderman King requested and was granted permission to refrain from voting.

During discussion on the motion, in reply to a question from Alderman Stubbs, the Clerk-Administrator stated that the

Agreement would still be binding in the event that the enterprise changed ownership. Plan of the area in question was examined by members of Council.

ASSESSMENT APPEALS
1964
RESOLUTION

Previously circulated to members of Council was copy of letter from Gordon L. S. Hart re appeals from the 1964 Assessment, Jack L. Cummings and Robert Cummings, for Wakefront Apartments and Maritime Park Apartments Limited. An adjournment has been requested by the Appellant on the ground that two similar appeals are now pending before the County Court for the year 1963, and since a repeat of the evidence will be unnecessarily expensive to both parties it would be preferable to await the County Court's decision.

On motion of Aldermen Gurholt and Moore the following resolution was unanimously adopted:

NO. 8. RESOLVED that pursuant to Section 285 (3) of the Dartmouth City Charter, the time for the determination of appeals from assessment for 1964 be extended to the 30th day of September, 1964.

D.A.A.A.GROUNDS

Report was received from the Clerk-Administrator advising that at the December 10, 1963 meeting of City Council the following resolution was adopted:

"RESOLVED that Dartmouth City Council authorize an expenditure of \$15,000 immediately for the purpose of levelling the Commons Field so-called for use next spring. The development of this field to provide a level area within the boundaries of the existing track and to provide one Baseball Diamond overlapped by two Softball Diamonds and a Football and Soccer Field. The amount of \$15,000 to be taken from the deposit made with respect to the purchase of the D.A.A.A. Grounds subject to the approval of the Minister of Municipal Affairs.

Application was made to the Minister of Municipal Affairs for his approval to the withdrawal. The Deputy Minister of Municipal Affairs asked for the views of the City Solicitor as to the right of the City to use part of this deposit for its own purposes.

The Solicitor advised the Deputy Minister that in his opinion the City has the right to use part of this money for its own purposes.

Receiving no reply from the Deputy Minister, a request for the Minister's reply was made on February 17. On February 19 Mr. Moseley replied in part as follows:

"If the City

(a) were to ask instead for approval of withdrawal of this amount from its Special Reserve Fund arising from the sale of other property, and

(b) were to undertake to restore the amount to that Fund from the proceeds of the sale of the D.A.A.A. Grounds when received from the deposit if by reason of default or otherwise the deposit becomes unquestionably the property of the City,

then the Minister may approve this application."

In order that the work authorized by City Council to be performed on the Commons Field may be carried out, the Clerk-Administrator recommended that City Council request the approval of the withdrawal of the \$15,000 from the Special Reserve Fund and undertake to restore the amount to that Fund from the proceeds of the sale of the D.A.A.A. Grounds as suggested by Mr. Moseley.

On motion of Aldermen Thornhill and Wise the following resolution was unanimously adopted:

NO. 9 WHEREAS the resolution adopted at the meeting of Council held on December 10, 1963 has not been approved by the Minister of Municipal Affairs and is therefore ineffective;

THEREFORE RESOLVED:

1. That said resolution be hereby cancelled and revoked;
2. That Dartmouth City Council authorize an expenditure of \$15,000 immediately for the purpose of levelling the Commons Field so-called for use next spring, the development of this field to provide a level area within the boundaries of the existing track and to provide one Baseball Diamond overlapped by two Softball Diamonds and a Football and Soccer Field. The amount of \$15,000 to be taken from the Special Reserve Fund of the City,

FURTHER RESOLVED that the City Clerk-Administrator be and he is hereby instructed to restore the said sum of \$15,000 to the Special Reserve Fund from the proceeds of the sale of the D.A.A.A. Grounds when received by the City or from the deposit made in respect to the sale of said D.A.A.A. Grounds if by reason of default or otherwise the deposit becomes unquestionably the property of the City.

ENQUIRIES AND
ANSWERS TO
ENQUIRIES

Alderman MacNeil asked Alderman Stockall if, along with standardization of schools, consideration is being given to standardization of heating facilities in the schools by the committee studying this matter, and also if this was considered during negotiations for the modification of the furnace at Harbourview School. Alderman Stockall replied that the heating aspect is under consideration. Re Harbourview School the Maintenance Superintendent is installing the type which has been found to be most efficient.

Alderman Sanford asked re progress on the Wallis Heights School. Mayor Zatzman stated that since the last Council meeting a meeting had been held with officials in Ottawa. A proposal has been submitted by the City, and the financial details are now being worked out by the Department. It is hoped that the City will have

the use of the 34 classrooms at Shannon Park by the Fall, and a proposal for the additional 20 rooms will shortly be presented to the School Board, Finance and Executive Committee and Council for approval. Alderman Sanford stated he was concerned that if facilities were not available, part-time classes might be necessary in some north end schools. His Worship stated that he did not think any other schools in the area will be affected.

Alderman Whitworth asked that the Engineering Department be requested to make a study on providing a rough sidewalk on the north side of Everett Street from the School to the top of the Street, where a dangerous situation exists. Mayor Zatzman stated this matter will be referred to the Public Works, Water and Sewerage Committee.

Alderman MacNeil asked His Worship, as Chairman of the Redevelopment Committee, what progress was being made regarding redevelopment in the Central Business District. Mayor Zatzman replied that this matter had been inadvertently omitted from the agenda and would be dealt with immediately following the Enquiry Period.

Alderman Stubbs enquired if the proposed amendment to the Mobile Homes By-law would be considered this year. The Clerk-Administrator stated that this By-law is presently being contested in Court, and in his opinion Council would be in error to suggest an amendment prior to the Court decision being handed down. Amendments could be considered.

Alderman Stubbs stated she was still receiving complaints about a used car parts property at 177 Main Street. Alderman Stubbs asked if it is true that the occupant proposes putting up a fence to screen the area. The Clerk-Administrator stated he had been contacted by the owner of the property, who was concerned about the bad publicity. The operator of the business was visited by the Building Inspector and Chief of Police, and later in the Clerk-Administrator's office, in the presence of the Chief of Police, the operator stated that as soon as weather conditions permit he would build a fence around the property. The Clerk-Administrator stated he would check the matter again.

Alderman VanHerck stated that in August 1963 a suggested Metropolitan Transport Commission had been referred to the Finance and Executive Committee for investigation. Alderman VanHerck asked when and if this matter would be considered by the Committee. Mayor Zatzman replied that it would be placed on the agenda for the next regular meeting of the Committee.

Alderman Wise enquired if there was any progress towards lighting the Rotary. Alderman Thornhill stated that a meeting had been held with the Minister of Highways and Mr. Akerley, at which time the Special Committee for the City was informed that the Provincial Government was looking at this at the present time and the City would be advised of their decision very shortly.

Alderman King stated that a recommendation of the Finance and Executive Committee indicated that a sub-committee was to be appointed by His Worship for the purpose of administering and recommending on Ferry matters to the Finance and Executive Committee. Alderman King suggested that His Worship give consideration to appointing this sub-committee from Council, as a regular Committee responsible to Council. Mayor Zatzman stated this matter would be taken into consideration.

Alderman Whitworth enquired re the outfall sewer of Marion Heights and Carleton Avenue, and whether the City has any information re a Federal Government proposal to contribute 50% of the cost of treatment plants. Mayor Zatzman stated the information is available and a report will be submitted on this matter.

Report was received from the Redevelopment Committee recommending adoption of a resolution to authorize negotiation to obtain an Agreement with the Government of Canada and the Province of Nova Scotia for study of the City of Dartmouth Central Redevelopment area.

On motion of Aldermen Sanford and Gurholt the following resolution was unanimously adopted:

NO. 10. WHEREAS the City Council of the City of Dartmouth is desirous of implementing the Central Redevelopment Area as outlined in the attached report;

RESOLUTION
REDEVELOPMENT

2. AND WHEREAS under Section 28 of the Nova Scotia Housing Commission Act, subject to the approval of the Minister of Municipal Affairs, a municipality may enter into agreements for the joint undertaking of projects undertaken under Part III of the National Housing Act as amended;

3. AND WHEREAS Part III of the National Housing Act provides that the Minister of National Revenue with the approval of the Governor in Council may enter into agreements with the municipality providing for payment of a grant to a municipality in order to assist in defraying the cost to the municipality of acquiring and clearing a blighted area;

NOW THEREFORE BE IT RESOLVED THAT:

- 1. (a) The Council of the City of Dartmouth hereby declares the area required to be acquired and cleared to implement the Central Redevelopment Area the area outlined in red on the attached Plan entitled "City of Dartmouth Central Redevelopment Area" and declares this area to be blighted;
- (b) The said City Council hereby approves the acquisition and clearance of the Central Redevelopment Area subject to an agreement with the Federal Government for a contribution under Part III of the National Housing Act;
- 2. City Council hereby appoints His Worship the Mayor and the Vice-Chairman of the Redevelopment Committee to undertake negotiations with the Province of Nova Scotia and the Federal Government to obtain financial assistance for the acquisition and clearance of the Central Redevelopment Area;
- 3. His Worship the Mayor and Vice-Chairmen of the Redevelopment Committee in negotiating will be guided by the attached Brief and attempt to obtain agreement of the Government of Canada and the Province of Nova Scotia to participate with the City of Dartmouth in the acquisition and clearance of the total area.

RESOLUTION
EXTRA CONSTABLES

On motion of Aldermen Thornhill and Wise the following resolution was unanimously adopted:

NO. 6. RESOLVED that the following be and they are hereby appointed Extra Constables in and for the City of Dartmouth to hold office while in the employ of their present employers or until January 10, 1965, whichever expires first:

Charles Erwin E. Rutt
Edward Michael MacDonald

RESOLUTION
TIME CHANGE

On motion of Aldermen Sanford and Wise the following resolution was adopted:

NO. 7. RESOLVED that, commencing 12:01 a.m., Sunday, April 26, 1964, and continuing until 12:01 a.m., Sunday, October 25, 1964, the hours for all civic activities and for the opening and closing of the offices of the City "all for public business will be one hour earlier than the present accepted Atlantic Standard Time - that is to say three hours behind Greenwich Mean Solar Time.

Alderman Stubbs voting against.

RESOLUTION
APPROVAL OF
INVOICES

The following resolution re approval of invoices was moved by Aldermen King and Stockall:

RESOLVED that the Dartmouth City Council adopted the following procedures for approving accounts for payment. Said procedures to be followed for General Government, Water Department and all Capital accounts.

- (1) All invoices to be approved by the appropriate department head or his assistant and an official of the City Treasurer's Department.
- (2) A list of cheques written (extract from cheque register) to be provided to each member of City Council monthly.
- (3) A financial statement of General Government expenditures to be provided monthly. A financial statement of Water Department and Capital accounts to be provided quarterly.
- (4) Approval of expenditures by resolution of Council will refer to appropriate page numbers of the cheque register.

It was moved in amendment by Aldermen Thornhill and Sanford and carried that this matter be referred to the Finance and Executive Committee for consideration and report. Voting for: Aldermen Thornhill, Sanford, Gurholt, MacNeil, Whitworth, Hampson and Stubbs. Voting against: Aldermen King, Stockall, Brownlow, Wise, Moore and VanHerck.

RESOLUTION
PAVING OF
STREETS

The following resolution re procedure to be followed in paving streets was moved by Aldermen Stockall and Hampson:

RESOLVED that the following be the policy of the Dartmouth City Council in dealing with applications for paving with permanent asphalt residential streets in the City of Dartmouth:

1. Upon application by any individual, an estimate of cost will be prepared stating the cost of constructing street and paving with permanent asphalt paving.
2. From the above information, and upon request, a petition will be prepared for circulation to the abutting property owners requesting:
 - (a) the construction and installation of permanent asphalt paving.
 - (b) agreeing to share the cost of such construction and installation of permanent asphalt on a \$3 per foot frontage basis. Details to be spelled out in By-law referred to in Section 3.
 - (c) abutter's portion to be charged on a per lot basis and may be paid in the following manner:
 - (i) In full upon receipt of invoice.
 - (ii) Annual equal instalments for ten years, first instalment to be due May 1 year following construction. Interest at the rate of 6% per annum will be charged on unpaid balance.
 - (iii) In the case of corner lot, the abutter will be charged only on the first side of street paved.
3. Upon receipt of duly completed petition signed by at least 60% of the abutting property owners and upon recommendation of the Public Works, Water and Sewerage Committee, a By-law in accordance with the provisions of the petition and the provisions of Section 228 of the Dartmouth City Charter will be presented to the City Council for adoption.

4. Construction and installation of permanent asphalt to follow receipt of petition in the order petitions received and when money is available.

5. The foregoing in no way prevents the City from installing permanent asphalt paving where it is deemed necessary.

It was moved in amendment by Aldermen Sanford and Gurholt and carried that this matter be referred to the Public Works, Water and Sewerage Committee for consideration and recommendation. Voting for: Aldermen Sanford, Gurholt, MacNeil, Thornhill, Stubbs, Brownlow, Moore, VanHerck, Wise and Whitworth. Voting against: Aldermen Stockall, King and Hampson.

INTRODUCTION AND
CONSIDERATION
BY-LAW C-43

Council considered By-law C-43, being a By-law of the City of Dartmouth with respect to Poll Tax.

It was moved by Alderman VanHerck, seconded by Alderman King, that leave be given to introduce By-law C-43 and that it now be read a first time. Motion carried.

It was moved by Alderman Gurholt, seconded by Alderman Wise that By-law C-43 be read a second time.

During discussion on the motion Alderman King stated he would prefer the By-law to be flexible so that the rate may be adjusted each year. The Clerk-Administrator advised that this was not possible under the Charter at the present time. He further stated that a proposed amendment would be given consideration in the early Fall.

The motion for second reading was put and passed unanimously.

Members of Council present unanimously agreed to give By-law C-43 third reading.

It was moved by Alderman Wise, seconded by Alderman Moore that By-law C-43 be read a third time, and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried unanimously.

BY-LAW C-45
TAX EXEMPTION
JEHOVAH'S
WITNESSES

Council considered By-law No. C-45, being a by-law of the City of Dartmouth to amend Schedule "A" of By-law No. C-9 with respect to exemption from real property tax.

1. Schedule "A" of By-law No. C-9 is amended by adding thereto the following:

43. Civic No. 14 on east side of Bruce Avenue	Dartmouth Congregation of Jehovah Witnesses	Land & Improvements except that part on used as living quarters.
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It was moved by Alderman Sanford, seconded by Alderman Stockall that leave be given to introduce By-law C-45, and that it now be read a first time. Motion carried.

It was moved by Alderman VanHerck, seconded by Alderman Thornhill, that By-law C-45 be read a second time. Motion carried.

Members of Council present unanimously agreed to give By-law C-45 third reading.

It was moved by Alderman Stockall, seconded by Alderman Sanford that By-law C-45 be read a third time, and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

LICENSES

On motion of Aldermen Sanford and MacNeil the following Taxicab Driver Licenses were granted:

- Paul Sievert
- A. Small
- Joseph Deveau
- William Patrick Murphy
- Winston D. Hendsbee
- Louis Allan Dagnall
- Robert James Yetman

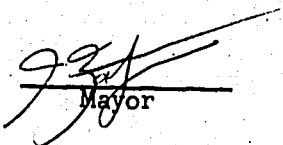
PASS BILLS

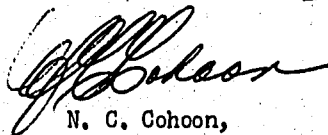
On motion of Aldermen Wise and Sanford, all Invoices duly signed by two Aldermen were passed for payment.

ADJOURNMENT

On motion of Aldermen Wise and Stockall meeting adjourned.

Approved:


 Mayor


 N. C. Coohon,
 Deputy City Clerk.

Dartmouth, N. S.,
March 4, 1964

Regularly called meeting of Dartmouth City
Council held this date at 5 p.m.

Present - Mayor Zatzman

Aldermen Stockall
Thornhill
King
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

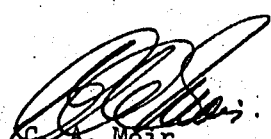
PURPOSE OF
MEETING

Mayor Zatzman advised the purpose of the meeting was to receive and table City of Dartmouth "Proposed Estimates" prepared by the Clerk-Administrator in accordance with the provisions of Section 6, City of Dartmouth By-law C 5.

Following elaboration of the "Proposed Estimates" and report, it was moved by Aldermen Sanford and Stubbs and carried that these "Proposed Estimates" be tabled and referred to the appropriate Committees and Boards for their consideration.

ADJOURNMENT

On motion of Aldermen Stockall and Sanford, meeting adjourned.


C. A. Moir,
Clerk-Administrator

Dartmouth, N. S.

March 20, 1964.

Regularly called meeting of Dartmouth City Council

held this date at 4:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beazley
King
Gurholt
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss

TABLE AUDITOR'S
REPORT

Copies of the Financial Statement, December 31, 1963, prepared by H. R. Deane and Company, were previously circulated to all members of Council. Mayor Zatzman advised that a special meeting of Council will be called to discuss the Auditor's Report.

It was moved by Aldermen Stockall and Wise and carried that the Financial Statement be officially tabled.

REGIONAL LIBRARY
BOARD

Report was received from the Clerk-Administrator advising that at its last meeting the Dartmouth Regional Library Board adopted a motion requesting that City Council increase the 35 cent per capita Grant to 50 cents per capita.

It was moved by Aldermen Stockall and Beazley and carried that the Clerk-Administrator's report be received and filed and that the Grant to the Dartmouth Regional Library Board be set at 35 cents per capita as previously recommended. Alderman Gurholt voting against.

BUILDING PERMIT
DARTMOUTH READY
MIX LTD.
TACOMA DRIVE

Report was received from the Town Planning Board recommending that a Building Permit be granted Dartmouth Ready Mix Ltd. to install a portable concrete mix plant at 67 Tacoma Drive. At the present time, the company operates a concrete mixing plant at this address and the industrial use is classified as nonconforming in the C-2-A Zone. Approval of this application is recommended provided that the existing concrete plant is dismantled. Copies of the Building Inspector's report re this matter were previously circulated to all members of Council.

It was moved by Aldermen Gurholt and VanHerck and carried that the Planning Board report be adopted and permit to build granted as recommended.

On question from Alderman Wise, Mr. Hubley of Dartmouth Ready Mix Ltd. advised Council that the proposed plant would be the most modern in Canada and there would be no dust nuisance of any kind to residents in the area.

FINANCE & EXECUTIVE
COMMITTEE
CHAIRMAN'S REPORT

Deputy Mayor MacNeil then took the Chair. Mayor Zatzman, as Chairman of the Finance and Executive Committee, presented the 1964 Budget of Revenues and Expenditures for the year 1964, for Council's approval. Copies of the Chairman's report were previously circulated to all members of Council.

It was moved by Aldermen VanHerck and Wise that the report of the Finance and Executive Committee be adopted.

Alderman King asked if there was any substantial change in projected Grants and Expenditures which had previously been circulated and discussed by the various Committees. The Clerk-Administrator replied that there were very few changes. General Government increased by \$300. The Dartmouth Regional Library Board Budget was separated from the Recreation and Community Services Estimates, and the Capital Expenditures from Revenue was reduced by \$1,500. Alderman King asked if the \$300,000 projected for Dominion Government Grants was the known figure or the projected figure. The Clerk-Administrator replied that this is the known figure and the projected figure.

Alderman Thornhill asked if the Estimated Revenue from the Province of Nova Scotia, \$250,000, is the actual Grant or estimated Grant. The Clerk-Administrator replied that this is the estimated Grant, based on the per capita grant paid to other Cities. In 1963 the Provincial Grant to the City was \$235,000 based on the per capita Grant to Towns. The Clerk-Administrator advised that it is hoped that the additional revenue will be obtained from the Province this year.

Alderman Moore asked that lists of staff salaries be made available to all Aldermen and not just the Finance and Executive Committee. The Deputy Mayor stated that the list is available to all citizens upon request, and a copy will be made available to

members of Council.

Alderman Whitworth directed a question to the Chairman of the Public Works, Water and Sewerage Committee. He requested assurance that several problems in Ward 7 would be dealt with by the Committee in 1964. Alderman Stockall replied that all paving and drainage problems would be considered by the Committee and dealt with on the basis of need.

Alderman Stubbs enquired re estimated revenue from Industrial Estates Limited. The Clerk-Administrator advised that this is the amount due under existing Agreement between the City and Industrial Estates Limited.

Alderman Gurholt asked if any consideration had been given to increasing Fares on the Ferries to 15 cents in an effort to decrease the operating deficit. Alderman King stated that he has been appointed Chairman of a Sub-committee appointed to study the Ferry operation. A meeting will be held shortly. A tentative agenda has been drawn up, and the Committee will be asked to consider suggestions along the lines mentioned by Alderman Gurholt.

Following discussion the motion was put and passed.

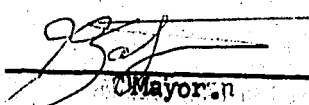
On motion of Aldermen Stockall and Stubbs the following resolution was unanimously adopted:

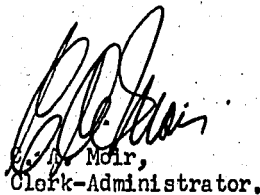
RESOLUTION
SET TAX RATE

NO. 11. RESOLVED that the Council of the City of Dartmouth pursuant to Section 248 of the City Charter establishes a Tax Rate for the year 1964 of \$3.37 per \$100 of assessment as the Tax Rate it deems necessary to produce the necessary revenue equal to the total amount of expenditures estimated and approved in accordance with Section 247 of the City Charter.

Meeting adjourned.

Approved:


Mayor


C. H. Moir,
Clerk-Administrator.

Dartmouth, N. S.

April 7, 1964.

Regularly called meeting of Dartmouth City

Council held this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beasley
King
Gurholt
Hampson
VanHerok
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss
Director of Planning Lloyd
Clerk-Administrator Moir

CONFIRM MINUTES

It was moved by Aldermen Sanford and Wise and carried that minutes of the March 2nd, 3rd, 4th and 20th meetings of City Council, copies of which had previously been circulated to all members of Council, be approved.

During discussion on the motion Alderman Whitworth stated that during discussion of the Budget at the March 20th meeting he had risen on two occasions when his name had been mentioned by two Aldermen. At that point he was cautioned by the Chair that he was out of order. Alderman Whitworth asked if it was proper for one Alderman to mention another Alderman's name, and if he could be considered out of order when defending himself and not speaking on the motion. Mayor Zatzman advised that this matter would be referred to the City Solicitor for a ruling and report at the next Council meeting.

APPLICATION TO REZONE
PORTION MICMAC SUBDIV.

At a previous meeting of City Council this date was set for public hearing of an application to rezone a portion of MicMac Subdivision from R-1 to Industrial. Council was advised that this application had been duly advertized and no written objections have been received to date.

On motion of Aldermen Gurholt and Wise Council
Mr. Curtis Winston speak on behalf of residents of the Crichton Avenue Extension area. Mr. Winston stated that the residents objected to the proposed MicMac Subdivision as it related to their properties on Crichton Avenue Extension (from the end of the paving

to the Circumferential Highway).

Council considered an amendment to By-law No. 74, as said By-law is amended by the amendment passed by City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961. The proposed amendment is as follows:

1. By inserting the words -

" thence in a Southerly direction along the Town Boundary to the Southern boundary of the Circumferential Highway;

thence in a Westerly direction along the Southern boundary of the Circumferential Highway to the Easterly boundary of lands of the City of Dartmouth;

thence in a Southerly direction along the Easterly boundary of lands of the City of Dartmouth a distance of 250 feet;

thence in an Easterly direction along a line at right angles to the Easterly boundary of the City of Dartmouth property, to the Town boundary;"

after the words -

" thence in a Westerly and Southerly and Easterly direction along the Northerly, Westerly and Southerly boundary of the Department of National Defence property to the Town Boundary;"

in Section 37 (a).

2. By adding Section 44, which reads as follows:

M-1 ZONE - LIGHT INDUSTRIAL ZONE

44-A. No person shall in any M-1 Zone, erect, alter, repair, maintain or use any building in whole or in part or use any land for any purpose other than one or more of the following uses, namely;

- (1) A commercial or industrial enterprise, except:
 - (a) A store for the purpose of retail trade and service; or
 - (b) where the proposed use will, in the opinion of Council create a nuisance or a hazard to the public or cause or permit any objectionable or dangerous condition beyond any building which houses processes wherein such effects may be produced, including but without limiting the generality of the foregoing, the following features, namely:
 - (i) Noise
 - (ii) Vibration
 - (iii) Smoke, dust or other kinds of particles
 - (iv) Odour
 - (v) Toxic and noxious matters.
 - (vi) Radiation hazards
 - (vii) Fire and explosive hazards
 - (viii) Heat, humidity and glare.

B. Buildings erected, altered, repaired, maintained or used for M-1 uses in an M-1 Zone shall comply with the following requirements:

- (1) Lot area, minimum - 5,000 square feet
- (2) Lot coverage, maximum - 50 percent
- (3) Yards:
 - (a) Every building shall be located at a minimum distance from the street line as specified by the

building line applicable to the subdivision in which the proposed building is to be located. Where no building line exists or no building line is set by the Board, the building line shall be taken as the mean distance of the set-back of the existing buildings from the street line in the block in which the proposed building is to be located. No area for parking, loading, or storage, or any other like purpose shall be permitted within such minimum front yard, provided that this shall not prohibit the use of a portion of the front yard for such walks or driveways as may be necessary,

- (b) Yards shall be provided on each side and at the rear of buildings as provided by the Building By-laws of the City except where the side or rear boundary of a site abuts a residential district it shall have minimum yards of 30 feet.

(4) Appearance:

- (a) All buildings shall be of good architectural design to the satisfaction of Council.
- (b) All yards shall be landscaped, and the entire site and all buildings maintained in a neat, tidy manner including the trimming and upkeep of landscaped areas and the removal of debris and unsightly objects.
- (c) All storage, freighting or trucking yards shall be enclosed or enclosed or completely screened by buildings, trees, landscaped features, or fences or a combination thereof.

(5) Height, maximum - 35 feet.

C. Within the said district it shall be unlawful to utilize any portion of the exterior of a building or other structure for the purpose of advertizing or to erect or maintain any billboard or sign except;

- (1) One sign board not exceeding six square feet in area appurtaining to the sale or rent of the building or lot.
- (2) Non-illuminated trespassing signs, safety signs or caution signs not exceeding one square foot in area.
- (3) A sign not exceeding one square foot in area indicating the name and profession of a professional person.
- (4) A sign for a non-residential building, a park or a playground provided:
 - (a) A satisfactory plan or sketch of such sign has been submitted to the Building Inspector; and
 - (b) Such sign is approved by City Council.

Such sign may be animated and illuminated but not flashing.

3. By creating Map A-29 in which the area cross-hatched in blue is rezoned from R-1 Zone to M-1 Zone.

4. Appendix "A" is amended in indication of zoning and color to conform with Section 3 of this amendment.

It was moved by Alderman Wise, seconded by Alderman Stockall, that leave be given to introduce said amendment to By-law No. 74, and that it now be read a first time. Motion carried. Alderman King requested and was granted permission to refrain from

voting on this matter.

It was moved by Alderman Wise, seconded by Alderman Stockall that said amendment to By-law No. 74 be read a second time.

Alderman Stubbs asked if the stipulations contained in M-1 - Light Industrial Zone - would apply to this particular property. Mayor Zatzman stated that was the understanding.

The Director of Planning explained the By-law amendment as follows:

Part 1 takes the lot in question out of the R-1 Zone.

Part 2 creates the Light Industrial Zone by the addition of section 44-A.

Part 3 rezones the lot in question from R-1 to M-1 which was created by Part 2.

Part 4 amends the zoning map to conform with Part 3 of the amendment.

The City Solicitor stated that this procedure is legal.

Alderman VanHerck stated he would like clarification of the word "fences" in Section 44-A(4)(c).

Alderman Stubbs questioned whether this procedure was legal since the public notice read from R-1 to Industrial. The Solicitor stated that if the proposed rezoning was not advertized from R-1 to Light Industrial it was not properly advertized. The matter would have to be properly advertized and another public hearing held.

The Deputy Clerk stated that the first request considered by the Planning Board was to rezone the property in question from R-1 to Industrial. The request was recommended to Council at which time Council set the date for public hearing and the rezoning request was duly advertized. Following this, at a subsequent Planning Board meeting, M-1 - Light Industrial Zone - was considered by the Board and recommended to Council for adoption, and at that time the Planning Board recommended that the property in question be rezoned M-1 - Light Industrial.

The Clerk-Administrator stated that this matter should be deferred to determine whether or not the request was properly advertized.

It was moved in amendment by Aldermen Moore and Sanford and carried that this matter be referred to the Clerk-Administrator

and City Solicitor.

CONSUMERS ASSOC.
OF CANADA

Council received a letter from the Dartmouth Branch of the Consumers Association of Canada supporting the current campaign of the Junior Chamber of Commerce to have more "Walk Lights" installed throughout the City in the interest of public safety.

It was moved by Aldermen King and Gurholt and carried that this letter be received with thanks.

MONTHLY REPORTS

It was moved by Aldermen MacNeil and Stockall and carried that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

RESIGNATIONS
CITY EMPLOYEES

Report was received from the Finance and Executive Committee recommending that in keeping with a similar policy adopted by the Public Works Committee, the following policy be adopted in regard to all City employees:

"All City employees must resign from their position upon reaching the age of seventy years."

It was moved by Alderman Sanford and Stubbs and carried that the Finance and Executive Committee report be adopted.

SITE
POLICE STATION

Report was received from the Public Safety Committee advising that at a meeting of the Committee held on March 12, report of the Special Committee set up to study and recommend site for construction of Police Station was adopted. The site being City-owned land at the Corner of Ochterloney and Wentworth Streets, known as the Adams property and to include the City-owned property occupied by the YM-YWCA and the Old Town Hall property. Architect Graham A. Hooper has prepared preliminary Plans for a building to be located on this site to house the Police Department and Court Rooms. It is further recommended that City Council give immediate notice to the YM-YWCA, Victorian Order of Nurses, Chamber of Commerce and any other tenants of City-owned buildings on these sites, of the termination of their Lease.

It was moved by Aldermen Thornhill and Wise that the Public Safety Committee report be adopted.

Alderman Whitworth suggested that other City-owned land which is of no use might be considered, and the property in question

should be sold because of its value.

Alderman Stockall asked if the Magistrate had been consulted regarding the Court Rooms being situated in the same building as the Police Station. Alderman Thornhill stated that the architect had consulted the Magistrate during the preparation of plans. It was also pointed out that space presently being occupied by the Court Rooms will soon be necessary for expansion of General Government operations.

Alderman Thornhill stated that the Special Committee had viewed every site available with the City exhaustively. The Police Department has expressed the view that the site proposed is most suitably located for both control of the downtown, and ready access to all parts of the City. This would not be possible if the Police Station were located in the Central Redevelopment Area where a possible 4-lane highway is projected. Adequate parking is provided in the proposal to accommodate all police vehicles and normal day-to-day public traffic.

The motion was then put and passed. Aldermen Beazley and Whitworth voting against.

Alderman Beazley gave notice of reconsideration.

Report was received from the Public Works, Water and Sewerage Committee advising that tenders have been received for the supply of Horizontal Centrifugal Pumps with Motors and for a Motor Control Centre for the City of Dartmouth Water Department, as follows:

Horizontal Centrifugal Pumps

Nova Scotia Armature Works (Allis-Chalmer)	\$5595.00
Foulis Engineering Sales Ltd. (Babcox-Wilcox)	5968.00
Worthington (Canada) Ltd.	6495.00
Robert Morse Corporation Ltd.	7290.00
Canadian Ingersoll-Rand Co., Ltd.	8880.00

Motor Control Centre

Robert Morse Corporation Ltd.	\$7704.00
Nova Scotia Armature Works (C.G.E.)	7720.00
Canadian General Electric Co., Ltd.	7724.00
Donald C. Keddy (Square D)	8398.00

It is recommended that Council accept the low tender from Nova Scotia Armature Works for an Allis-Chalmer Centrifugal Pump with Motor in the amount of \$5595 and the Nova Scotia Armature Works tender for the Motor Control Centre in the amount

TENDERS, PUMPS AND
MOTOR CONTROL CENTRE

of \$7720. Although the tender from Nova Scotia Armature Works for the Motor Control Centre is \$16 higher than the lowest bid, it is felt that Council would be wise to purchase this unit from the same supplier as the Pump and Motor Set, with the advantage of offsetting conflict of interest in installation and in future operation of the pumping station.

It was moved by Aldermen Stockall and Sanford and carried that the Public Works, Water and Sewerage Committee report be adopted.

Report was received from the Public Works, Water and Sewerage Committee attaching request from Maritime Telegraph and Telephone Co. Ltd. for permission to place approximately 4600 feet of 12" concrete pipe and 5 manholes along Windmill Road from Albro Lake Road to North Road in North Dartmouth. The work is scheduled for construction during June and July 1964.

The Public Works, Water and Sewerage Committee recommended that Maritime Telegraph and Telephone Co. Ltd. be granted permission to install this pipe as requested subject to an agreement being obtained from this Company for the maintenance of the streets involved for a period of two years after installation.

It was moved by Aldermen Sanford and Stockall and carried that the Public Works, Water and Sewerage Committee report be adopted.

Report was received from the Public Works, Water and Sewerage Committee recommending that the following policy be adopted for dealing with applications for permanent asphalt paving on residential streets serviced by water and sewer in the City of Dartmouth:

RESOLVED that the following be the policy of the Dartmouth City Council in dealing with applications for permanent asphalt paving on residential streets serviced by water and sewer in the City of Dartmouth:

1. Upon request, a petition will be prepared for circulation to the property owners abutting the street or portion of a street to be paved. Said petition to include:

- (a) A request for the installation of permanent asphalt paving on this street or on such part thereof as Council may determine.
- (b) An agreement to share the cost of such installation of permanent asphalt paving at \$3.00 per lineal foot of frontage. Where such land is on the corner formed by the intersection of two streets, and where asphalt paving has

MAR. TEL. & TEL.
UNDERGROUND CABLE
WINDMILL ROAD

STREET PAVING
POLICY

already been laid on the other street, and the owner or owners of the said property have been charged for paving frontage pursuant to this procedure, then the owner of such land shall be entitled to a reduction of One Hundred and Fifty Dollars (\$150.00), being the amount payable in respect of fifty feet of frontage.

(c) An agreement to pay in the following manner:

(i) In full upon receipt of invoice;

(ii) In ten equal annual installments, first installment payable May 1 in the year following construction. Interest thereafter on unpaid balance at 6% per annum payable with second and subsequent installments.

2. Upon receipt of duly completed petition with signatures of abutting property owners representing at least 75% of the total lineal feet of property abutting on the portion of street petitioned for and upon recommendation of the Public Works, Water, and Sewerage Committee, a By-law in accordance with the provisions of the petition and the provisions of Section 228 of the Dartmouth City Charter will be presented to City Council for adoption.

3. Consideration of installation of permanent asphalt shall follow receipt of petition in the order petitions received and when money is available.

4. The foregoing in no way prevents the City from installing permanent asphalt paving where it is deemed necessary.

It was moved by Aldermen Stockall and Beazley that the Public Works, Water and Sewerage Committee report be adopted.

Alderman Moore stated that the City should negotiate with the Province of Nova Scotia for transitional grants and for participation in street construction and maintenance, rather than deriving the necessary revenue through frontage charges.

It was moved in amendment by Aldermen Sanford and Whitworth that the street paving policy be adopted but that the City continue to install one and a half miles of street paving from General Revenue, annually, after which consideration will be given to petitions for paving, if the money is available at that time.

It was moved in amendment to the amendment by Aldermen Stockall and Wise that the proposed street paving policy be adopted, with the stipulation that a minimum of one mile of street paving will be installed out of Capital Revenue annually.

Alderman Stubbs stressed that there are certain main thoroughfares that need paving and which should not need to wait until petitioned for.

The amendment to the amendment was put and passed.

Voting for: Aldermen Stockall, Thornhill, King, Gurholt, Stubbs, Wise, Beazley and Hampson. Voting against: Aldermen MacNeil,

Whitworth, VanHerck and Moore.

Alderman MacNeil gave notice of reconsideration.

LIBRARY BOOKS
MT. EDWARD SCHOOL

Report was received from the Board of School Commissioners

recommending the purchase of the following books from Capital Funds:

Mount Edward School

Ginn and Company

2	Teacher's Editions	Science Around You	
3	"	"	Science Everywhere
3	"	"	Science Near You
3	"	"	Science And Your
40	Fun and Fancy		
40	Ranches and Rainbows		
40	Roads to Everywhere		
40	Singing Wheels		
40	Engine Whistles		
1	Guidebook to Engine Whistles		
1	Guide to Singing Wheels		
40	Trails to Treasure		
40	Wings to Adventure		\$600.00

W. J. Gage Limited

40	Widening Horizons		
40	Open Doors		
40	Open Roads		275.00

Total \$ 875.00

It was moved by Aldermen King and Sanford and carried that the report of the Board of School Commissioners be adopted.

AMEND SUBDIV.
REGULATIONS

Report was received from the Town Planning Board recommending adoption of the following amendment to City of Dartmouth Subdivision Regulations:

Sections 11 (a) and 11 (b) to be deleted and the following substituted therefor:

11. (a) Where one of such services is provided and each lot in such subdivision or portion to be approved has a minimum area of 10,000 square feet and a minimum frontage of 100 feet except where the lot faces on the outside of a curve in the street in which case the minimum frontage shall be not less than 50 feet and the dimension along the minimum set-back line as specified in these regulations shall be not less than 100 feet, or
- (b) where each lot in such subdivision or portion to be approved has a minimum area of 15,000 square feet and a minimum frontage of 150 feet except where the lot faces on the outside of a curve in the street in which case the minimum frontage shall be not less than 75 feet and the dimension along the minimum set-back line as specified in these regulations shall be not less than 150 feet.

It was moved by Alderman Gurholt, seconded by Alderman Hampson that leave be given to introduce said amendment to the Subdivision Regulations and that it now be read a first time.

Motion carried.

It was moved by Alderman Stockall, seconded by Alderman Beazley that said amendment be read a second time. Motion carried.

Members of Council present unanimously agreed to give the amendment third reading.

It was moved by Alderman Wise, seconded by Alderman VanHerck that the amendment to the Subdivision Regulations be read a third time. Motion carried.

REZONING
HILLCREST ST.

Report was received from the Town Planning Board attaching a request to rezone a portion of Lot F on Hillcrest St. in Port Wallace from R-1-A to R-2-A. It is recommended that City Council approve this request for rezoning, set a date for a public hearing and take the necessary steps to amend the Zoning By-law.

It was moved by Aldermen Thornhill and Beazley and carried that the report of the Planning Board be adopted and that Tuesday, May 5, at City Hall, at 8:00 p.m., be set as the date and time for public hearing.

ACQUISITION PARK LAND
SHUBENIC DIE CANAL
AREA

Report was received from the Town Planning Board attaching a draft plan for the William Casavechia Subdivision in Port Wallace, together with a plan indicating a proposed park site which includes an area of some 126 acres. Mr. Casavechia's land is shown in this total park area comprising an area of 20.7 acres. All of this land was shown in "The Study of Dartmouth" as a major park abutting the canal and proposed highway to Kelly Lake.

It is recommended that City Council acquire all of the land shown as proposed park and that Council investigate the financial aspects of acquisition.

It was moved by Aldermen King and Beazley and carried that the report of the Town Planning Board be referred to the Finance and Executive Committee for consideration and report back to City Council.

APPLICATIONS
PERMIT TO BUILD

Council considered three reports from the Town Planning Board recommending issuance of building permits as follows:

1. Application for permit to build an apartment building at no. 6 Victoria Road Extension submitted by S. Jachimowicz. Estimated value exceeds \$100,000. It is recommended that a building permit

be granted subject to the recommendations noted on the application form.

2. Application for permit to build a 15-unit apartment building at 15-17 Alfred Street submitted by Harbourview Development Ltd. This application is before Council since Article 6 of City of Dartmouth Building By-laws requires that this building be of masonry construction. Council has in the past recognized the standards of the National Building Code as an acceptable substitute. It is recommended that a building permit be issued for this structure.
3. Application for permit to build a warehouse and office building for Weldwood Westply Ltd., Lot No. 7, Wright Avenue, Commodore Commercial Estates. Estimated cost will exceed \$100,000. It is recommended that a building permit be issued subject to the recommendations noted on the application form.

It was moved by Aldermen King and MacNeil and carried that the three reports of the Town Planning Board be adopted.

Report was received from the Clerk-Administrator attaching plan of proposed office accommodation for the Chief Librarian. Permission is requested on behalf of the Dartmouth Regional Library Board to carry out this construction in the basement of City Hall. The estimated cost of \$1,200 to be borne by the Dartmouth Regional Library Board.

It was moved by Aldermen Sanford and VanHerck that the Clerk-Administrator's report be adopted.

Alderman Stubbs stated that it is the responsibility of the Municipality, under the Act, to provide facilities for the Regional Library Board. Provincial participation covers only maintenance and running of the Library service.

It was moved in amendment by Aldermen Stubbs and Wise and carried that this matter be referred to the City Solicitor for a ruling.

Alderman Beazley referred to condition of the upper end of Medford Street. Some months ago MacCulloch and Company Ltd. had started work on the street but work had stopped. Alderman Beazley asked when this matter might be reviewed. His Worship

REGIONAL LIBRARY
BOARD - PROPOSED
OFFICE SPACE

ENQUIRIES AND ANSWERS
TO ENQUIRIES

stated it would be referred to the Clerk-Administrator for investigation.

Alderman Wise enquired re construction of the proposed Motor-Hotel on Wyse Road. His Worship stated that Mr. Ritcey had advised that construction would begin well within the June 1 deadline, possibly as soon as May 1.

Alderman Sanford asked how much the City contributes to the County Jail and how much share the City has in the control of the County Jail. Mayor Zatzman advised that the City contributes 21 $\frac{1}{2}$ % of the cost but that control of the County Jail is exercised by a Committee of the Municipality of the County of Halifax.

Alderman Stubbs asked if there had been any resignations from the Halifax-Dartmouth Bridge Commission. Alderman Stubbs also asked if the City was participating in proposed traffic routes presently being surveyed by the Bridge Commission. Mayor Zatzman stated that the legislation does not require that Council appoint the Mayor or any member of Council. The previous Mayor was appointed for a period of three years and Mr. Akerley, M.L.A., is now the City's representative. Traffic studies made by the Bridge Commission are submitted to the Director of Planning and City Traffic Authority for concurrence or otherwise.

Alderman Whitworth requested a detailed estimate of cost (to the individual) for installation of water and sewer to Marion Heights, Belmont and Carlton Avenues. His Worship stated this matter would be referred to the Public Works, Water and Sewerage Committee.

Alderman Stubbs requested that the City not place a swimming instructor in Luna Park this summer due to hazards created by the owner of the property. Alderman Stubbs also asked if a Recreation Instructor will be placed at the Mount Edward School this summer. Alderman Beazley, Chairman of the Recreation Committee, stated he would take both these matters up with the Recreation Director and report at the next Council meeting.

On motion of Aldermen Thornhill and King the following resolution was unanimously adopted:

APPOINT TWO MEMBERS
REGIONAL PLANNING
COMMISSION

NO. 12. RESOLVED that pursuant to Section 58 of Chapter 292 R.S.N.S. Town Planning Act, Dartmouth City Council appoint the following members to serve on the Regional Planning Commission:

Mayor Zatzman
Chairman of the Planning Board, Alderman Gurholt

Council was advised that the Director of Planning would serve on the Technical Advisory Committee of the Regional Planning Commission.

3RD READING
REZONE 22 JAMES ST.

At the March 3rd meeting Council considered an amendment to By-law No. 74, with respect to a request to rezone civic number 22 James Street from R-1 Zoning to R-2 Zoning, and first and second readings of the amendment were given. Third reading was deferred.

It was moved by Alderman Gurholt, seconded by Alderman VanHerck that the amendment be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law amendment on behalf of the City. Motion defeated. Voting for: Aldermen Gurholt, VanHerck, MacNeil and Wise. Voting against: Aldermen Stockall, Stubbs, Thornhill, Moore, Sanford, Beazley, Whitworth and Hampson. Alderman King requested and was granted permission to refrain from voting.

3RD READING
R3 & R3A ZONING
BY-LAW

At its March 3rd meeting Council considered an amendment to By-law No. 74, with respect to R3 and R3A Zones. Motions for first and second reading were passed. On the second reading the amendment was amended by the addition of a Hotel or Motel to the list of permissive occupancies in Section 22A. Third reading was deferred.

It was moved by Alderman Sanford, seconded by Alderman Stockall that the amendment to By-law No. 74 be given third reading and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

LICENSES

It was moved by Aldermen Beazley and Stockall and carried that the following Taxicab License be granted:

William J. Findlay

It was moved by Aldermen Beazley and Stockall and carried that the following Taxicab Driver Licenses be granted:

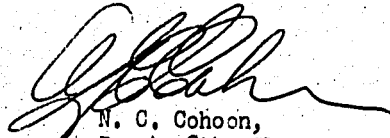
Donald Johnson
Robert Frank

PASS BILLS

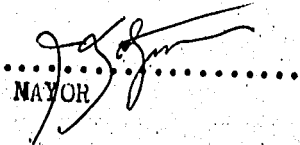
It was moved by Aldermen Stockall and Sanford and carried that all Invoices duly signed by two Aldermen be paid.

ADJOURNMENT

On motion of Aldermen Stockall and Sanford meeting adjourned.


N. C. Cohoon,
Deputy City Clerk.

APPROVED


.....
MAYOR

Dartmouth, N. S.

April 21, 1964.

Regularly called meeting of City Council held this date at 12:15 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
King
Beazley
Gurholt
Hampson
VanHerck
Brownlow
MacNeil
Wise
Moore
Whitworth

City Solicitor Barss
Clerk-Administrator Moir
Director of Planning Lloyd

SET DATE
PUBLIC HEARING
PROPOSED AMENDMENT
ZONING BY-LAW

Council received a report from the Clerk-Administrator advising that at its April 7 meeting Council authorized a Public Hearing on proposed amendment to By-law No. 74 rezoning a portion of Hillcrest Street in the Port Wallace area from R-1-A to R-2-A.

It is found that there is not sufficient time to advertise this proposed rezoning as required by the Town Planning Act. It is recommended that Council set the date of Monday, May 18, at 8 p.m., at City Hall to consider this proposed By-law amendment together with any written objections thereto.

The Secretary of the Planning Board advised that this matter has been considered by the Planning Board and recommended to City Council.

It was moved by Aldermen VanHerck and Wise and carried that the recommendations of the Clerk-Administrator and Planning Board be adopted and that Tuesday, May 19, at 8 p.m. at City Hall, be set as the date, time and place for Public Hearing to consider proposed rezoning on Hillcrest Street.

Council considered a report from the Clerk-Administrator advising that as requested by City Council, the City Solicitor and the Clerk-Administrator have considered the proposed amendment to By-law No. 74, as presented to City Council at its April 7 meeting, dealing with rezoning of a portion of the MicMac development from R-1-A to Industrial. It is recommended as follows:

April 21, 1964.

1. At the request of the Town Planning Board, City Council adopt an amendment to By-law No. 74 creating an M-1 Zone, (Light Industrial Zone).
2. That the portion of the MicMac Subdivision as shown on the attached plan, crosshatched in blue, be rezoned from R-1-A to M-1, Light Industrial.
3. That the date of Monday, May 18, at 8 p.m., in City Hall, be set as the date, time, and place for consideration of this proposed amendment to By-law No. 74 and any written objections thereto.

The Secretary of the Planning Board advised that this proposed amendment to By-law No. 74 had been considered by the Planning Board and recommended to Council with one further amendment: In Section 44 B, sub-section 4 (c), the word "or" changed to "and".

It was moved by Aldermen Gurholt and VanHerck and carried that the recommendation of the Planning Board be adopted and that Tuesday, May 19, at 8 p.m. at City Hall, be set as the date, time and place and Public Hearing to consider the proposed amendment to By-law No. 74.

Alderman King requested and was granted permission to refrain from voting on this matter.

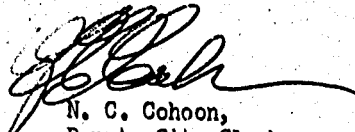
Copies of report from the City Solicitor were previously circulated to all members of Council. At its April 7th meeting Council had requested a ruling from the Solicitor as to the right of the Library Board to spend monies from its budget to provide accommodation. After consideration of the Act and the Agreement between the City and the Minister, it is the Solicitor's opinion that the Library Board should assume the cost of the proposed alterations, to be charged by them against the sum under the item "equipment and furnishing repairs" included in the 1964 Budget, and approved by Council..

It was moved by Aldermen Stockall and Gurholt and carried that the Solicitor's report be adopted and that Council authorize the work to be carried out as previously recommended, funds to come from the Regional Library Board Budget. Alderman

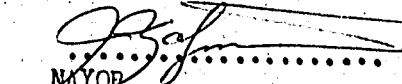
FACILITIES FOR
REGIONAL LIBRARY

VanHerck voting against.

Meeting adjourned.


N. C. Cochoon,
Deputy City Clerk.

APPROVED:


.....
MAYOR

Dartmouth, N. S.

May 5, 1964.

Regularly called meeting of City Council held
this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beazley
Gurholt
Hampson
VanHerck
Brownlow
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss
Clark-Administrator C. A. Moir

APPROVE MINUTES

It was moved by Aldermen VanHerck and Hampson and carried that minutes of the April 7th and 21st meeting of City Council, copies of which were previously circulated to all members of Council, be approved.

NOTICE OF RECONSIDERATION
ALD. MACNEIL
STREET PAVING
POLICY

At the April 7th meeting of City Council Alderman MacNeil gave notice of reconsideration re proposed street paving Program. It was moved by Aldermen MacNeil and Sanford that action taken by City Council at the April 7th meeting regarding change of policy for street paving be reconsidered. Alderman MacNeil stated that in his opinion the proposed policy is a definite breach of faith with the people who joined the City at Amalgamation, and he further stated that the policy favors the wealthy as opposed to those less fortunate, and would foster class discrimination, will will and a general threat to the framework of the City.

The motion for reconsideration was then put and carried.
Voting for: Aldermen MacNeil, Sanford, Stubbs, Thornhill, Brownlow, Moore, VanHerck, and Whitworth. Voting against: Aldermen Stockall, Gurholt, Beazley and Hampson.

His Worship stated that debate was now open on the question which is as follows:

"that the proposed street paving policy be adopted, with the stipulation that a minimum of one mile of street paving will be installed out of Capital Revenue annually".

Lengthy debate followed, during which several members

May 5, 1964.

of Council stated that prior to Amalgamation the amalgamating areas had been promised that the policy of paving streets out of General Revenue without charge to the abutter would be continued. His Worship stated that this was the policy in existence at the time of Amalgamation, and had been the policy since that time. It had never been stated that this would always be the policy. He further stated that Council should consider what is good for the City as a whole.

The amendment to the amendment was then put. Voting for: Aldermen Stockall, Gurholt, Brownlow, Hampson, Stubbs and Beazley. Voting against: Aldermen Moore, VanHerck, Sanford, Whitworth, MacNeil and Thornhill.

There being a tie vote, His Worship voted in the affirmative and the amendment to the amendment carried.

The amendment to the motion was then put and carried.

"that the street paving policy be adopted but that the City continue to install one and a half miles of street paving from General Capital annually, after which consideration will be given to petitions for paving, if the money is available at that time."

Voting for: Aldermen Moore, MacNeil, Thornhill, Gurholt, VanHerck, Sanford, Stubbs and Whitworth. Voting against: Aldermen Beazley, Hampson, Brownlow and Stockall.

The motion as amended was now open. The motion as amended is as follows:

"that the Public Works, Water and Sewerage Committee report be adopted but that the City continue to install one and a half miles of street paving from General Capital annually, after which consideration will be given to petitions for paving, if the money is available at that time."

An amendment to the motion as amended was then moved by Aldermen Whitworth and Sanford, as follows:

"that in Section 2, line 2, the figure "75%" be deleted and the figure "95%" be substituted therefor".

The amendment to the motion as amended was then put and defeated. Voting for: Aldermen Whitworth, Sanford, VanHerck, Moore, and MacNeil. Voting against: Aldermen Stockall, Gurholt, Thornhill, Stubbs, Brownlow, Beazley and Hampson.

The original motion as amended was then put and carried. Voting for: Aldermen Stockall, Gurholt, Thornhill, Stubbs, Brownlow, VanHerck, Beazley and Hampson. Voting against: Aldermen

MacNeil, Moore, Sanford and Whitworth.

NOTICE OF RECONSIDERATION
PROPOSED SITE
POLICE STATION

At the April 7th meeting of Council, Alderman Beazley gave notice of reconsideration re proposed site for the new Police Station. It was moved by Aldermen Beazley and Stubbs that the report of the Public Safety Committee as presented to the April 7 meeting of Council re the site of the proposed Police Station be reconsidered. Motion carried. Voting for: Aldermen Beazley, Stubbs, Brownlow, Stockall, MacNeil, Thornhill, VanHerck, Hampson and Whitworth. Voting against: Aldermen Gurholt, Moore, and Sanford.

At this point Alderman Whitworth asked permission to move a new notice of reconsideration re the street paving policy. His Worship ruled this out of order. At Alderman Whitworth's request His Worship asked if Council would uphold the decision of the Chair. Voting for: Aldermen Stockall, Gurholt, Thornhill, Stubbs, Brownlow, VanHerck, Beazley and Hampson. Voting against: Aldermen Sanford, MacNeil, Moore and Whitworth.

Alderman Beazley then stated his reasons for moving reconsideration. It was moved in amendment by Aldermen Beazley and Whitworth that decision re site for the proposed Police Station be deferred to a later date, after the arrival of C.M.H.C. officials in connection with the Redevelopment Study. The amendment was put and defeated. Voting for: Aldermen Beazley and Whitworth.

An amendment to the motion was then moved by Aldermen Stubbs and Beazley that this matter be referred to the Public Safety Committee for further study in conjunction with the proposed Redevelopment Study for the City, and that an immediate study be conducted by the Public Safety Committee re the feasibility of converting the Adams property for the extension of police facilities. The amendment to the motion was defeated. Voting for: Aldermen Stubbs, Brownlow, Beazley, and Whitworth. Voting against: Aldermen Stockall, MacNeil, Gurholt, Thornhill, Moore, VanHerck, Sanford and Hampson.

The original motion was then put and carried. Voting for: Aldermen Stockall, Gurholt, Thornhill, Moore, VanHerck, Sanford and Hampson. Voting against: Aldermen MacNeil, Stubbs, Brownlow, Beazley and Whitworth.

City Council

(4)

May 5, 1964.

CLERK OF COURT
DARTMOUTH BARRISTERS

Copies of letter from the Secretary of the Dartmouth Barristers were previously circulated to members of Council. At a meeting of the Dartmouth Barristers held April 9 it was recommended that the Court of the Provincial Magistrate should not be in the same building with the Police Station. It was further recommended that a Clerk of the Court be appointed (not a police officer) whose duties would include the taking of informations and the routine administration of the Court in its civil and criminal aspects. The Clerk so appointed would also be Clerk of the Dartmouth Municipal Court (Civil).

It was moved by Aldermen Sanford and Stockall and carried unanimously that the letter from the Dartmouth Barristers be referred to the Public Safety Committee.

MONTHLY REPORTS

It was moved by Aldermen Beazley and Sanford and carried unanimously that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

NATAL DAY CTTE
GRANT

Council considered a letter from the Dartmouth Natal Day Committee requesting that City Council amend existing special legislation which permits payment of a grant to the Natal Day Committee in an amount not to exceed \$3,000 per year. The Committee feels that this maximum limit should be increased to \$6,000.

It was moved by Aldermen Sanford and VanHerck and carried that this matter be referred to the Finance and Executive Committee.

SET DATE
NATAL DAY

Letter was received from the Acting Secretary of the Dartmouth Natal Day Committee advising that a request has been received from the Volunteer Firemen that Natal Day be held August 12, 1964. The Firemen will be attending the Maritime Firemen's Tournament at Charlottetown, P.E.I., from August 3 to August 8, in conjunction with Prince Edward Island's Centennial celebration.

It was moved by Aldermen Gurholt and MacNeil that the Natal Day Committee's request be complied with.

It was moved in amendment by Aldermen Stockall and Stubbs that Dartmouth Natal Day be held on August 5th. The amendment was defeated. Voting for: Aldermen Stockall, Stubbs, Brownlow, Sanford and Beazley. Voting against: Aldermen MacNeil, Gurholt, Thornhill, Moore, VanHercok, Whitworth and Hampson.

On motion of Aldermen Gurholt and MacNeil the following resolution was adopted:

NO. 16 RESOLVED that Wednesday, August 12th, 1964, be proclaimed a Civic Holiday in the City of Dartmouth for the celebration of Dartmouth Natal Day;

FURTHER RESOLVED that the City of Halifax be requested to declare a half-holiday on that date;

FURTHER RESOLVED that a Civic Half-Holiday be declared on Wednesday, July 22, 1964, for the celebration of Halifax Natal Day.

Voting against: Aldermen Stockall, Stubbs, Brownlow, Sanford and Beazley.

PROCEDURE FOR
INVOICES

On motion of Aldermen Stockall and Hampson the following resolution, as recommended by the Finance and Executive Committee, was unanimously adopted:

NO. 14 RESOLVED that the Dartmouth City Council adopt the following procedures for approving accounts for payment. Said procedures to be followed for General Government, Water Department, and all Capital accounts:

- (1) All invoices to be approved by the appropriate Department Head or his Assistant and an Official of the City Treasurer's Department;
- (2) A list of cheques written (extract from cheque register) to be provided to each member of City Council monthly;
- (3) A financial statement of General Government expenditures to be provided monthly. A financial statement of Water Department and Capital Accounts to be provided quarterly;
- (4) Approval of expenditures by resolution of Council will refer to appropriate page numbers of the cheque register.

PROVINCIAL GRANTS RE
STREET MTCB.

Report was received from the Public Works, Water and Sewerage Committee advising that at a meeting of the Committee held April 28 the following motion was adopted:

"That the Mayor be authorized to meet with the Premier of the Province to inform him that the Grant of \$200 per mile of streets contributed by the Province for maintenance is not sufficient; also to request from the Province at least \$100,000 for ten years to help maintain the roads acquired by the City through amalgamation; and to negotiate with the Government for the installation of sidewalks in front of the Provincial Government property occupied by the Nova Scotia Hospital on a cost-sharing basis of 50% paid by the Province, 50% paid by the City".

As mover of the motion at Committee level Alderman Moore stated his motion had been to authorize the Mayor to appoint a committee to meet with the Premier of the Province.

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It was moved by Aldermen Moore and Stockall and carried unanimously that the report of the Public Works, Water and Sewerage Committee, as amended, be adopted.

WATER AND/OR SEWER
EXTENSIONS,
CURB & GUTTER,
STREET CONSTRUCTION

It was moved by Aldermen Stockall and Beazley and carried that the following three reports received from the Public Works, Water and Sewerage Committee be referred to the Finance and Executive Committee for method of Financing: (Alderman Sanford voting against)

1. Water and/or Sewer

The Committee recommended approval of water and sewer facilities as follows: (A further study will be undertaken by the Works Dept. re sewerage disposal systems to the Greenough Subdivision and Brigadoon Subdivision area)

<u>Street</u>	<u>Sewer</u>	<u>Water</u>
Mountain Ave.	\$ 800	\$ 350
Tremont St.	1,575	2,250
Fairfield Ave.	1,575	2,250
Brule St.	1,250	1,350
Slayter St.	4,500	---
Belle Vista Dr.	11,250	6,750
Grimes Ave. & Lucien Dr.	24,200	7,600
Mt. Edward Rd. (Belle Vista to Lucien)	18,000	---
Mt. Edward Rd. (Spring Ave. to Belle Vista)	9,100	---
Nowlan St.	1,250	---
Cedar Court	2,200	1,900
Anderson St.	7,000	---
Albyn Dr.	6,500	---
Clifford Dr.	7,200	---
Albro Lake Rd.	8,200	7,000
Margaree Pkwy.	4,000	4,000
Ellenvale Pumping Station	14,000	---
Day Ave.	5,000	---
Chadwick St. x	4,750	---
Renfrew St. x	2,050	---
Woodland Ave.	2,000	---

(x Subject to being technically possible)

2. Curb, Gutter and Sidewalk

The Committee recommended that Council adopt the following resolution authorizing the installation of permanent curb, gutter and sidewalk:

NO. 14. Pursuant to Section 219 of Chapter 56 of the Acts of 1902, An Act to Consolidate the Acts Relating to the City of Dartmouth, as the same is enacted by Section 13 of Chapter 96 of the Acts of 1921,

BE IT RESOLVED that the City Council of the City of Dartmouth direct that the following curb and gutter and sidewalk be installed:

Curb and Gutter

<u>Street</u>	<u>Asphalt</u>	<u>Concrete</u>
Catherine St., Albro Lake Rd. - Alfred St.	2,650'	
Pleasant St., Circumferential Hghwy. - Imperial Oil ppty.	3,300'	
Renfrew St., Pleasant to eastward	1,500'	
Maple Dr., Braemar Dr. - top of hill	1,100'	
Maple Dr., Top of hill - Fourth St.		740'
Major St., Main St. - Lakecrest Dr.	700'	
Major St., Lakecrest Dr. - Fourth St.		3,200'
Valleyfield Rd., Tacoma Dr. - Virginia Ave.	2,800'	
Fourth St., Major St. - Maple Dr.		1,600'
Stephen St., Pleasant to westward		1,100'
Belle Vista Dr., Mt. Edward Rd. - end existing curb		3,600'
Ellenvale Ave. (incl. 199' Spring Ave.) Woodlawn Rd. - Spring Ave.		6,400'
Parkstone Rd., Windmill Rd. to eastward	600'	
Wyse Road, Boland Rd. - Elmwood Ave.	1,500'	
Total	14,150'	16,640'

Sidewalk

Nantucket Ave., Wyse Rd. - Victoria Rd.		475'
School St., Nantucket Ave. - Victoria Rd.		500'
Pleasant St., Circumferential Hghwy. - Imperial Oil ppty.	1,650'	
Valleyfield Rd., Tacoma Dr. - Virginia Ave.	1,400'	
Total	3,050'	975'

3. Street Construction

The Committee recommended to Council the approval of expenditures under street construction, asphalt paving, installation of curb and sidewalk, as follows:

<u>Installation of curb and sidewalk</u>	<u>Distance</u>	<u>Est. Cost</u>
(As shown on list, revised to Apr. 21/64)		
Curb	19,000'	\$ 70,000
Sidewalk	12,000'	30,000
Additional		10,000

Street Construction Permanent Paving

<u>Pleasant St.</u> (Rotary at Circumferential Hghwy to north fence of Imperial Oil property) Widening of road Extension of bridge to eliminate dangerous corner Installation of asphalt curbs Installation of sidewalk on 1 side	1,700'	27,500
<u>Valleyfield Rd.</u> (Tacoma Dr. to Virginia Ave.) Reconstruction & asphalt pavement Install asphalt curb Sidewalk, one side Install storm drainage from Tacoma Dr. to Woodlawn Rd. (this will permit paving of the full distance in the near future)	1,400'	42,200

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	<u>Distance</u>	<u>Est. Cost</u>
<u>Gatherine St. (Albro Lake Rd. to Alfred St.)</u>	1,325'	20,000
Installation of asphalt curb		
Permanent asphalt pavement		
<u>Wentworth St. (Ochterloney to Park Ave.)</u>	720'	7,000
Permanent asphalt pavement		
<u>Renfrew St. (Pleasant to eastward)</u>	750'	12,500
Reconstruction		
Permanent asphalt paving		
Asphalt curb		
<u>Maple Drive (Braemar Dr. to top of hill)</u>	550'	10,000
Reconstruction		
Permanent asphalt paving		
Asphalt curb		
<u>Major St. (Main St. to Lakecrest Dr.)</u>	350'	6,000
Reconstruction		
Permanent asphalt paving		
Asphalt curb		
<u>Parkstone Rd.</u>	300'	7,000
Reconstruction		
Permanent asphalt pavement		
Curb or dished gutter		

Cost of installing necessary drainage is included in the Estimated Cost of each of the items listed above.

AWARD TENDER

Report was received from the Public Works, Water and Sewerage Committee advising that the Committee has received a tender for the purchase from the City of a used P & H Shovel, Model 155; and a used Jaw Crusher with miscellaneous equipment, from R. B. Hutchinson Sales Limited in the amount of \$700. As this equipment is no longer usable by the City, it is recommended that the equipment be sold for the price of \$700.

It was moved by Aldermen Sanford and Hampson and carried that the report of the Public Works, Water and Sewerage Committee be adopted.

TENDERS
VEHICLE FOR
FIRE DEPT.

Report was received from the Public Safety Committee advising that the Committee has considered tenders for the supply of a Station Wagon for use in the Fire Department, taking in trade a 1952 Studebaker half-ton pick-up truck, as follows:

<u>Dealer</u>	<u>Make</u>	<u>Net Price</u>
Dares Motors Ltd.	Valiant	\$ 2,795
Fairley & Stevens Ltd.	Comet	2,880
Dundas Garage Limited	Valiant	2,895
Harbour Motors Limited	Falcon	2,900
Beacon Pontiac Buick Ltd.	Acadian	2,910
Teasdale & Foot Ltd.	Chevy II	2,925

The Committee recommended the acceptance of the tender submitted by Dares Motors Limited in the amount of \$2,795. This

vehicle will be equipped with 13" wheels.

It was moved by Aldermen Thornhill and Moore and carried that the Public Safety Committee report be adopted.

APPOINT ARCHITECT
FIRE STATION
WESTPHAL AREA

Report was received from the Public Safety Committee recommending the appointment of Nettam Wright Associates as architects for the design and supervision of a Fire Station on land adjacent to Admiral Westphal School.

It was moved by Aldermen Thornhill and VanHerck that the Public Safety Committee report be adopted.

It was moved in amendment by Aldermen Sanford and Stockall that this matter be referred to the Finance and Executive Committee for appointment of an architect. The amendment carried. Voting for: Aldermen Stockall, Gurholt, Brownlow, Beazley, Whitworth and Hampson. Voting against: Aldermen MacNeil, Thornhill, Stubbs, Moore and VanHerck. Alderman Sanford was momentarily absent from the meeting and did not vote.

The motion as amended was then put and carried: Voting for: Aldermen Stockall, Gurholt, Thornhill, Brownlow, Sanford Beazley and Hampson.

PLAYGROUNDS
JOHN MARTIN JR
HIGH SCHOOL

Report was received from the Board of School Commissioners attaching a quotation from W. Eric Wheby Ltd. in the amount of \$1,000 for the levelling of the area designated as school grounds at the John Martin Junior High School. This price is considerably lower than any quotations previously mentioned for similar work.

It is recommended that City Council authorize the expenditure of this amount from the Capital Funds allocated for the John Martin Junior High School and that the School Maintenance Superintendent be directed to supervise this work.

It was moved by Aldermen Stockall and Sanford and carried that the Board of School Commissioners report be adopted.

APPLICATIONS
PERMIT TO BUILD

HAROLD CONROD

Report was received from the Town Planning Board re an application from Harold Conrod to operate a mobile stone crusher on lands of H. L. Misener, Port Wallace, for a period of ninety days.

It is recommended that City Council issue a permit for this operation subject to the following conditions:

1. That topsoil be brought back on the area with a minimum depth of 3 or 4 inches provided;
2. That the area be seeded either by the applicant or the owner;
3. That the slopes be trimmed to a minimum grade of 1.5 to 1;
4. That the applicant be required to clean up that portion of the entrance road which is on the Misoner property;
5. That he stay a minimum of 150 feet from the centre line of the Shubonacadie Canal.

It was moved by Aldermen Beazley and Gurholt and carried that the Planning Board report be adopted, with the deletion of the words "or the owner" from paragraph 2.

MACCULLOCH & CO. LTD.

Report was received from the Town Planning Board attaching an application for permit to build a bowling alley on Valleyfield Road, submitted by MacCulloch Ltd. This application is before Council since the estimated value of the building exceeds \$100,000.

It is recommended that City Council approve this application subject to the stipulations on the application form.

It was moved by Aldermen Stockall and Beazley and carried that the Town Planning Board report be adopted.

MOBILE HOMES SALES
AREA - S.M. MOLLINS

Report was received from the Town Planning Board attaching an application from S. M. Mollins for permit to operate a mobile homes sales area on Wyse Road.

It is recommended that City Council issue a permit for this sales area.

It was moved by Aldermen Sanford and Gurholt and carried that the Town Planning Board report be adopted.

ENQUIRIES AND ANSWERS
TO ENQUIRIES

Alderman Whitworth asked if the City had made application for Federal Grants towards installation of treatment plants for the Marion Heights and Carlton Avenue areas. The Clerk-Administrator advised that all the information re procedure to be followed is available, but no application has been made since no sewer installation has been authorized for Marion Heights. His Worship stated this matter would be referred to the Public Works, Water and Sewerage Committee.

Alderman Stubbs asked that since meetings of the Halifax-Dartmouth Bridge Commission are not open to the Press that the Dartmouth appointee on the Bridge Commission be asked to submit a report to City Council or meet with Council.

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Alderman Stubbs referred to a letter from the Canadian Consumers Association re Walk Lights which was considered at a previous meeting of Council. She was advised that this matter is now being considered by the Public Safety Committee.

Alderman Stubbs enquired re Special Committee set up to study lighting of the Rotary. His Worship stated that the Special Committee had met with Provincial Authorities several times. A proposal has been received which will be considered by the Finance and Executive Committee and Public Safety Committee, for report to City Council.

Alderman Stubbs asked re responsibility for janitorial services for the Court Rooms. The Clerk-Administrator advised that the City provides Janitorial services. He was not aware that there had been any complaints re cleanliness, but the matter will be checked.

Alderman Whitworth suggested that Walkways or some other method to accommodate pedestrians near the Sugar Refinery entrance be provided. He suggested consideration by the Traffic Authority and the Public Safety Committee.

On motion of Aldermen Thornhill and Sanford the following resolution was unanimously adopted:

NO. 13 RESOLVED that the following be and he is hereby appointed Extra Constable in and for the City of Dartmouth to hold office while in the employ of his present employer or until January 10, 1965, whichever expires first:

William Joseph Cormier

RESOLUTION
APPOINT EXTRA
CONSTABLE

URBAN RENEWAL STUDY

On motion of Aldermen Thornhill and VanHerck the following resolution was unanimously adopted:

NO. 15. WHEREAS there exists in the City of Dartmouth certain areas with a high incidence of poor housing, deterioration and blight, resulting in great housing disparities; and

WHEREAS there is an urgent need for a special study to segregate and identify the problematic areas for conservation, rehabilitation or redevelopment; and

WHEREAS it is desirable that such a study should indicate the requirements to rectify such situations in order to determine the future orderly development of these built-up areas of the city; and

WHEREAS it is provided in Section 33, Part V of the National Housing Act, that the Central Mortgage and Housing Corporation may, with the approval of the Governor-in-Council and the Government of this Province, make arrangements with a municipality to conduct such special studies, relating to the condition of urban areas, to the means of improving housing, to the need for additional housing or for urban redevelopment; and

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WHEREAS the approval of the Province of Nova Scotia has been requested by the City to conduct such special studies; and

WHEREAS Central Mortgage and Housing Corporation can, under Part V of the N.H.A., make grants up to 75% of the estimated cost of such special study (as described in the attached outline); and

WHEREAS it is estimated that the cost of such a study will be \$25,000 of which amount the City of Dartmouth and the Province of Nova Scotia would jointly contribute \$6,250.

BE IT THEREFORE RESOLVED that the Dartmouth City Council advise the Central Mortgage and Housing Corporation of the foregoing and that this Council enter into an agreement with the Corporation for the purpose of conducting a survey pursuant to Section 33 (1)(h) of the National Housing Act, 1954, and that this Council apply to the Corporation for a financial contribution of \$18,750 which represents 75 percentum of the estimated cost of conducting such survey and that this Council will, together with the Province of Nova Scotia, provide the sum of \$6,250 to cover the balance of the estimated cost and that an itemized estimate of the cost together with other details of the Study be submitted to the Corporation for approval; and that subject to the above mentioned grant being approved by the Corporation, this City engage the services of Canadian British Engineering Consultants to conduct the survey and the survey will be carried out under the Direction of Norman Pearson and that all the available services and facilities of the City be made available to the said Director.

MOTOR HOTEL

On motion of Aldermen Stockall and Sanford the following resolution was unanimously adopted:

NO. 17. RESOLVED that this Council request the Minister of Municipal Affairs to amend his approval dated April 11, A.D. 1963 to By-law No. 74 to read as follows:-

"The approval dated April 11, A.D. 1963 to by-law no. 74 respecting the rezoning of property known as the Dartmouth Amateur Athletic Grounds and the adjoining Lot E, is amplified and varied to read that it is approved "subject to the following amendment under the authority of Section 4 (d) (1) of the Municipal Affairs Act, namely, that no use may be made of any part of the property except for the construction of hotel facilities described as follows:

A motor-hotel as Stage one (1), to contain approximately one hundred (100) guest rooms; seventy-five (75) seat coffee shoppe; one hundred (100) seat dining room; one hundred (100) seat cocktail lounge; swimming pool; five (5) banquet rooms; ten (10) salesman's and/or product demonstration rooms; six (6) private and/or meeting rooms; in addition there will be a generous lobby; registration desk; general office; news stand; display space, retail stores and offices and parking facilities for at least two hundred (200) cars;

until the hotel has been completed."

NOTICES OF MOTION

Aldermen Moore stated that at the next regular meeting of Council he will move that the Old Town Hall be moved to a suitable site downtown, to be served and used by such organizations as the Red Cross and Cancer Societies.

Alderman Stockall stated that at the next regular meeting of Council he will move that the Court Room facilities be deleted

from the proposed Police Station.

Alderman Whitworth gave notice of motion that the City request that the Nova Scotia Liquor Board provide an outlet in the Woodside area, and that one Dartmouth outlet remain open until 10 p.m.

BY-LAW C 46
AMEND C 9
TAX EXEMPTIONS

Council considered By-law C 46, being a by-law of the City of Dartmouth to amend Section 1 of By-law No. C 9 with respect to exemption from real property tax.

It was moved by Alderman Stockall, seconded by Alderman Stubbs that leave be given to introduce By-law C 46 and that it now be read a first time. Motion carried.

It was moved by Alderman Sanford, seconded by Alderman Hampson that By-law C 46 be read a second time. Motion carried.

Members of Council present unanimously agreed to give the By-law third reading.

It was moved by Alderman Sanford, seconded by Alderman Stubbs that By-law C 46 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

BY-LAW C 47
LICENSES
ADMINISTRATION

Council considered By-law C 47, being a by-law of the City of Dartmouth designating an officer to administer Licenses.

It was moved by Alderman Thornhill, seconded by Alderman Sanford that leave be given to introduce By-law C 47 and that it now be read a first time. Motion carried.

It was moved by Alderman Stockall, seconded by Alderman Thornhill that By-law C 47 be read a second time. Motion carried.

Members of Council present unanimously agreed to give said by-law third reading.

It was moved by Alderman Gurholt, seconded by Alderman Sanford that By-law C 47 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

BY-LAW C 48
ELECTORS REGISTRATION
FORM

Council considered By-law No. C 48, being a by-law of the City of Dartmouth with respect to Electors' Registration Form.

It was moved by Alderman Stockall, seconded by Alderman Stubbs that leave be given to introduce By-law C 48 and that it

now be read a first time. Motion carried.

It was moved by Alderman Beazley, seconded by Alderman VanHerck that By-law C 48 be read a second time. Motion carried.

Members of Council present unanimously agreed to give said By-law third reading.

It was moved by Alderman Sanford, seconded by Alderman Beazley that By-law C 48 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said by-law on behalf of the City. Motion carried.

BY-LAW C 49
STREET NAMES
GLEN MINOR DRIVE

Council considered By-law C 49, being a by-law of the City of Dartmouth respecting street names.

It was moved by Alderman Gurholt, seconded by Alderman Sanford that leave be given to introduce By-law C 49 and that it now be read a first time. Motion carried.

It was moved by Alderman VanHerck, seconded by Alderman Beazley that By-law C 49 be read a second time. Motion carried.

Members of Council present unanimously agreed to give said by-law third reading.

It was moved by Alderman Sanford, seconded by Alderman Beazley that By-law C 49 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said by-law on behalf of the City. Motion carried.

LICENSES

It was moved by Aldermen Beazley and Gurholt and carried that the following Licenses be granted:

- Taxicab
- Taxicab Driver
- Petty Trader
- Trucking
- Second-Hand Dealers
- Juke Box and Automatic Machines

(List of Licenses attached hereto)

PASS BILLS

It was moved by Aldermen Sanford and VanHerck and carried that all Invoices duly signed by two Aldermen be paid.

ADJOURNMENT

It was moved by Aldermen Sanford and Stockall and carried that meeting adjourn.

APPROVED:

J. W. MacNeil
Mayor

N.C. Cohoon
N.C. Cohoon,
Deputy City Clerk.

LICENSE APPLICATIONS 1964-65

Petty Trader

Gerard Bencit
 B. E. Campbell
 Jack Chard
 John Connors
 Edward Hebert
 Ray A. Hilton
 Reginald Hunter
 N. C. Kelly
 Ray McPhee
 Gordon Meade
 J. W. Murphy
 Allan R. Nickerson
 Donald E. O'Brien
 L. A. Skerry
 Lillian Slauenwhite
 James J. Surette
 Geo. W. Hansen
 Albert Young

Trucking

Moir's Express
 James Moir Express Ltd.

Second-Hand Dealers

Lawrence Conrod
 Value Sales Ltd.

Juke Box & Automatic Machines

Anthony Deep (2 pinball machines)
 Adolph Halbat (2 " ")
 Harry Bergman (1 of each)
 J. Wahy (1 Juke box)
 D. Sugh (1 Juke box)
 Harry Saunders (1 automatic machine)
 A. MacIntyre (1 " ")
 Paul LeBlanc (1 auto. machine)
 Cragg's Grocery (1 auto. machine)
 Shirley MacDonald (1 " ")
 Robert E. McConnell (1 each)

License Applications 1964-65 (cont'd)

2.

Taxicab

J. S. Awalt
Ernest G. Ayres
Edgar L. Baker
Clarence Barry
John M. Boyle
Henry T. Bundy
Edwin John Bullen
Harvey J. Butler
Howard P. Canning
Frank C. Clark
Frank W. Clarke
William C. Collings 2(2)
Joseph Delmie Comeau
Douglas Cross
Erank P. Curry
W. F. Davidson
Edward T. Dawn
Calvin G. DeMont
H. W. DeYoung
L. E. DeYoung (3)
Alfred G. Dodman
Karl R. Dooks (3)
Robert Edwards
W. I. Findley
Aflred E. Fisher
Harold E. Forbes (3)
Frances B. Gillis (5)
William H. Harrison
John A. Hilchie
John F. Hilchey
Mrs. Gertrude E. Lahey
Joseph William Lahey
Aime Lebrun
Wilfred C. Lovett
Bruce F. MacDonald
Dan R. MacDonald
Archie Ernest McElmon
William Ralph Marks.
Douglas Morash
Alden E. Morris
John J. Morrow (2)
Thomas L. Moser
Kenneth Roy Moulton
F. B. Ormon
Charles P. Otto
Ernest G. Otto
Joseph T. Pettipas
Albert Henry Privett
G. E. Privett
K. M. Rowlings
Bernard T. Smith
Murray Woods
Harry C. Young
Lewis A. Young

Taxicab Drivers

Winston S. Bezanson
Henry Burrill
Ross P. Conrod
George R. Deluney
Fred Doherty
Harry D. Ernst
Robert A. Frank
Alexander Gillis
George S. Herritt
George A. Hilchie
Lewis Wm. Hillier
Gervais Mallet
Gordon H. Manson
Harris Marks
Douglas A.E. Mason
Ralph Patterson
Harold W. Sarson
George Schultz
Bernard S. Sheaves
Harold Whelpley

Item 12 Licenses

Taxicab

Allan Barker
G.A. Boyle
John William Boyle
Robert Branton
Kenneth J. Cooper
Lloyd Conrod
Walter Cooper
Cyril B. Cunningham
John M. Daye
Wilbert DeYoung
Ralph S. Dooks
R. Fredericks
Wm. E. Geddes
Wilfred L. Hurd
Reg Keddy
Lawrence LaPierre
Francis J. Lind
Raymond Morehouse (3)
James Nelson
Ralph Parker
Cyril Patterson
Murray Ritchie
George Robertson
William Earle Rodgerson
Russell S. Shand
Raymond Angus Spears
William G. Watters
E. Arthur McDow

Taxicab Driver

Mrs. Lilliam Barker
Louis Allan Dagnall
Allan C. Gaetz
Dennis Henneberry
Mrs. Helen LaPierre
Russell J. MacDonald
Harold Negus
Graham T. Rowsell
Fred Simpson
A.W. Small
Albert Stanton
Donald F. Summers
Earl M. Thomas

Petty Trader

Israel Thorne
Snow's Lobster Stand

Dartmouth, N. S.

May 19, 1964.

Regularly called meeting of Dartmouth City Council
held this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beazley
King
Gurholt
Hampson
VanHerck
Sanford
MacNeil
Wise
Stubbs
Moore
Whitworth

City Solicitor Barss
Clerk-Administrator Moir

CONSIDER AND AMEND
ZONING BY-LAW
HILLCREST ST.

At a previous meeting of City Council this date was set for public hearing re proposed rezoning of a portion of Lot 7 on Hillcrest St. in Port Wallace from R-1-A to R-2-A. Council was advised that this matter had been duly advertized and no written objections have been received to date.

Council considered an amendment to By-law No. 74 respecting this proposed rezoning.

It was moved by Alderman Thornhill, seconded by Alderman Sanford that leave be given to introduce said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Wise, seconded by Alderman VanHerck that said amendment to By-law No. 74 be read a second time. Motion carried.

Members of Council present unanimously agreed to give the amendment third reading.

It was moved by Alderman Beazley, seconded by Alderman VanHerck that the amendment to By-law No. 74 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

CONSIDER AND AMEND
ZONING BY-LAW
MIC MAC SUBDIV.

At a previous meeting of City Council this date was set for public hearing re proposed rezoning of a portion of MicMac Subdivision from R-1 to M-1, Light Industrial. Council was advised that this proposed rezoning had been duly advertized and

May 19, 1964.

that no written objections have been received to date.

Council considered an amendment to By-law No. 74 respecting this proposed rezoning.

It was moved by Alderman Stockall, seconded by Alderman Gurholt that leave be given to introduce said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

Alderman King requested and was granted permission to refrain from voting on this matter.

It was moved by Alderman VanHerck, seconded by Alderman Wise that said amendment to By-law No. 74 be read a second time. Motion carried.

(At this point Alderman Stubbs arrived.)

Members of Council present unanimously agreed to give the By-law amendment third reading.

It was moved by Alderman Wise, seconded by Alderman Beazley that said amendment to By-law No. 74 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

APPROVE CAPITAL
EXPENDITURES

Report was received from the Finance and Executive Committee attaching copy of City of Dartmouth Capital Expenditures Budget for the year 1964 - 1969 inclusive.

The Finance and Executive Committee recommended adoption of the Capital Expenditures Budget for 1964, with the amendment Item "H", Public Buildings (Police) \$300,000 be deferred until such time as the Consulting Engineers have conducted their study of that area of Dartmouth; and that the Capital Expenditures Budget projected for 1965 - 1969 be approved in principle.

It was moved by Aldermen Whitworth and King and carried that the Capital Expenditures Budget for 1964 be considered item by item. Alderman Sanford voting against.

It was moved by Aldermen King and Wise and carried that the Capital Expenditures Budget for School Construction, in the amount of \$750,000 be approved as recommended.

It was moved by Aldermen Stockall and Beazley and carried that the Capital Expenditure Budget for Street Construction, in the amount of \$350,000 be approved as recommended.

May 19, 1964.

It was moved by Aldermen Stockall and Sanford and carried that the Capital Expenditure Budget for Sewer Construction, Sanitary, in the amount of \$250,000 be approved as recommended.

It was moved by Aldermen Sanford and Stockall and carried that the Capital Expenditure Budget for Sewer (Trunk, sanitary) in the amount of \$50,000 be approved as recommended.

It was moved by Aldermen Stockall and Sanford and carried that the Capital Expenditure Budget for Sewer (Outfall) in the amount of \$15,000 be approved as recommended.

It was moved by Aldermen Sanford and Stockall and carried that the Capital Expenditure Budget for Sewer (Storm) in the amount of \$20,000 be approved as recommended.

It was moved by Aldermen Sanford and Stockall and carried that the Capital Expenditure Budget for Water, in the amount of \$300,000 be approved as recommended.

It was moved by Aldermen Sanford and Thornhill that the Capital Expenditure Budget for Public Building (Police) in the amount of \$300,000 be approved as recommended.

Alderman Stockall asked if the \$300,000 included Court Room facilities. The Clerk-Administrator advised that this amount had been projected for a Police Station only but the architect had included Court Room facilities in the plans, as a projection. His Worship stated that several years ago an architect had been appointed by Council to select a site and prepare plans for a Police Station. The site on Ochterloney Street (recently approved by Council) was recommended by the Architect to the sub-committee along with plans which included Court Room facilities. Alderman Thornhill pointed out that the site had been approved and recommended by the Safety Committee but that only schematic drawings had been presented to the Sub-committee and Safety Committee. No recommendations have been made regarding plans.

A motion to defer until such time as a report has been received from the Consulting Engineers, moved by Aldermen Stubbs and Beazley, was defeated. Voting for: Aldermen Stubbs, Beazley, Stockall, Brownlow and Whitworth.

The motion was then put and passed. Voting for:

May 19, 1964

Aldermen MacNeil, King, Gurholt, Thornhill, Stubbs, Moore, VanHerck, Sanford, Wise, Whitworth and Hampson.

It was moved by Aldermen Sanford and Wise and carried that the Capital Expenditure Budget for Public Building (Fire) in the amount of \$175,000 be approved as recommended.

It was moved by Aldermen Thornhill and VanHerck and carried that the Capital Expenditure Budget for Equipment (Fire) in the amount of \$50,000 be approved as recommended.

It was moved by Aldermen Sanford and Stubbs and carried that the Capital Expenditure Budget for Equipment (Police) in the amount of \$15,000 be approved as recommended.

It was moved by Aldermen Stockall and Wise and carried that the Capital Expenditure Budget for Equipment (Works) in the amount of \$29,500 be approved as recommended.

It was moved by Aldermen VanHerck and Beazley and carried that the Capital Expenditure Budget for Traffic Lights in the amount of \$6,000 be approved as recommended.

It was moved by Aldermen Stockall and MacNeil and carried that the Capital Expenditure Budget projected for 1965 to 1969 be approved in principle.

Report was received from the Finance and Executive Committee attaching report from the special Sub-committee set up to discuss with Architects Duffus, Romans, Single and Kundzins, designers of the Mount Edward School, the possibility of reusing these Plans and Specifications in the construction of the Elementary School in the Caledonia Road area. Copies of the Sub-committee report were previously circulated to all members of Council. The Finance and Executive Committee recommended adoption of the report.

It was moved by Aldermen Stockall and VanHerck and carried that the report of the Sub-committee be adopted as recommended by the Finance and Executive Committee.

Report was received from the Finance and Executive Committee re request submitted by D.T.S. Busses Limited for support in their application to the Provincial Government for a reduction in Provincial Taxes on Gasoline and Diesel Fuel when used by

ELEMENTARY SCHOOL
CALEDONIA RD. AREA

D.T.S. BUSSES LTD.
REDUCTION IN PROV.
GASOLINE TAX

May 19, 1964

transit companies which are Public Utilities operating within an incorporated City or Town, or between adjoining cities and towns.

The Finance and Executive Committee recommended that the application of D.T.S. Busses Limited to the Provincial Government for tax refund be supported by City Council.

It was moved by Aldermen MacNeil and Stubbs and carried that the report of the Finance and Executive Committee be adopted.

ARCHITECT
FIRE STATION

Report was received from the Finance and Executive Committee advising that the Committee has considered the recommendation of the Public Safety Committee regarding the appointment of Mettam Wright and Associates as Architects for the design and supervision of construction of a Fire Station in the Westphal area, and concurs in this recommendation.

It was moved by Aldermen Stubbs and VanHerck and carried that the report of the Finance and Executive Committee be adopted.

LETTER OF RESIGNATION
CITY SOLICITOR

Report was received from the Clerk-Administrator attaching letter of resignation from the City Solicitor. The conditions as outlined in the letter were negotiated with the Solicitor. The Clerk-Administrator recommended that the Solicitor's resignation be accepted as outlined.

His Worship stated that it is with regret that Council receives Mr. Barss' resignation. He spoke of the service and loyalty to the City given by Mr. Barss during 16 years as City Solicitor.

It was moved by Aldermen Wise and VanHerck and carried that the Clerk-Administrator's recommendation be adopted.

PUBLIC WORKS
CAPITAL EXPENDITURES

Report was received from the Finance and Executive Committee advising that as requested by City Council the Committee has considered the following reports of the Public Works, Water and Sewerage Committee:

- (a) 1964 Water and/or Sewer Extensions
- (b) 1964 Street Construction and Paving Program
- (c) Resolution authorizing installation of curb and gutter

With the approval of the Capital Expenditures Budget for the year 1964 the recommendations of the Public Works, Water and Sewerage Committee are referred to Council for adoption.

It was moved by Aldermen Sanford and Stockall and carried that the 1964 Water and/or Sewer Extensions be approved as recommended by the Finance and Executive Committee.

It was moved by Aldermen Stockall and VanHerck and carried that the 1964 Street Construction and Paving Program be adopted as recommended by the Finance and Executive Committee.

It was moved by Aldermen Sanford and Stockall and carried that the Resolution authorizing installation of curb and gutter be adopted as recommended by the Finance and Executive Committee.

PERMIT TO BUILD
GUILDFORDS LTD.

Report was received from the Town Planning Board attaching an application for Building Permit to extend the Guildford Ltd. building at Commodore Industrial Estates. The estimated value exceeds \$100,000 and City Council approval is required.

The application and plans have been reviewed by the Director of Planning, the Fire Chief and the Building Inspector.

The Planning Board recommended that the Permit to Build be granted.

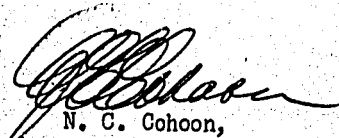
It was moved by Aldermen Sanford and MacNeil and carried that the report of the Town Planning Board be adopted.

NOTICE OF MOTION
ALDERMAN KING

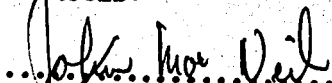
Alderman King asked that the Clerk-Administrator prepare a resolution officially recording, with regret and appreciation, the resignation of the City Solicitor. Members of Council present concurred unanimously.

ADJOURNMENT

On motion of Aldermen Sanford and Wise meeting adjourned.


N. C. Cohoon,
Deputy City Clerk.

APPROVED:


JOHN W. VEIL
MAYOR

Dartmouth, N. S.

June 2, 1964.

Regularly called meeting of City Council held
this date at 8:00 p.m.

Present: Deputy Mayor MacNeil

Aldermen Stockall
Thornhill
King
Beazley
Gurholt
Hampson
VanHerck
Brownlow
Sanford
Wise
Stubbs
Moore
Whitworth

APPROVE MINUTES

It was moved by Aldermen Sanford and Stockall and carried that minutes of May 5th and 19th, copies of which were previously circulated to all members of Council, be approved.

ZONING BY-LAW
AMENDMENT
R-3-A ZONE

Report was received from the Deputy Clerk, attaching letter from W. E. Moseley, Deputy Minister of Municipal Affairs, in regard to the R-3-A Zoning By-law amendment which was passed by Council some months ago. This By-law Amendment has been revised in accordance with the Deputy Minister's suggestions and must be re-advertised.

It is recommended that Tuesday, July 7, be set as the date for public hearing of this by-law amendment.

It was moved by Aldermen Sanford and Wise and carried that the Deputy Clerk's report be adopted and July 7 be set as the date for public hearing of the revised By-law amendment.

MONTHLY REPORTS

It was moved by Aldermen Sanford and Beazley and carried that the following Monthly Reports be received and file:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

NATAL DAY
COMMITTEE

Council considered a report from the Natal Day Committee requesting consideration of the following two proposals:

1. That City Council select a committee or appoint a Committee or person to name an Advisory Committee for the 1967 Natal Day celebrations.

2. The Committee wishes to have permission to use the City of Dartmouth Coat-of-Arms on championship medals which they plan to present as prizes for the major sports events on Dartmouth Natal Day. The Coat-of-Arms would be placed in the centre of the championship medal with "City of Dartmouth" and the year inscribed around it.

(At this point Alderman Whitworth arrived.)

It was moved by Aldermen VanHerck and Stubbs and carried that the Mayor be empowered to appoint a Committee for the purpose of preparing for the 1967 Natal Day celebrations, as requested, and that permission to use the Coat-of-Arms be granted as requested.

During discussion on the motion Alderman King suggested that the fact that the Coat-of-Arms has been duly recognized should be proclaimed officially.

AWARD TENDERS
VEHICLES
POLICE DEPT.

Report was received from the Public Safety Committee advising that the following tenders for supply of a 1964 motor sedan for use in the Police Department, and for the supply of a Panel truck for use in the Police Department, were received:

Sedan (taking in trade a 1962 Pontiac)

<u>Dealer</u>	<u>Vehicle</u>	<u>Net Price</u>
Dares Motors Ltd.	1964 Dodge 4-door sedan	\$ 2000
Beacon Pontiac Buick Ltd.	1964 Pontiac " "	2200
Teasdale & Foot Ltd.	1964 Chev. sedan	2230
Harbour Motors Ltd.	1964 Ford sedan	2400

Panel Truck (taking in trade a 1958 Fargo Panel)

<u>Dealer</u>	<u>Vehicle</u>	<u>Net Price</u>
Dares Motors Ltd.	1964 Dodge Panel Truck	\$ 2152
Trainer GMC Ltd.	1964 GMC truck	2690
MacGregor Motors Ltd.	1964 International	2800
Teasdale & Foot Ltd.	1964 Panel Truck	2850

The Committee recommended the acceptance of the tender submitted by Dares Motors Ltd. in the amount of \$2,000 for the supply of a 1964 Dodge 4-door sedan in accordance with specifications and the tender of Dares Motors Ltd. in the amount of \$2,152 for the supply of a 1964 Dodge panel truck, in accordance with specifications.

It was moved by Aldermen Wise and VanHerck and carried that the report of the Public Safety Committee be adopted.

PROPOSED REZONING
PENHORN MALL
SHOPPING CENTRE

Council considered an amendment to By-law No. 74 as said By-law is amended by the amendment passed by the City Council on April 10, 1961, and approved by the Minister of Municipal Affairs on June 13, 1961, is amended as follows:

1. By creating Map A-31 in which the area colored in brown is rezoned from R-1-A Zone and P-A Zone to C-2-A Zone.
2. Appendix "A" is amended in indication of zoning and color to conform with Section 1 of this amendment.

The Deputy Clerk advised Council that the developers of this land have provided satisfactory evidence that they have the consent of all the property owners concerned with the exception of the Harrison property. The developers wish to amend their petition by leaving that portion of the Harrison property out of the request for rezoning. This matter has been discussed with the Director of Planning who concurs that the Harrison property is not essential to the development. Revised plan of the area was tabled. The Deputy Clerk also stated that the City Solicitor concurs that this matter may be processed by Council by deleting the Harrison property from the application.

Alderman King expressed objection to property being rezoned before the developer has complete control over it, and to firm statements being made that a certain development will take place before the property is zoned Commercial.

Mr. J. D. Service, speaking for the developer, advised Council that at the time of the public hearing, July 7, it is hoped that a firm commitment that this project will proceed will be given.

Alderman Beazley stated he was happy to see the green belt around Penhorn Lake increased from 50 feet to 150 feet, but he felt it should be 250 feet.

It was moved by Aldermen Stockall and Gurholt and carried that Tuesday, July 7, at 8:00 p.m. at City Hall be set as the date and time for public hearing to consider written objections to this proposed rezoning.

Report was received from the Town Planning Board attaching an application submitted by R. G. MacLeod for permit to establish a "Par 3 Golf Course" on lands of E. J. Withers

PAR 3 GOLF COURSE
PORTLAND STREET

Co. Ltd., Portland Street.

Since this project will be located in a General Zone Council approval is required. It is recommended that a permit be granted, subject to the conditions specified on the application form.

It was moved by Aldermen VanHerck and Thornhill and carried that the report of the Town Planning Board be adopted.

OCCUPANCY PERMIT
PAUL FINCK
29 DAHLIA STREET

Report was received from the Town Planning Board attaching an application for Occupancy Permit from Paul Finck, 29 Dahlia Street. The applicant proposes to use the lower store of this building as a barber shop. These quarters were formerly used as a tailor shop until approximately six months ago.

It is recommended that this permit be granted.

It was moved by Aldermen Thornhill and Sanford and carried that the report of the Town Planning Board be adopted.

AMENDMENT
SUBDIVISION
REGULATIONS

Council considered the following amendment to Subdivision Regulations:

Section 11 is hereby repealed and the following substituted:

11. (a) Subject to the provision of Section 7 and the provisions of subsection (b) hereof no final approval of a plan of subdivision and no final approval of a portion of a subdivision shall be given unless such subdivision or portion to be approved is provided with sewer service and water service.
- (b) Notwithstanding subsection (a) of this section approval of one lot in a subdivision may be given provided no approval of a lot in the subdivision has been given for twelve month period immediately preceding such approval and further provided that the lot to be approved has a frontage of not less than 150 feet and a minimum area of not less than 15,000 square feet.

It was moved by Aldermen Thornhill and Gurholt and carried that the amendment to Subdivision Regulations be adopted and submitted to the Minister of Municipal Affairs for approval.

During discussion on the motion Alderman Stockell enquired whether the words "by the City" should be inserted in Section 11 (a) with reference to the "sewer service and water service."

The Solicitor advised Council that under the "Definitions" section of the Regulations "sewer service is defined as "sewer service of the City", and "water service" is defined as "water service of the City",

ENQUIRIES AND
ANSWERS TO
ENQUIRIES

Alderman Wise referred to asphaltic material applied to unprepared streets in the Woodlawn-Westphal area. He asked the Chairman of the Public Works, Water and Sewerage Committee if these streets had been properly prepared prior to the application, and if they were not prepared why were they not prepared. He further asked the Deputy City Clerk what funds were available to recompense citizens whose clothing, furniture and rugs have been ruined by this careless application, and what disciplinary action is being contemplated by the parties responsible for this improper procedure. The Solicitor advised that it would be improper to discuss claims against the City at this time and suggested that they be referred to the Solicitor. The Chairman of the Public Works Committee stated this matter will be dealt with at the next meeting of the Committee.

Alderman Sanford suggested that extra copies of Council's agenda be made available for members of the audience at future meetings. This matter will be referred to the Clerk-Administrator.

Alderman King asked when the two sets of Zoning By-laws in the City, i. e., R-1 and R-1-A, etc., would be co-ordinated. The Chairman of the Planning Board stated that this was in progress but he could not say when it would be ready.

Alderman Stubbs stated it was her understanding that letters have been forwarded to City Hall by residents on Mountain Avenue regarding sewer liens for trunk sewer laid by the County with the understanding that no charge to the abutter would be made. Alderman Stubbs asked that this matter be referred to the appropriate committee.

Alderman Moore referred to two cases of typhoid fever reported in the Halifax Metropolitan area. He asked that the Public Works, Water and Sewerage Committee give immediate consideration to specific recommendations for the Marion Heights area, to be recommended to Council at its July meeting. Alderman Stockall, Chairman of the Works Committee stated that a meeting of the Committee will be held before the end of the week.

Alderman Stubbs referred to unclean conditions in the

Regional Library quarters and asked that this matter be investigated. The Deputy Clerk stated that the Janitor is hired by the Oakwood Committee, and that part of his duties include the Court Rooms and the Library. The Deputy Clerk will be attending a meeting with the Oakwood Committee tomorrow on this subject.

Alderman Whitworth asked what progress was being made towards a walkway from Irving Street to Everett Street, which had been requested at a previous meeting of Council. The Chairman of the Public Safety Committee stated this matter had been considered and at a meeting of the Committee/was presently being investigated by the Chief of Police.

Alderman Beazley noted that tree-spraying had commenced in the City of Halifax. He suggested that Council seek expert advice as to the best way to start such operations in the City of Dartmouth.

Alderman Thornhill enquired when the Recreation Committee will be holding a meeting to discuss the development of the Caledonia sports area and various other sport facilities, now that the balance of the purchase price of the Arrows Ball Park has been paid to the City. Alderman Beazley stated that a meeting will be called immediately after the return of the Clerk-Administrator next week.

ITEMS ADDED TO THE
AGENDA

On motion of Aldermen Thornhill and Stubbs the following two items were added to the agenda.

It was moved by Aldermen VanHerck and Thornhill and carried that a letter be written by the Mayor, on behalf of City Council, to Miss Pamela Taylor and Mr. Paul Gallant in recognition of their showing in the recent Safe-Driving Rodeo in Charlottetown, P.E.I.

It was moved by Aldermen VanHerck and Stockall and carried that the City Council of Dartmouth challenge the City Council of Halifax to a softball game on the Commons Field on the morning of August 12, Dartmouth Natal Day. Aldermen Wise, King and Gurholt voting against.

NOTICE OF MOTION
ALDERMAN MOORE

Notice of motion having been given at a previous meeting of City Council, it was moved by Aldermen Moore and

Thornhill and carried that, in an attempt to preserve a Historical Building which could be of service to various city organizations, the City Clerk-Administrator be requested to study and report to City Council on the removal of the Old Town Hall Building from its location on Ochterloney Street to a suitable site in the downtown area.

ALDERMAN STOCKALL

At a previous meeting of Council Alderman Stockall gave notice of motion to have Court House facilities deleted from the proposed Police Station. Alderman Thornhill advised that at a meeting of the Public Safety Committee a committee had been appointed to meet with the Architect to prepare plans based on the amount of \$300,000 approved by Council, and no mention was made of Court Room facilities. Alderman Stockall withdrew his notice of motion.

ALDERMAN WHITWORTH

Notice of motion having been given at a previous meeting of City Council, it was moved by Aldermen Whitworth and Sanford and carried that City Council go on record as requesting the Nova Scotia Liquor Commission to make a survey of the south end of the City of Dartmouth to determine the feasibility of a Liquor Outlet in that area, and also requesting that one Outlet in the City remain open until 10:00 p.m.

BY-LAW C 50
STREET NUMBERS

Council considered By-law C 50 being a By-law of the City of Dartmouth respecting street numbers.

It was moved by Alderman Beazley, seconded by Alderman Moore that leave be given to introduce By-law C 50 and that it now be read a first time. Motion carried.

It was moved by Alderman Sanford, seconded by Alderman Stubbs that By-law C 50 be read a second time. Motion carried.

During discussion on the motion Council was advised that residents involved had been notified of the proposed change in street numbers and that no objections had been received.

Members of Council present agreed to give the said By-law third reading.

It was moved by Alderman Stockall, seconded by Alderman Gurholt, that By-law C 50 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said by-law on behalf of the City. Motion carried.

LICENSES

It was moved by Aldermen King and Sanford and carried that the following Licenses be granted:

Taxicab

Robert Settle
H. Slaunwhite
Freda R. Small
Ralph Morash
Donald N. Dooks
John A. Cooper
Carl W. Merson
Nelson Bourn
T. Connors

Petty Trader

C. Kilbratowski
Edward Morash
Herbert Koizer

Trucking

Allan Barker

Taxicab Drivers

Merlin Roy MacGregor
H. W. Kent
Archibald P. Turner
Frank Kravis
Reginald H. Sawlor
Brian William Lewis
John L. MacLean
K. V. Rodgers
Paul N. Sievert
Melvin E. Llewellyn
John A. Bernard
William H. Parker
Perley A. Barclay
Warren Lowe
Joseph Devcau
Eugene A. Bernard

Second-Hand Store

Linwood Giberson
Samuel S. Jacobson
Mrs. Jessie Joslin

PASS BILLS

It was moved by Aldermen King and Stubbs and carried that cheques contained in the cheque register, pages 155 - 200, as per attached list, be passed for payment.

During discussion on the motion Alderman Wise asked if much additional work would be required to indicate the nature of the expenditures, i.e., travelling, teachers, etc. The Deputy Clerk stated that fairly extensive work would be required. Some cheques cover several invoices.

APPLICATION TO MOVE STRUCTURE

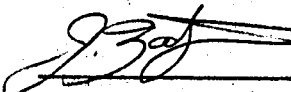
On motion of Aldermen Stockall and Wise the following item was added to the agenda.

Mr. Daniel Hansford advised Council that he had submitted an application to move a building and it was his understanding that the application would be before Council at this meeting. The Deputy Clerk explained that the period of advertising required under the By-law would not be completed until Thursday, up to which time objections may be submitted. The application was not submitted in time to ^{be} placed on this evening's agenda.

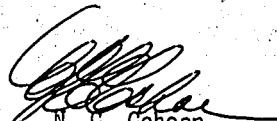
ADJOURNMENT

On motion of Aldermen Sanford and Wise meeting adjourned.

Approved:



Mayor


N. C. Conoon,
Deputy City Clerk.

Dartmouth, N. S.

June 19, 1964.

Regularly called meeting of Dartmouth City Council
held this date at 4:30 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
Beazley
King
Gurholt
Hampson
VanHerck
Brownlow
MacNeil
Stubbs
Moore
Whitworth

Director of Planning M. E. Lloyd

PROPOSED REZONING
PENHORN SHOPPING MALL

Council received a report from the Clerk-Administrator advising that at the June 2 meeting of Council, July 7, at 8 p.m. was set as the date and time for public hearing to consider written objections to the rezoning as follows:

1. By creating Map A 31 in which the area colored in brown is rezoned from R-1-A Zone and P-A Zone to C-2-A Zone.
2. Appendix "A" is amended in indication of Zoning and Color to conform with Section 1 of this amendment. (Proposed Rezoning, Penhorn Mall Shopping Centre).

The plan submitted to City Council was a revised Plan of the area involved. Following the adoption of this motion the developers of this land presented to the Director of Planning further plans showing changes in the area involved.

After consultation the public ad advertising the proposed change in the By-law was withdrawn. It will now be necessary for City Council on recommendation of the Town Planning Board to set a new date and time for public hearing of this matter.

Also attached was copy of letter from the Director of Planning giving his comments regarding the area which it is now requested to be rezoned.

It was moved by Aldermen Thornhill and Hampson and carried that the Clerk-Administrator's report be adopted and that Tuesday, July 14, at 8 p.m. at City Hall, be set as the date and time to consider written objections to the proposed rezoning.

GETTING REPORT

Council received a report from the Clerk-Administrator re report entitled "A Study of Administration and Programmes of Health Departments of Halifax, Dartmouth, and Municipality of Halifax County, Nova Scotia", prepared by Dr. Vlado A. Gotting, A.B., M.P.H., Dr. Ph., as presented to the Nova Scotia Dept. of Public Health.

It is recommended that the following procedure be adopted by Dartmouth City Council:

- (a) The report to be studied by joint staff committee of the three Municipalities involved. This would include the Chief Administrative Officer of each Municipality and the Medical Health Officer. This committee would draw on other technical assistance throughout the staff of the three Municipalities as required.
- (b) A policy committee made up of elected representatives from each of the Municipalities to be appointed to first consider the staff report and to formalize recommendations to the three Municipalities.


It was moved by Aldermen Stockall and Stubbs and carried that the Clerk-Administrator's report be adopted.

It was moved by Aldermen Stubbs and Whitworth and carried that the Mayor be authorized to appoint the elected representatives, referred to in recommendation (b).

On motion of Aldermen Stockall and Hampson meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

June 25, 1964.

Regularly called meeting of Dartmouth City

Council held this date at 8:00 p.m.

Present: Mayor Zatsman

Aldermen Stockall
Thornhill
King
Beasley
Gurholt
Hampson
VanHerok
Brownlow
Sanford
MacNeil
Stubbs
Wise
Moore
Whitworth

City Solicitor

IMPROVEMENT TO
WATER SYSTEM

Copies of report from the Public Works, Water and Sewerage Committee, dated June 15, 1964, re essential work and improvements to the water system were previously circulated to members of City Council, and copy is annexed hereto. At a meeting of the Public Works, Water and Sewerage Committee held June 17 the recommendations contained in the report were adopted and recommended to City Council.

It was moved by Aldermen Stockall and Beasley and carried that the report of the Public Works, Water and Sewerage Committee be adopted.

RECREATION AREAS &
DEVELOPMENT OF PLAY
FIELDS

Copies of a joint report from the Clerk-Administrator and Director of Recreation to the Public Welfare, Recreation and Community Services Committee, dated June 15, 1964, re allocation of funds derived from the sale of the D.A.A.A. grounds and Lot E, were previously circulated to members of City Council, and copy is annexed hereto.

Also circulated was report from the Public Welfare, Recreation and Community Services Committee advising that the Committee has adopted the recommendations contained in the above report, and under Item 10 the Committee has added an estimated cost of providing development for tot lots at \$5,000. This makes the total expenditures projected at \$170,500.

The Committee requested the approval of City Council to this program of development of recreational areas and also

requested that Council submit the necessary application to the Minister of Municipal Affairs for permission to withdraw the amount of \$170,500 from the Special Reserve Fund to carry out this program.

It was moved by Aldermen Beazley and Sanford that the recommendations of the Public Welfare, Recreation and Community Services Committee be adopted.

Alderman Gurholt expressed concern at the amount (\$130,000) allocated for the Caledonia Road playing field. He stated that such an expenditure should be itemized before approval is given. In his opinion the grandstands, bleachers and other facilities are unnecessary, and not required as part of the facilities to be replaced as a result of the sale of the Ball Park. On question from Alderman Gurholt the Clerk-Administrator advised that the estimate of \$130,000 included all the recommendations contained in Item 4.

It was moved in amendment by Aldermen Stockall and Thornhill that Council approve Item 4 in principle, and that the City of Dartmouth engage the services of Consultants in developing the recommendations contained in Item 4.

The amendment carried, Alderman Gurholt voting against.

The amended motion was then put and passed, Alderman Gurholt voting against.

Alderman Gurholt gave notice of reconsideration.

Alderman MacNeil asked if notice of reconsideration will delay the entire program. The Clerk-Administrator advised that this would be the case. Alderman Gurholt withdrew his notice of reconsideration. He pointed out that he had wished only to delay Item 4. His Worship accepted the withdrawal of Alderman Gurholt's notice of reconsideration.

APPROVE PLANS
TAM O'SHANTER SCHOOL

Report was received from the Board of School Commissioners submitting tentative plans showing the proposed Tam O'Shanter School.

The School Board has considered these plans in detail and recommend that City Council authorize call for tender for this building, subject to the following amendments to the Plans:

1. That a parapet entrance be provided;
2. That a six-foot chain-link fence be constructed on three sides of this building (street side excluded).

The Plans were tabled and examined by members of Council.

It was moved by Aldermen King and Stockall and carried that the report of the Board of School Commissioners be adopted.

CONSIDER BY-LAW C 51

Council considered By-law C 51 being a by-law of the City of Dartmouth with respect to Municipal Government.

It was moved by Alderman Stockall, seconded by Alderman Sanford that leave be given to introduce By-law C 51 and that it now be read a first time. Motion carried.

It was moved by Alderman Hampson, seconded by Alderman Moore that By-law C 51 be read a second time.

During discussion on the motion members of Council expressed agreement with the change in date for Election Day, but some members of Council expressed a reluctance to approve lengthening the term of office. It was pointed out that approval of the by-law would not affect the terms of present Aldermen but would in effect shorten their terms by two months.

It was moved in amendment by Alderman Gurholt, seconded by Alderman Stockall that the "term of three years" in Section 2 (1) and 3 (1) be deleted and the "term of two years" be substituted therefor.

The amendment was defeated. Voting for: Aldermen Wise, Gurholt, King, MacNeil, Thornhill and Brownlow. Voting against: Aldermen Stockall, Stubbs, Moore, VanHerck, Sanford, Beazley, Whitworth and Hampson.

The motion for second reading was put and carried. Voting against: Aldermen Wise and King.

There not being unanimous consent of Council members present, third reading of By-law C 51 was deferred.

CONSIDER BY-LAW C 52
LORD'S DAY ACT

Council considered By-law C 52, being a by-law of the City of Dartmouth made under the authority of Section 4 of Chapter 6 of the Acts of 1964, Lord's Day (Nova Scotia) Act.

It was moved by Alderman Sanford, seconded by

Alderman Beazley that leave be given to introduce By-law C 52 and that it now be read a first time. Motion carried.

It was moved by Alderman Sanford, seconded by Alderman Moore that By-law C 52 be read a second time.

It was moved in amendment by Alderman Sanford, seconded by Alderman Stubbs that in Section 3, line 6, the words "from seven o'clock in the forenoon until twelve o'clock in the afternoon" be deleted and the words "from one o'clock in the afternoon until twelve o'clock in the afternoon" substituted therefor.

The amendment was defeated. Voting against: Aldermen Stockall, King, Gurholt, Thornhill, Stubbs, Brownlow, Moore, Wise, Beazley, Whitworth and Hampson.

It was moved in amendment by Alderman Stockall, seconded by Alderman Stubbs that in Section 1 (a) the words "billiard hall or pool room" be deleted, and that Section 4 be deleted.

The amendment was defeated. Voting against: Aldermen King, Gurholt, Thornhill, Brownlow, Moore, VanHerck, Wise, Sanford, Beazley, Whitworth and Hampson.

The motion for second reading was then put and carried.

There not being unanimous consent of all Council members present third reading of By-law C 52 was deferred.

CONSIDER BY-LAW C 53
AMENDING BY-LAW C 2

Council considered By-law C 53, being a by-law of the City of Dartmouth to amend By-law C 2 with respect to procedure and the transacting of business by the City Council.

It was moved by Alderman Stockall, seconded by Alderman Hampson that leave be given to introduce By-law C 53 and that it now be read a first time. Motion carried.

It was moved by Alderman Beazley, seconded by Alderman Sanford that By-law C 53 be read a second time. Motion carried.

Members of Council present unanimously agreed to give the said by-law third reading.

It was moved by Alderman Sanford, seconded by Alderman Stockall that By-law C 53 be read a third time and

CONSIDER BY-LAW C 54
STREET PAVING

that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

Council considered By-law C 54 being a by-law of the City of Dartmouth with respect to Local Improvements.

It was moved by Alderman Stockall, seconded by Alderman Beazley that leave be given to introduce By-law C 54 and that it now be read a first time. Motion carried.

It was moved by Alderman Stockall, seconded by Alderman Hampson that By-law C 54 be read a second time.

During discussion on the motion Alderman King stated that in his opinion this is a good by-law but some consideration should be given to cul-de-sac streets. Alderman Stockall stated that a recommendation respecting this matter will be made shortly.

Motion for second reading carried.

Members of Council present unanimously agreed to give said by-law third reading.

It was moved by Alderman Wise, seconded by Alderman Sanford that By-law C 54 be read a third time and that the Mayor and Clerk-Administrator be authorized to sign and seal the said by-law on behalf of the City. Motion carried.

RESOLUTION
STREET PAVING

On motion of Aldermen Stockall and Stubbs the following Resolution was unanimously adopted:

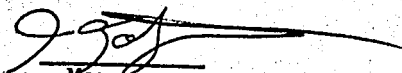
NO. 18. RESOLVED that the Council authorize under terms of By-law C 54 the paving petitioned for by petition presented to the Council dated May 22, 1964, for the paving of Curley Drive and Penhorn Drive as soon as By-law C 54 becomes effective.

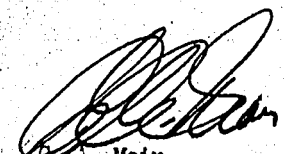
PRESENTATION
CITY SOLICITOR

Before adjournment, His Worship stated that this meeting was of special significance, bringing to a close the active participation of the City Solicitor, Walter deW. Barss, Q.C. His Worship spoke of the Solicitor's long service with the City, and on behalf of himself, members of Council and citizens he presented Mr. Barss with a gold watch.

Mr. Barss expressed his appreciation to all, and the meeting adjourned.

Approved:


Mayor


B. A. Moir,
Clerk-Administrator.

6

City Hall,
Dartmouth, N. S.,
June 15, 1964

The Chairman and Members,
Public Welfare, Recreation & Community Services Committee,
City of Dartmouth, N. S.

Dear Sirs:

The sale of the D.A.A.A. Grounds and Lot "E" by the City of Dartmouth to John F. Ritcey Realty Limited and principals, has now been concluded. City Council had previously indicated that all or a portion of the funds derived from the sale of this property would be used to replace the facilities previously located at the D.A.A.A. Grounds and to improve the City's recreational facilities.

For the Committee's consideration, it is recommended that the following work be undertaken. The cost of carrying out same to be borne from the funds derived from the sale of this property:

1. Improvements to the Commons Field over and above those previously authorized by City Council to cover the cost of placing top soil, seeding, etc., estimated cost \$5,000.
2. Following improvements to the Birch Cove swimming area, to provide adequate swimming and bathing facilities at this location:
 - (a) Beach grading - 10" slope per 60 ft. commencing 60 ft. from waters edge for a distance of 350' from existing entrance to beach proper.
 - (b) General landscaping c/w installation of asphalt walkways for baby carriages, wheeled toys, and normal use.
 - (c) Installation of a chain link fence and gate at the entrance to the beach parking lot and enlargement of the lot will allow for a fee to be charged for car parking and provide a revenue to the City to help defray improvement costs to the area .
 - (d) A small canteen building to be built close to the bathhouse. Leased on a concession basis an additional revenue will be realized by the City as well as providing a service much in demand and found at most public beaches on the continent.

(over)

June 15, 1964

- (e) Specially designed play apparatus for smaller children as recommended in the Decade Plan.

Estimated Cost \$5,000

- 3. Fourteen picnic tables to be located in various recreational areas, including Birch Cove, Penhorn, Albro Lake, Maynards, etc.

Estimated Cost \$ 700

4. Caledonia Road

- (a) Baseball diamond for general use
- (b) Football field, regulation size 160 x 65 yds. which can be used for soccer or other field sports and
- (c) Surrounded by a quarter-mile track

Estimated Cost of Total \$130,000

As soon as activities warrant, the following facilities will be required:

- (a) Grandstands and bleachers
- (b) Clubhouse with toilet facilities, lockers and showers
- (c) Canteen and press box facilities
- (d) Field office for storage, maintenance equipment, etc.

In view of the size of this project, consideration should be given by the Committee to engaging the services of a Consultant in developing the foregoing recommendations. The work involved will be developed satisfactorily if awarded on a contract basis.

5. Prince Arthur Athletic Field -

Development of this field to provide the following:

- 3 Softball Diamonds with a football field and/or soccer pitch overlapping these diamonds

Estimated Cost \$16,000

6. John Martin School playground area

Completion and levelling of this field to complete the expenditures previously authorized by City Council on behalf of the Board of School Commissioners which will provide two softball diamonds

(over)

together with a football field and/or soccer pitch.

Estimated Cost \$3,500

7. Penhorn Lake Beach

(a) Provision of a car parking lot on and landscaping of the land acquired from Mac Culloch on the land trade in 1963.

(b) Chain link fencing of the area and landscaping of an entrance to the beach

Estimated Cost \$1,500

8. Lawson Ave. and Penhorn Drive

Fill, grading, and levelling for development of playground with assistance from the Woodlawn Recreation Council and provision of playground facilities

Estimated Cost \$800

9. Purchase of Portable Steel Bleacher - 15 Units, 50 seats each

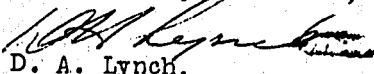
Estimated Cost \$3,000

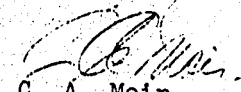
(These portable bleachers will accommodate approximately 700 people.)

10. In addition to the foregoing, negotiations are still continuing with land owners in the area of Prince Andrew High School to acquire additional lands which will permit the further development of this recreational and school ground area. Consideration is also being given to the development of a playground in the South Woodside area. As soon as a suitable site has been located, further recommendations will be submitted to the Committee for its consideration.

The adoption of the foregoing recommendations will in effect complete the suggested development of athletic fields as projected in the Decade Plan. In order to complete the Decade Plan, the major park play grounds remain to be developed.

Respectfully submitted,


D. A. Lynch,
Recreation Director


C. A. Moir,
Clerk-Administrator

Dartmouth, N. S.

July 7, 1964.

Regularly called meeting of City Council

held this date at 8:00 p.m.

Present: Mayor Zatzman

Aldermen Stockall
Thornhill
King
Beazley
Gurholt
Hampson
VanHerok
Brownlow
Sanford
MacNeil
Stubbs
Wise
Whitworth

G. L. S. Hart, Solicitor
C. A. Moir, Clerk-Administrator
M. E. Lloyd, Director of Planning
G. B. Leverman, School Maintenance Superintendent

In his opening remarks His Worship welcomed Mr. Gordon L. S. Hart to the meeting as Solicitor, pro tem.

APPROVE MINUTES

It was moved by Aldermen Sanford and Stockall and carried that minutes of the June 2nd, 19th and 25th meetings of City Council, copies of which were previously circulated to all members of Council, be approved.

AMEND R-3 & R-3-A
ZONING BY-LAW AND
HEAR PROTESTS

Copies of a proposed amendment to By-law No. 74 respecting the R-3 and R-3-A Zoning By-law were previously circulated to members of Council.

It was moved by Alderman Sanford, seconded by Alderman Gurholt that leave be given to introduce said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Sanford, seconded by Alderman Stockall that said amendment be read a second time.

On motion of Aldermen Sanford and Stockall Council agreed to hear any delegations who wished to speak in opposition to the amendment.

Mr. Richard Weldon, representing approximately 30 residents in the area of 300 Portland Street, stated that high density development in their particular area will depreciate the value of nearby homes. Mr. Weldon directed Council's attention to a letter from Mr. J. A. Y. MacDonald, copy of which was

previously circulated to all members of Council.

Mr. E. A. Payzant asked that Council give consideration to retaining the residential nature of that particular area.

It was moved by Aldermen Whitworth and Stockall and carried that this matter be deferred pending completion of the redevelopment study of the Downtown area. Voting against: Aldermen Sanford, Hampson, VanHerck and Gurholt.

ORIGINAL
COMMUNICATIONS

His Worship advised Council that a letter had been received from the City Council of the City of Halifax declining the invitation of Dartmouth City Council to participate in a softball game on Dartmouth Natal Day.

His Worship advised Council that one copy of the report of the Bechtel Corporation on the construction of a tunnel between Dartmouth and Halifax has been received. An effort is being made to obtain copies for all members of Council.

His Worship also advised Council that on today's date the City received the Agreement, which has been approved by the Governor-in-Council, between the Department of National Defence and the City of Dartmouth for the inclusion of the C. Park Schools in the City of Dartmouth School system. Provision is made for the construction of an addition to present facilities, and steps will be taken to process the agreement immediately.

His Worship advised Council that the Annual Convention of the Union of Nova Scotia Municipalities will be held August 31 to September 5 and the City of Dartmouth will have 5 voting delegates. Council members wishing to attend are to contact the Clerk-Administrator regarding registration.

MONTHLY REPORTS

It was moved by Aldermen MacNeil and Stockall and carried that the following Monthly Reports be received and filed:

Medical Health Officer
Victorian Order of Nurses
Chief of Police
Fire Chief
Building Inspector

During discussion on the motion Alderman Stubbs referred to the Medical Health Officer's report and asked if the City's representatives on the Committee set up to study the Getting report had been appointed. The Clerk-Administrator

advised that on today's date His Worship the Mayor and Alderman Thornhill had been appointed to represent the City.

TENDERS
PRINCE ANDREW
HIGH SCHOOL

Report was received from the Board of School Commissioners attaching summaries of tenders received for Science Furniture, Supplies, and Equipment for Prince Andrew High School.

It is recommended that City Council accept tenders as follows:

Science Borealis Ltd.	\$ 6,109.59
Scotia Instrument	516.65
Central Scientific Co. (Cenco)	2,050.00
Dominion Chair Company Ltd.	140.00

It was moved by Aldermen King and Wise and carried that the report of the Board of School Commissioners be adopted.

LETTER
FRANK LEGROW
5 BRULE ST.

Report was received from the Board of School Commissioners attaching a letter from Frank LeGrow, principal of John Martin Junior High School, concerning property at 5 Brule St., owned by Mr. James Rumley. Copies of Mr. LeGrow's letter were previously circulated to members of Council.

The School Board referred this matter to City Council for appropriate action.

It was moved by Aldermen Stockall and Hampson and carried that this matter be referred to the Finance and Executive Committee for consideration and recommendation.

SCHOOLS -
STANDARDIZATION

Report was received from the Board of School Commissioners attaching a Preliminary Standardization Report, Dartmouth Public Schools, as submitted by the Special Committee on Standardization of Schools.

The School Board has considered this report and recommends the formation of a Special Standardization Committee of City Council and the Board of School Commissioners to consist of three members of Council, appointed by the Mayor, and three members of the School Board, appointed by the Chairman.

The terms of reference of this Committee would be to work along with the Clerk-Administrator, School Administration, City Engineer, Planning Director and architects, and to submit a recommendation on the Report along with any other recommendations they wish to make.

It is recommended that three members of Council be appointed to this Committee.

It was moved by Aldermen Stockall and King and carried that the report of the Board of School Commissioners be adopted.

REZONING APPLICATION
WM. CASAVECHIA
GARSHAN ROAD

Report was received from the Town Planning Board attaching a proposed amendment to By-law No. 74, Zoning By-law, rezoning property of Mr. William Casavechia on Garshan Road from R-1-A Zone to R-2-A Zone.

It is recommended that City Council adopt this By-law amendment.

It was moved by Aldermen Thornhill and Stockall and carried that the report of the Town Planning Board be adopted and that Monday, August 10, at 8:00 p.m. at City Hall, be set as the date and time for public hearing to consider the proposed amendment.

REZONING APPLICATION
PLEASANT STREET

Report was received from the Town Planning Board attaching a proposed amendment to By-law No. 74, Zoning By-law, rezoning Civic Nos. 5 and 7 Pleasant Street from the present R-2 Zone to G-2 Zone.

It is recommended that City Council adopt this By-law amendment.

It was moved by Aldermen Thornhill and Stockall and carried that the report of the Town Planning Board be adopted and that Monday, August 10, at 8:00 p.m. at City Hall, be set as the date and time for public hearing to consider the proposed amendment.

Alderman King requested and was granted permission to refrain from voting on this matter.

AMEND R-3-A ZONING
REGULATIONS

Report was received from the Town Planning Board attaching a proposed amendment to By-law No. 74, Zoning By-law. This amendment creates an R-4 Zone (Low Density Multiple).

It is recommended that City Council adopt this By-law amendment.

It was moved by Aldermen Sanford and Thornhill and carried that the report of the Town Planning Board be adopted and that Monday, August 10, at 8:00 p.m. at City Hall, be set as

the date and time for public hearing to consider the proposed amendment.

ENQUIRIES AND ANSWERS
TO ENQUIRIES

Alderman Stockall requested a progress report on the new Subdivision Regulations. The Clerk-Administrator advised the proposed Subdivision Regulations have been considered by Staff members and are presently in the hands of the Solicitor for drafting.

Alderman MacNeil referred to a petition from residents of Waddell Avenue requesting installation of water and sewer services. He asked that the Chairman of the Public Works Water and Sewerage Committee give consideration to this matter.

Alderman Wise stated that at the June 2 meeting of Council he had asked three questions re street oiling and had not as yet received an answer. He requested an answer to the first two questions. The Clerk-Administrator advised that several applications for re-imbusement for damages have been received and until these have been finally settled he did not think the City's position should be publicized at this time.

Alderman Sanford directed a question to the Chairman of the Board of School Commissioners as to whether part-time classes are anticipated in the Harbourview - Shannon Park area, commencing in September, and if so, what grades would be affected. Alderman King advised that there is almost certain to be part-time classes, because of an inability to complete the addition to Shannon Park School on time. Information re grades affected could be obtained from the Superintendent of Schools.

Alderman Stubbs asked when the Estimate of Cost for treatment plant for Greenough Subdivision would be submitted for consideration. The Chairman of the Public Works Committee advised that the Engineer's report on this matter is nearing completion and will be submitted to an early meeting of the Committee.

Alderman Stubbs asked that immediate consideration be given to repairing the Waverley Road. The Chairman of the Public Works Committee advised that this work has been authorized and will be carried out.

Alderman Beazley asked that consideration be given to

installation of sewer on Lorne Avenue. His Worship stated this matter will be referred to the Public Works, Water and Sewerage Committee.

Alderman Whitworth asked for a progress report re installation of water and sewer to the Marion Heights, Carleton Avenue area. Alderman Stockall advised that a meeting has been scheduled with the Board of Public Utilities next week in regard to this matter.

Alderman Thornhill asked that consideration be given to installing sidewalk from the point where the Circumferential Highway crosses Portland Street through to Guysborough Avenue. He asked that this be done before School opens in September. 927 children attending the Woodlawn and Penhorn Schools walk this highway and a serious traffic problem exists. He asked that the City Engineer be instructed to prepare an Estimate of Cost for this work and that the matter be placed on the agenda of the next Public Works Committee meeting.

Alderman Whitworth asked when an individual might exercise his right of appeal to Council after refusal of a License by City officials. The Clerk-Administrator advised that the authority to refuse a License is now vested in the Clerk-Administrator, and to date he has not refused any application for a License, nor has he considered any. His Worship stated that apparently this application was stopped at the Police level and he suggested that the individual in question see the Clerk-Administrator.

Alderman Stubbs enquired re any special consideration was being given to residents on Mountain Avenue for the trunk sewer crossing their properties. The Clerk-Administrator advised that on Thursday of last week he had written Mr. Sinclair, asking him to come to the office to discuss the matter in detail, following which a report will be submitted to the Finance and Executive Committee. Mr. Sinclair has not been in the office as yet.

NOTICES OF MOTION
ROTATING AGENDA

Alderman Hampson gave notice of motion that City Council adopt the system of rotating agendas.

ANTI-POLLUTION BY-LAW

Alderman Sanford stated that he wished to speak on a motion re an anti-pollution by-law. Due to the urgency of the situation he felt that a notice of motion would unnecessarily delay the matter. Council agreed to hear Alderman Sanford, on motion of Aldermen Stockall and Whitworth.

It was then moved by Aldermen Sanford and Stockall and carried that the Clerk-Administrator and City Solicitor, in consultation with the Provincial Water Authority, prepare an anti-pollution by-law for the control against pollution of every kind of water way in the City of Dartmouth, and present same to the next regular meeting of City Council, for Council's consideration.

At a previous meeting of Council, third reading of By-law C 51, re Municipal Government, was deferred.

It was moved by Alderman Stockall, seconded by Alderman VanHerck, that By-law C 51 be given third reading and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City.

Alderman Thornhill requested a ruling from the Solicitor re dividing the By-law into two sections on the third reading. Mr. Hart stated that he did not consider a by-law to be divisible after two readings. He suggested that the motion be amended by deleting those section which are not desired. An effective way to accomplish this end would be to change the word "three" in line 1 of Section 2 and Line 1 of Section 3 to the word "two".

It was moved in amendment by Alderman Thornhill, seconded by Alderman Wise, that By-law C 51 be amended by changing the word "three" in line 1 of Section 2 and line 1 of Section 3 to "two". The amendment carried. Voting for: Aldermen Beazley, MacNeil, King, Gurholt, Thornhill, Brownlow and Wise. Voting against: Aldermen Whitworth, Hampson, Sanford, VanHerck, Stubbs, and Stockall.

The motion for third reading of the By-law as amended was put and passed. Voting against: Alderman VanHerck.

BY-LAW C 51
THIRD READING.

THIRD READING
BY-LAW C 52
LORD'S DAY ACT

At a previous meeting of Council, third reading of By-law C 52, re Lord's Day Act, was deferred.

It was moved by Alderman King, seconded by Alderman Stockall that By-law C 52 be given third reading and that the Mayor and Clerk-Administrator be authorized to sign and seal the said By-law on behalf of the City. Motion carried.

TEMPORARY BORROWING
RESOLUTIONS

It was moved by Aldermen Stockall and King and carried that Temporary Borrowing Resolutions, as prepared by the Department of Municipal Affairs, copies of which are annexed hereto, for the following Capital Expenditures, be adopted:

\$350,000 - Streets
250,000 - Sewers (Sanitary)
50,000 - Sewers (Trunk)
300,000 - Water

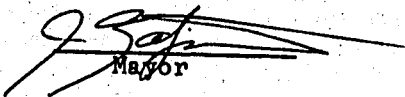
PASS BILLS

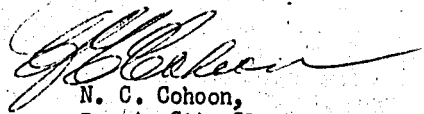
It was moved by Aldermen Sanford and MacNeil and carried that all Bills, as per lists circulated, be paid.

ADJOURNMENT

It was moved by Aldermen Thornhill and Wise and carried that meeting adjourn.

Approved:


Mayor


N. C. Cohoon,
Deputy City Clerk.

City of Dartmouth
 Temporary Borrowing Resolution
 (\$ 350,000) - Streets

WHEREAS by Section 5 of Chapter 186 of the Revised Statutes of Nova Scotia 1954, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every city other than the City of Halifax shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the city such sum or sums as the Council thereof deems necessary for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the town and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining, clearing or improving such streets, roads, bridges, culverts or retaining walls;

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the City Council of the City of Dartmouth deems it necessary to borrow a sum not exceeding Three Hundred and Fifty Thousand Dollars (\$ 350,000) for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the city;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the City Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS pursuant to Section 227 of the Dartmouth City Charter it is deemed expedient to authorize an officer of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issuing of debentures such sum not to exceed Three Hundred and Fifty Thousand Dollars (\$ 350,000) for the purpose aforesaid from the Royal Bank of Canada at Dartmouth, the sum so borrowed to be repaid to the said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the City of Dartmouth do, subject to the approval of the Minister of Municipal Affairs, ~~borrow or raise by way of loan~~ on the credit of the City a sum not exceeding ~~Three Hundred and Fifty Thousand~~ Dollars (\$ 350,000) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council deems necessary to raise such sum;

THAT the issue and sale of such debentures be postponed and that the said City do, under and by virtue of the provisions of Section 227 of the Dartmouth City Charter and subject to the approval of the Minister of Municipal Affairs, authorize the Clerk-Administrator of the City to borrow from time to time on behalf of the City by way of promissory note, or overdraft pending the issue of debentures, a sum of money not exceeding ~~Three Hundred and Fifty thousand~~ Dollars (\$ 350,000) from the Royal Bank of Canada at Dartmouth;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed six per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold;

THIS IS TO CERTIFY that the resolution of which the foregoing is a true copy was duly passed at a duly called meeting of the City Council of the City of Dartmouth duly held on the 10th day of July A. D. 1964

GIVEN under the hands of the Mayor and City Clerk and under the corporate seal of the said City this 10th day of July A.D. 1964.

Joseph B. [Signature]
.....
MAYOR

[Signature]
.....
CLERK-ADMINISTRATOR

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>W. M. [Signature]</i> Deputy Minister	
APPROVED this <u>15th</u> day	
of <u>July</u> 19 <u>64</u>	
<i>Thomas J. [Signature]</i> Minister of Municipal Affairs	

City of Dartmouth
 Temporary Borrowing Resolution
 (\$250,000) - Sewers-Sanitary

WHEREAS by Section 5 of Chapter 186 of the Revised Statutes of Nova Scotia 1954, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every city other than the City of Halifax shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the city such sum or sums as the Council thereof deems necessary for the purpose of Constructing, altering, extending and improving public sewers or drains in the city and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the City Council of the City of Dartmouth deems it necessary to borrow a sum not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose of constructing, extending and improving public sanitary sewers or drains in the city;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the City Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS pursuant to Section 227 of the Dartmouth City Charter it is deemed expedient to authorize an officer of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issuing of debentures such sum not to exceed Two Hundred and Fifty Thousand Dollars (\$250,000) for the purpose aforesaid from the Royal Bank of Canada at Dartmouth, the sum so borrowed to be repaid to the said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the City of Dartmouth do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the City a sum not exceeding Two Hundred and Fifty Thousand Dollars (\$ 250,000) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council deems necessary to raise such sum;

THAT the issue and sale of such debentures be postponed and that the said City do, under and by virtue of the provisions of Section 227 of the Dartmouth City Charter and subject to the approval of the Minister of Municipal Affairs, authorize the Clerk-Administrator of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issue of debentures, a sum of money not exceeding Two Hundred and Fifty Thousand Dollars (\$ 250,000) from the Royal Bank of Canada at Dartmouth;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed six per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold;

THIS IS TO CERTIFY that the resolution of which the foregoing is a true copy was duly passed at a duly called meeting of the City Council of the City of Dartmouth duly held on the 10th day of July A. D. 1964

GIVEN under the hands of the Mayor and City Clerk and under the corporate seal of the said City this 10th day of July A.D. 1964.

Joseph P. [Signature]
MAYOR

[Signature]
CLERK-ADMINISTRATOR

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>W. M. [Signature]</i> Deputy Minister	
APPROVED this.....	15 th day
of.....	July.....1964
<i>Thomas J. [Signature]</i> Minister of Municipal Affairs	

City of Dartmouth
 Temporary Borrowing Resolution
 (\$50,000) - Sewers-Trunk

WHEREAS by Section 5 of Chapter 186 of the Revised Statutes of Nova Scotia 1954, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every city other than the City of Halifax shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the city such sum or sums as the Council thereof deems necessary for the purpose of Constructing, altering, extending and improving public sewers or drains in the city and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the City Council of the City of Dartmouth deems it necessary to borrow a sum not exceeding Fifty Thousand Dollars (\$ 50,000) for the purpose of Constructing, extending and improving public truck sewers or drains in the city;

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the City Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS pursuant to Section 227 of the Dartmouth City Charter it is deemed expedient to authorize an officer of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issuing of debentures such sum not to exceed Fifty Thousand Dollars (\$ 50,000) for the purpose aforesaid from the Royal Bank of Canada at Dartmouth, the sum so borrowed to be repaid to the said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the City of Dartmouth do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the City a sum not exceeding Fifty Thousand Dollars (\$ 50,000) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council deems necessary to raise such sum;

THAT the issue and sale of such debentures be postponed and that the said City do, under and by virtue of the provisions of Section 227 of the Dartmouth City Charter and subject to the approval of the Minister of Municipal Affairs, authorize the Clerk-Administrator of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issue of debentures, a sum of money not exceeding Fifty Thousand Dollars (\$ 50,000) from the Royal Bank of Canada at Dartmouth;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed six per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold;

THIS IS TO CERTIFY that the resolution of which the foregoing is a true copy was duly passed at a duly called meeting of the City Council of the City of Dartmouth duly held on the 7th day of July A. D. 1964

GIVEN under the hands of the Mayor and City Clerk and under the corporate seal of the said City this 10th day of July A.D. 1964.

.....*Joseph J. [Signature]*.....
MAYOR

.....*[Signature]*.....
CLERK-ADMINISTRATOR

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>W. M. [Signature]</i>	
Deputy Minister	
APPROVED this	15 th day
of	July 1964
<i>Thomas J. McKeown</i>	
Minister of Municipal Affairs	

City of Dartmouth
Temporary Borrowing Resolution
(\$300,000) - Water

WHEREAS by Section 5 of Chapter 186 of the Revised Statutes of Nova Scotia 1954, the Municipal Affairs Act, it is enacted among other things, in effect, that subject to the provisions of Section 8 of said Act every city other than the City of Halifax shall have full power and authority to borrow or raise by way of loan from time to time on the credit of the city such sum or sums as the Council thereof deems necessary for the purpose of **constructing altering, extending or improving water works or water system for the city, and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining such water works or water system;**

AND WHEREAS by Section 8 of said the Municipal Affairs Act, it is enacted among other things, in effect, that no money shall be borrowed under the provisions of the said Act until such proposed borrowing has been approved by the Minister of Municipal Affairs;

AND WHEREAS the City Council of the City of Dartmouth deems it necessary to borrow a sum not exceeding **Three Hundred Thousand** Dollars (\$ **300,000**) for the purpose of **constructing, extending or improving water works or water system for the city;**

AND WHEREAS by the Municipal Affairs Act such sum shall in the discretion of the City Council be borrowed or raised in one sum at one time or in instalments at different times and the sum required shall be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council thereof deems necessary to raise such sum;

AND WHEREAS pursuant to Section 227 of the Dartmouth City Charter it is deemed expedient to authorize an officer of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issuing of debentures such sum not to exceed **Three Hundred Thousand** Dollars (**300,000**) for the purpose aforesaid from the Bank of Nova Scotia at Dartmouth, the sum so borrowed to be repaid to the said Bank from the proceeds of the debentures when sold;

BE IT THEREFORE RESOLVED that under and by virtue of said the Municipal Affairs Act the City of Dartmouth do, subject to the approval of the Minister of Municipal Affairs, borrow or raise by way of loan on the credit of the City a sum not exceeding **Three Hundred Thousand** Dollars (\$ **300,000**) for the purpose aforesaid;

THAT under and in accordance with said the Municipal Affairs Act such sum be borrowed or raised by the issue and sale of debentures of the City to such an amount as the Council deems necessary to raise such sum;

THAT the issue and sale of such debentures be postponed and that the said City do, under and by virtue of the provisions of Section 227 of the Dartmouth City Charter and subject to the approval of the Minister of Municipal Affairs, authorize the Clerk-Administrator of the City to borrow from time to time on behalf of the City by way of promissory note or overdraft pending the issue of debentures, a sum of money not exceeding **Three Hundred Thousand** Dollars (\$ **300,000**) from the Bank of Nova Scotia at Dartmouth;

THAT such sum or sums be borrowed from said Bank for a period not exceeding twelve months from the date on which this resolution shall have been approved by the Minister of Municipal Affairs, with interest thereon to be paid said Bank at a rate not to exceed six per centum per annum and that the amount so borrowed be repaid the said Bank from the proceeds of the debentures when sold;

THIS IS TO CERTIFY that the resolution of which the foregoing is a true copy was duly passed at a duly called meeting of the City Council of the City of Dartmouth duly held on the 7th day of July A. D. 1966

GIVEN under the hands of the Mayor and City Clerk and under the corporate seal of the said City this 10th day of July A.D. 1966.

Joseph J. [Signature]
.....
MAYOR

[Signature]
.....
CLERK-ADMINISTRATOR

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>W. M. [Signature]</i> Deputy Minister
APPROVED this <u>10th</u> day of <u>July</u> 19 <u>66</u>
<i>Thomas J. [Signature]</i> Minister of Municipal Affairs

Dartmouth, N. S.

July 14, 1964.

Regularly called meeting of Dartmouth City
Council held this date at 8:00 p.m.

Present - Mayor Zatzman

Aldermen Stockall
Beazley
King
Gurholt
Hampson
VanHerck
Sanford
MacNeil
Wise
Moore
Whitworth

Acting City Solicitor Hart

Director of Planning Lloyd

Meeting was called for Public Hearing re proposed rezoning of Penhorn Mall Shopping Centre area. Council was advised that this matter had been duly advertised and that objections to the proposed rezoning had been received.

Council considered an amendment to By-law No. 74 respecting this proposed rezoning.

It was moved by Alderman Sanford, seconded by Alderman Wise, that leave be given to introduce said amendment to By-law No. 74 and that it now be read a first time. Motion carried.

It was moved by Alderman Wise, seconded by Alderman Sanford, that said amendment be read a second time.

It was moved by Alderman Sanford, seconded by Alderman Wise, that anyone having objections to the proposed rezoning be heard. Motion carried.

Mr. Floyd Horne, representing MacCulloch and Company, Limited, read to Council a submission opposing the rezoning.

Mr. George A. Caines read and submitted to Council a petition from property owners adjoining and adjacent to the proposed Penhorn Mall Shopping Centre opposing the rezoning.

Mr. J. D. Service, on behalf of William J. Drewitt and Associates addressed Council in support of the rezoning.

Discussion were held after each submission and it was suggested that the City enter into an agreement with the

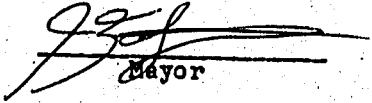
PUBLIC HEARING RE
REZONING, PENHORN MALL
SHOPPING CENTRE


owners of the property to be rezoned to assure that, after rezoning, the property will be used for the purpose of constructing thereon a shopping centre as shown on Plans submitted to the City. This agreement would be drawn up and submitted to Council at a meeting to be held within 24 hours if possible.

Motion for second reading was carried.

It was moved by Alderman Wise, seconded by Alderman VanHerck, that this meeting be adjourned until Wednesday, July 15, 1964, at 7 p.m.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

July 15, 1964.

Meeting of Dartmouth City Council, recessed at 9:30 p.m., July 14, 1964, reconvened this date at 7:00 p.m.

Present - Mayor Zatzman

Aldermen Stockall
Beazley
Gurholt
Hampson
VanHerek
Brownlow
Sanford
MacNeil
Wise
Moore
Whitworth

Acting City Solicitor Hart

His Worship advised Council that, in consultation with the Acting Solicitor, an Agreement (copies of which were circulated to each member of Council) has been prepared, and signed by Mr. W. J. Drewitt, Mr. Eric Dickie and Mrs. Olive Dickie on behalf of Manor Park Realty Company Limited, owners of the bulk of the land in question. This Agreement covers all conditions requested by Council and agreed to verbally by the applicants at last night's meeting.

The Acting Solicitor advised that the authority to sign the Agreement on behalf of the City should be given before third reading of the by-law amendment, in order that the Agreement will be in force at the time of third reading.

It was moved by Alderman Sanford, seconded by Alderman Stockall and carried that the Mayor and Clerk-Administrator be authorized to sign the Agreement as presented to City Council on behalf of the City.

The Agreement was duly signed and witnessed.

Council was also advised that the site plan now filed with Council should be amended to show the Woolco building sixty-six feet from the Harrison line on the western boundary, rather than forty feet as previously shown. In the centre of this sixty-six feet W. J. Drewitt and Associates will construct a twenty-eight foot paved roadway with nineteen foot buffers on either side. This roadway will then comply in all respects with the

private agreement between the late Earl S. Dickie and Frank Harrison.

On question from Alderman Stockall Mr. J. D. Service stated that the agreement referred to is a binding agreement between the owners of these lands, which will require two-thirds of this road to be paved by Drewitt and Associates and one-third by the Harrisons. Mr. Service stated that this is a private agreement, and the road will be a private road. The agreement has effect only if there is subdivision of land by either party, a notice given by either party, and then Drewitt and Associates must dedicate this road as a public road. Assuming that the Harrison property is subdivided, the Harrison interests would then have access to the road at that time.

On motion of Aldermen Stockall and Beazley Council heard Mr. Caines speak on behalf of Mr. Harrison.

The Solicitor stated that the agreement is a private agreement and does not concern Council at this time. Any subdivision of the Harrison property would have to comply with Subdivision Regulations in effect at the time.

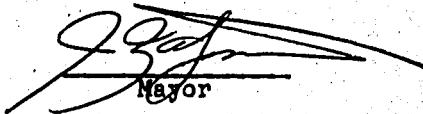
The Solicitor further pointed out that since this meeting is, in effect, a continuation of the July 14 meeting, unanimous consent of Council members present is required for third reading of the By-law amendment.

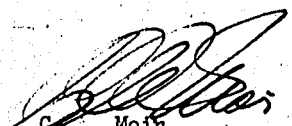
Council members present unanimously agreed to give the By-law amendment third reading.

It was moved by Alderman Sanford, seconded by Alderman Stockall that the amendment to By-law No. 74 be given third reading and that the Mayor and Clerk-Administrator be authorized to sign and seal the said amendment on behalf of the City. Motion carried.

On motion of Aldermen Sanford and Stockall meeting adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

July 21, 1964.

Conference of Dartmouth City Council and the
Board of School Commissioners held this date at 7:30 p.m.

Present - Mayor Zatzman

Aldermen Stockall
Beazley
Gurholt
Hampson
VanHerck
Sanford
Wise
Stubbs
Moore

Commissioners Erady
Cote
Macdonald

Superintendent of Schools Forsyth
Acting City Solicitor Hart

Copies of School Agreement and School Construction Agreement between Her Majesty the Queen in Right of Canada, the Municipality of the City of Dartmouth, the Board of School Commissioners for the City of Dartmouth, and Her Majesty the Queen in Right of the Province of Nova Scotia, were previously circulated to all members of Council and the Board of School Commissioners. These Agreements have been approved by the Governor in Council.

His Worship explained that this joint Conference had been called to discuss in detail the contents of these Agreements following which formal meetings of Council and the Board of School Commissioners will be called to adopt the necessary resolutions to authorize the entering into these Agreements.

The Clerk-Administrator advised that a suggested form of resolution had been prepared, one dealing with the School Construction Agreement to be approved by City Council, and one dealing with the School Agreement, to be approved by the Board of School Commissioners. It was agreed that meetings of Council and the Board be held Friday, July 24th, to give formal approval to these resolutions.

The Clerk-Administrator also advised that the Minister of Education for the Province of Nova Scotia must also be a party to the Agreement, and a draft copy has been forwarded to him.

The Provincial Department has been kept fully informed of all negotiations leading up to these Agreements.

Also circulated to members present was a Financial Statement showing the approximate cost of operating a 30 classroom Elementary school for 1,000 pupils, the approximate cost of operating 54 classroom school for 1,700 pupils, the amount recoverable from Tuition Fees, with a projected net savings to the City of Dartmouth of \$50,000 annually.

His Worship stated that the Agreements had been reviewed by the former Chairman of the School Board, Mr. King, by Mr. Forsyth of the School Administration, and by the Acting City Solicitor, and were considered to be satisfactory.

Following general agreement with the terms of the Agreements, members of the School Board were excused from the meeting.

COURT DECISION
MOBILE HOMES BY-LAW

Copies of a Supreme Court Decision in the case of Nelson vs. the City of Dartmouth, respecting an amendment to By-law No. 73, were previously circulated to members of Council as well as copies of letter from Mr. D. A. Stewart of Stewart, MacKeen and Covert.

Mr. Hart explained that at the time the By-law amendment was approved by Council (1963) the provisions of the City Charter did not permit the City to collect License Fees in excess of \$300 annually from any one individual. This legislation has been changed in 1964, but should Council continue to enforce the amendment it will likely be appealed and upset as unconstitutional.

Mr. Hart suggested that Council could reinstate the Personal Property Tax. Each trailer would be assessed on its own value. If Council should agree that the establishment, maintenance and presence of trailers and trailer courts is more expensive for the community than the individual home owner or apartment dweller, then the City would be justified in charging a higher license fee for the operation of trailer courts. This would produce the revenue necessary to overcome the situation, provided it is reasonable. The Taxes the City would then receive would be Real Property Tax for the land, from the

Trailer operator, Poll Tax, Personal Property Tax based on the value of the personal property, and the License Fee.

The Clerk-Administrator stated that he did not think any increase in Assessment staff would be required. Whether or not to include furnishings in the assessed value of the trailers would be a policy decision by Council.

It was agreed that the Clerk-Administrator and Solicitor prepare a draft by-law along the lines discussed, for consideration by the Finance and Executive Committee.

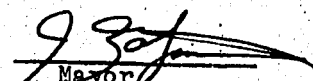
His Worship introduced Mr. D. A. Stewart, of Stewart, MacKeen and Covert. Mr. Stewart stated that a Court Order must be obtained confirming the Judge's decision dismissing the action. From the date of signing the Court Order, Mrs. Nelson's solicitor has the usual period to file an appeal. The decision specifies that the City of Dartmouth is entitled to costs. Taxed costs represent a portion of the City's legal fees in this case which may be charged to Mrs. Nelson, and would be in the vicinity of \$300 - \$400. Mrs. Nelson's solicitor has indicated that if costs are taxed against Mrs. Nelson, an appeal will be entered on that point alone. Mr. Stewart asked for Council's instruction in this matter. The Acting Solicitor, Mr. Hart, advised that Council would be well-advised to abandon the action for costs against Mrs. Nelson.


A resolution to this effect will be placed on the agenda for the July 24th meeting.

On question from Alderman Stubbs, the Clerk-Administrator advised that the matter of a replacement for Alderman King will be on the agenda for the regular Council meeting.

Conference adjourned.

Approved:


Mayor


C. A. Moir,
Clerk-Administrator.

Dartmouth, N. S.

July 24, 1964.

Regularly called meeting of Dartmouth City
Council held this date at 12:15 p.m.

Present - Mayor Zatzman

Aldermen Stockall
Beazley
Hampson
VanHerck
Brownlow
Wise
Moore
Whitworth

Acting Solicitor Hart

AUTHORIZE AGREEMENT
SHANNON PARK SCHOOLS

On motion of Aldermen Stockall and Brownlow the
following resolution was unanimously adopted:

NO. 19. BE IT RESOLVED that the City do enter into an Agreement with Her Majesty the Queen in the Right of Canada represented by the minister of National Defence and the Board of School Commissioners for the City of Dartmouth and Her Majesty the Queen in the Right of the Province of Nova Scotia represented by the Minister of Education for the Province of Nova Scotia in substantially the form set forth in the draft School Agreement attached hereto for the construction of new school facilities at Shannon Park and the operation of the new school and the former Shannon Park School by the Board and that the Mayor and the Clerk-Administrator be authorized to execute such Agreement on behalf of the City;

BE IT FURTHER RESOLVED that the Honourable the Minister of Education for the Province of Nova Scotia be requested to join in the aforesaid agreement;

BE IT FURTHER RESOLVED that the City enter into an Agreement with Her Majesty the Queen in the Right of Canada represented by the Minister of National Defence in substantially the form set forth in the draft School Construction Agreement attached hereto for the construction of new school facilities at Shannon Park and that the Mayor and Clerk-Administrator be authorized to execute such Agreement on behalf of the City.

MOBILE HOME PARK
BY-LAW

Council had been advised of the Supreme Court decision regarding the case of Emilie Nelson vs. the City of Dartmouth, with respect to the Mobile Homes Park By-law.

On motion of Aldermen Moore and VanHerck the following resolution was unanimously adopted:

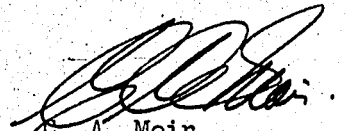
NO. 20. BE IT RESOLVED:

- (1) That Counsel acting on behalf of the City in the action commenced by Emilie C. Nelson being Supreme Court No. 8577 be instructed to take out an Order dismissing the action without costs;


- (2) That the City Solicitor and the Clerk-Administrator be requested to draft amendments to the City's existing By-laws so as to permit:
 - (a) The imposition of a personal property tax upon the assessed value of mobile homes situate within the City;
 - (b) The payment of poll tax by occupants of mobile homes within the City in accordance with the poll tax by-law;
 - (c) The payments of real property tax by mobile home court owners upon the property used for that purpose;
 - (d) The payment of a suitable license fee based upon the number of mobile homes located within a mobile home park by the operator of such park;
 - (e) Provision for payment of the aforesaid taxes and fees for that portion of the year during which such mobile homes are located within the City.

ADJOURNMENT

On motion of Aldermen Brownlow and Stockall
meeting adjourned.


C. A. Moir,
Clerk-Administrator.

A P P R O V E D


MAYOR

22/6/64

4340-26-4 (JAG/RL)

SCHOOL AGREEMENT

DARTMOUTH, NOVA SCOTIA

THIS INDENTURE OF AGREEMENT made the
1964

day of

BETWEEN:

HER MAJESTY THE QUEEN in right of Canada,
represented herein by the Minister of
National Defence, (hereinafter referred
to as "the Minister")

OF THE FIRST PART

THE MUNICIPALITY OF THE CITY OF DARTMOUTH,
a Body Corporate Subsisting by Virtue of
the Dartmouth City Charter; being Chapter
67 of the Statutes of Nova Scotia, 1962,
(hereinafter referred to as "Dartmouth")

OF THE SECOND PART

THE BOARD OF SCHOOL COMMISSIONERS FOR THE
CITY OF DARTMOUTH, a body corporate by
virtue of Section 294 of the Dartmouth
City Charter aforesaid (hereinafter referred
to as "the Board")

OF THE THIRD PART

AND

HER MAJESTY THE QUEEN IN THE RIGHT OF THE
PROVINCE OF NOVA SCOTIA, represented herein
by the Minister of Education of the Province
of Nova Scotia, (hereinafter referred to as
"the Minister of Education")

OF THE FOURTH PART

WITNESSES THAT WHEREAS:

A. By an agreement dated 1964 between the
Minister and Dartmouth (hereinafter and in the said agreement referred to as
the "School Construction Agreement") the Minister undertook to provide a site
(hereinafter called "the School site") at Shannon Park in the City of Dartmouth,
on which Dartmouth undertook to erect additional school accommodation (hereinafter
called the "new school") for the use of the Board, in partial implementation of a
proposal outlined in the School Construction Agreement and therein and hereinafter
referred to as "the said proposal";

B. The said proposal contemplates the extension of the responsibilities
of the Board to include the education of service children as hereinafter defined,
the use by the Board of the Minister's existing school buildings at Shannon Park,
(known as "Shannon School"), in conjunction with the new school, and the payment
by the Minister to the Board of tuition fees in respect of the said service children;

C. The School Construction Agreement is conditional upon the entry
by the parties hereto into a further agreement, to be known as the "School Agreement",
complementary to the School Construction Agreement and dealing with those aspects
of the said proposal which were not provided for in the School Construction Agreement;

D. The parties hereto have agreed that the terms and conditions hereinafter appearing will constitute the School Agreement:

NOW THEREFORE IT IS COVENANTED AND AGREED by and between the parties hereto as follows:

DEFINITIONS

1. Unless the context otherwise requires, in this agreement:

(a) "the combined school" means the Shannon School and the new school while they are operated together as one educational institution in accordance with this agreement;

(b) "service child" means a child who is the dependant of a person residing on tax-exempt land of the Crown in right of Canada and who is otherwise eligible by Nova Scotia standards for enrolment in a school operated by the Board;

(c) "other child" means a child who is not a service child;

(d) "operating expenses" means the balance remaining, after deduction of any proportion of such expenses payable by Nova Scotia, of the total annual expenses incurred by the Board in the operation, administration and maintenance of all schools for which the Board is responsible;

(e) "school hours" shall mean, in respect of any school day, the portion or portions of that day during which the combined school is required for school purposes, i.e. instruction and other curricular activities, including adult education evening classes and the presentation of demonstrations relating to school activities.

ARRANGEMENTS REGARDING THE COMBINED SCHOOL AND ITS COMPONENTS

2. The Board shall be permitted to use Shannon School from September 1, 1964 for so long as this agreement remains in force.

3. The Board shall have the exclusive right to make such lawful use of Shannon School as it may deem proper for school purposes during school hours and the Minister shall have the exclusive right to use the said school at any other time for any purpose he may deem proper.

4. The Minister shall assume sole responsibility for the provision of heat, light, water, sewerage, garbage collection, janitorial services and such other services as the Minister and the Board may from time to time agree are necessary and adequate for the operation of the combined school, and shall be responsible for all repairs to and maintenance of Shannon School, while the Board shall be responsible for all repairs to and, subject as herein provided, for the maintenance of the new school.

5. On and after the date specified in clause 2 the Board shall assume custody, control and management of all furniture and movable equipment belonging to the Minister and provided for use in connection with Shannon School, and, notwithstanding any other provision of this agreement, shall from that date and for as long as this agreement remains in force be responsible for the preservation, care, upkeep, maintenance, repair and, as need arises, the replacement thereof; it being understood and agreed that all furniture and equipment so provided by the Minister as aforesaid shall remain the Minister's property and that furniture or equipment provided by the Board in replacement thereof pursuant to this clause shall become the property of the Minister; and that in the event of termination of this agreement the Board shall yield up possession to the Minister of all furniture and equipment originally provided by or which replaces furniture and equipment originally provided by the Minister, in good and substantial condition and repair, measured by the standard of other furniture and equipment of approximately equivalent age and wear in comparable schools operated by the Board.

6. At no cost to the Minister, Dartmouth or the Board may install fixtures in Shannon School, which fixtures shall remain the property of Dartmouth or the Board, as applicable, and with the prior written consent of and at no cost to the Minister may make alterations in the said School in order to fit it

for the purposes of the Board, and at or prior to the termination of this agreement, or within a reasonable time thereafter, the said fixtures may, and shall if the Minister so requires, be removed by the party owning them, and the said party shall make good any unnecessary damage occasioned by such removal; PROVIDED THAT the said party may with the consent in writing of the Minister abandon the same, in which event title thereto shall be deemed to vest in the Minister, and no party to this agreement shall have the right to claim compensation from the Minister therefor; AND FURTHER PROVIDED that the Minister shall in no event be liable to compensate any party to the agreement for the cost of alterations made to Shannon School under this clause.

7. In order to cover the cost to the Minister of furnishing such services as are provided by the Minister pursuant to clause 4, the Board shall pay annually to the Minister at such intervals and in accordance with such billing arrangements as may meet the convenience of the said parties, the following charges:

- (A) for the new school, Seven Hundred and Fifty Dollars (\$750.00) per schoolroom;
- (B) for Shannon School, Nine Hundred and Thirty-Six Dollars (\$936.00) per schoolroom.

The foregoing charges shall be subject to review at the end of the three year period next following the coming into force of this agreement.

SERVICE CHILDREN

8. Subject to the condition that no service child otherwise eligible and no other child resident in premises under lease to the Minister in the urban military housing development on Wallis Heights shall be excluded from attendance at the combined school in order to make room for any other child who is not so resident as aforesaid, the Board may admit other children not so resident to the combined school, and shall admit service children to the schools under its jurisdiction on an equal footing with other children.

9. The Board shall provide service children attending any school under its jurisdiction with instruction and educational benefits, facilities and services in no respect inferior to those furnished to other children attending such school and in accordance with the laws of the Province of Nova Scotia and with the applicable educational programs, curricula and standards authorized or established thereunder.

SCHOOL STAFF

10. The Board shall employ a qualified principal and an adequate staff of qualified teachers for the combined school and shall ensure that the said principal and staff efficiently perform such duties as may be assigned to or required of them by the Board in accordance with applicable provincial statutes and regulations.

11. The Board undertakes, in respect of those persons who were members of the staff of Shannon School during School Year 1963-64, to employ in appropriate staff positions those who desire employment and possess the requisite qualifications, either in the combined school or in other schools under the jurisdiction of the Board, and to pay to each person so employed a salary not lower than that to which he would be entitled for comparable employment under the salary scale in effect in Halifax, Nova Scotia, on September 1, 1964, until such time as the salary applicable to his position under the Dartmouth scale is at least equal to the salary received in September 1, 1964; PROVIDED, HOWEVER that nothing herein contained shall oblige the Board to pay any such person on and after September 1, 1969 otherwise than in accordance with the Dartmouth scale.

TUITION

12. Subject to clauses 13 and 16, the Minister shall pay to the Board, as the Minister's share of operating expenses, tuition fees at the rate of Twenty-Two Dollars and Fifty Cents (\$22.50) per month for each service child

enrolled in grades Primary to Eight inclusive, and Thirty Dollars (\$30.00) per month for each service child enrolled in grades Nine to Twelve inclusive in any public school within the jurisdiction of the Board.

13. Tuition fees in respect of a service child shall be payable for a period not exceeding ten (10) months in any one school year as defined in the Education Act of the Province of Nova Scotia, and being a period that commences on the first day of August and ends on the thirty-first day of July then next ensuing.

14. Enrolment of a service child under the terms of this agreement for any part of a month in any school year shall be deemed to be enrolment for the whole of that month.

15. Tuition fees shall be payable by the Minister at the end of December and at the end of June in each school year.

16(a) The rates of tuition fees payable by the Minister under clause 12 of this agreement shall be the rates payable for the three year period next following the coming into force of this agreement, and the monthly rates payable for each three year period thereafter shall be determined by negotiation, having due regard to estimated operating expenses for the period in respect of which the negotiation is conducted.

16(b) Notwithstanding the provisions of (a) of this clause, whenever, during any three year period mentioned in (a), operating expenses as hereinbefore defined are reduced by reason of the assumption by the Minister of Education of a proportion or an increased proportion of the cost of operating schools under the jurisdiction of the Board, the Minister shall be entitled to a proportionate reduction in the rates of tuition fees which he is then liable to pay, with effect from the date on which operating expenses are so reduced as aforesaid, and to receive credit or reimbursement in respect of any overpayments made between the date of such reduction in operating expenses and the date on which the Minister receives notice thereof.

17. In accepting payment of tuition fees under this agreement Dartmouth shall indemnify and save harmless the Minister, his servants, agents, employees and members of the Canadian Forces, and each of them, from and against all claims and demands, whether of municipal or provincial origin, in respect of the cost of educating service children in schools under the jurisdiction of the Board.

18. Notwithstanding any other provision of this agreement, in the event that the Minister at any time or times during the continuance of this agreement contributes towards the cost of education of service children in the City of Dartmouth in any public school by means other than provided for in this agreement, the Minister shall forthwith cease to be liable to pay tuition fees pursuant to clause 12 hereof in respect of such service children, without prejudice to the rights of the parties to negotiate tuition fees for such service children.

RATIFICATION BY THE MINISTER OF EDUCATION

19. The Minister of Education hereby approves the said proposal, and undertakes to perform such acts and to grant such approvals and consents as pertain to his office and lie within his authority, and as may be required for the performance of this agreement and the School Construction Agreement, or as may tend to facilitate the performance thereof; PROVIDED that the Minister of Education shall in so acting not be obligated to incur on behalf of the Province of Nova Scotia any expense not otherwise authorized or approved.

GENERAL PROVISIONS

20. Subject as herein provided, the Minister of Education and the Board shall have complete and exclusive jurisdiction over the administration, control and operation of all Dartmouth schools, including the combined school, in which service children are enrolled under the terms of this agreement, such jurisdiction to include the employment and supervision of teaching personnel, all matters relating to the curriculum and methods of instruction and materials used for instruction.

21. Each party to this agreement shall, as between it and any other party, be entitled to examine and to make copies of or extracts from any document in the custody or control of such other party which may contain information affecting or of significance in relation to an obligation imposed by this agreement or the School Construction Agreement on the party requiring the information, and "documents" for purposes of this clause shall, without restricting the generality of the term, include financial statements, books of account, records and inventories, as well as reports rendered by or to a party, but shall not include documents of the Department of National Defence containing information classified for reasons of national security.

22. This agreement may be terminated at the end of any school year by either the Minister or the Board, by the giving of not less than twelve (12) months' prior written notice to that effect to the other of them, copies of which notice shall be sent to the Minister of Education and Dartmouth.

23. Any notice or communication required to be given or sent to a party under the terms of this agreement shall be deemed to be sufficiently given or sent if mailed or telegraphed to that party, addressed as indicated hereunder:

	<u>Party</u>	-	<u>Address</u>
(1)	The Minister	-	Deputy Minister, Department of National Defence, Ottawa, Ontario.
(2)	Dartmouth	-	
(3)	The Board	-	
(4)	The Minister of Education-		

IN WITNESS WHEREOF the parties hereto have executed these presents on the day and in the month and year first above-written.

SIGNED, SEALED AND DELIVERED)
 on behalf of Her Majesty the)
 Queen in right of Canada, in)
 the presence of:)
)
 Witness)

DEPARTMENT OF NATIONAL DEFENCE

 Deputy Minister

THE MUNICIPALITY OF THE CITY OF DARTMOUTH

THE BOARD OF SCHOOL COMMISSIONERS FOR THE
 CITY OF DARTMOUTH

SIGNED, SEALED AND DELIVERED)
 on behalf of Her Majesty the)
 Queen in right of the Province)
 of Nova Scotia, in the)
 presence of:)
)
 Witness)

.....
 Minister of Education

22/6/64

4340-26-4 (JAG/R1)

8

SCHOOL CONSTRUCTION AGREEMENT

DARTMOUTH, NOVA SCOTIA

THIS INDENTURE OF AGREEMENT made the _____ day of
1964

BETWEEN:

HER MAJESTY THE QUEEN in right of Canada,
represented herein by the Minister of
National Defence, (hereinafter referred
to as "the Minister".)

OF THE FIRST PART

AND

THE MUNICIPALITY OF THE CITY OF DARTMOUTH,
a Body Corporate Subsisting by Virtue of
the Dartmouth City Charter, being Chapter
67 of the Statutes of Nova Scotia, 1962,
(hereinafter referred to as "Dartmouth")

OF THE SECOND PART

WITNESSES THAT WHEREAS:

- A. The Minister maintains permanent married quarters on a parcel of tax-exempt Crown land known as Shannon Park and leases an urban military housing development in Wallis Heights, both in the City of Dartmouth, Nova Scotia, for the accommodation of members of the Canadian Forces and their dependants, and owns and operates a school, known as "Shannon School", in Shannon Park for the accommodation of those of the said dependants who are of school age;
- B. There is a requirement for increased school accommodation to serve the Shannon Park and Wallis Heights areas;
- C. Dartmouth holds title to lands and buildings the control and management of which is vested in the Board of School Commissioners for Dartmouth (hereinafter referred to as "the Board") for educational purposes pursuant to Part VII of the Dartmouth City Charter;
- D. It is expedient that the educational functions and responsibilities of the Board should extend to and include the education of all dependants of school age of members of the Canadian Forces resident in the City, whether on tax-exempt Crown land or elsewhere, for which purpose the Board should be granted the use of the accommodation provided by Shannon School, and further, that Dartmouth should provide for the Board the increased school accommodation required as aforesaid;
- E. To this intent Dartmouth has concurred in a proposal by the Minister, (hereinafter called "the said proposal"), namely, that if the Board agrees to assume the aforementioned extension of its educational functions and responsibilities, and Dartmouth agrees to construct the additional school accommodation required (hereinafter referred to as "the new school"), the Minister in consideration thereof will provide Dartmouth with the necessary land (hereinafter referred to as "the school site") on which to erect the new school, and will pay to the Board tuition fees in respect of children resident on tax-exempt Crown land who attend schools operated by Dartmouth, calculated so as to defray the Minister's proper share of school operating costs attributable to such attendance;

NOW THEREFORE IT IS COVENANTED AND AGREED by and between the parties hereto as follows:

.../2

1. This agreement, which shall be referred to as the "School Construction Agreement", is conditional upon

(a) approval by the Governor General in Council of the issue of letters patent conveying the school site to Dartmouth, and

(b) entry by the following four parties, namely the Minister, Dartmouth, the Board and Her Majesty the Queen in right of the Province of Nova Scotia, represented by the Minister of Education of the said Province, into a further agreement, to be known as the "School Agreement", complementary to these presents, which shall deal with those aspects of the said proposal that are not provided for herein, to the intent that the School Construction Agreement and the School Agreement together shall set forth the rights, obligations, approvals and consents of the several parties aforesaid as regards the implementation of the said proposal.

2. Subject to the approval of the Governor General in Council as aforesaid, the Minister shall arrange for the transfer to Dartmouth, in consideration of the sum of One Dollar (\$1.00), of all right, title and interest of Her Majesty the Queen in right of Canada in and to the school site, comprising that certain parcel of land which ~~lies adjacent to Shannon School~~, and which is more particularly described in the Schedule and shown in outline (for identification only) on the Plan, both of which are annexed to and form parts of this agreement, and shall provide Dartmouth with such rights of way and other easement rights, privileges and licences for the benefit of the school site as may be necessary in order to provide adequate access thereto and to permit the new school to enjoy the benefit of all necessary utilities and services, including water, sewage disposal, heating, electric light and power, gas, garbage and snow removal, and fire and police protection.

3. Forthwith upon receiving title to the school site Dartmouth shall commence, or cause to be commenced, the erection thereon of the new school, to comprise twenty (20) classrooms, shall use its best endeavours to procure the completion, equipment and furnishing thereof with all due despatch, and forthwith upon completion thereof shall make the new school so equipped and furnished available to the Board for occupation and use in accordance with the provisions of the School Agreement.

4. Upon its completion the new school and Shannon School shall be maintained and operated together as one educational facility, (hereinafter called "the combined school"), to the extent, in the manner and by the parties specified in the School Agreement.

5. In order to provide for operation of the combined school as aforesaid, the Minister shall permit Dartmouth to connect utility and service mains, pipes and power lines serving the school site and the new school with the water, sewerage, central heating and electric power systems, installations and facilities now serving Shannon School or Shannon Park; it being understood and agreed that all such connections shall be made at points of connection and in accordance with specifications and standards previously approved in writing by or on behalf of the Minister, and that Dartmouth shall be under an obligation to install meters of standard pattern and design acceptable to the Minister at locations and in a manner approved by the Minister for the purpose of metering water, electricity, steam or gas supplied to or sewage effluent emanating from the school site or the new school, should such installation at any time or from time to time prove necessary or expedient for purposes of the School Agreement.

6. As between the parties hereto, and subject to the provisions of the School Agreement, Dartmouth shall assume responsibility for and defray all costs and expenses of, attributable to, or incurred in connection with the development of the school site, the construction, equipping and furnishing of the new school, all utility and service installations on the school site and the connections and meters mentioned in clause 5 hereof, and shall indemnify and save harmless the Minister from and against any and all such costs or expenses.

7. In the event Dartmouth fails to erect or is prevented, by any cause for which the Minister is not responsible, from erecting the new school within a reasonable time, not exceeding two years from the date hereof, in compliance with clause 4 of this agreement, the Minister shall have the right, in his discretion, to require the reconveyance of the school site to Her Majesty the Queen in right of Canada in consideration of One Dollar, and Dartmouth shall forthwith comply with a notice in writing signed by the Minister or his lawful deputy calling for such reconveyance, and shall execute such assurances as may be requisite in that behalf.

IN WITNESS WHEREOF this agreement has been executed and the departmental seal affixed hereto by the Deputy Minister of National Defence on behalf of the Minister of National Defence representing Her Majesty the Queen in right of Canada and by The Municipality of the City of Dartmouth by the affixing hereto of its corporate seal attested by the hands of its officers duly authorized in that behalf, on the day and in the month and year first above-written.

SIGNED, SEALED AND DELIVERED)
on behalf of Her Majesty the
Queen in right of Canada, in
the presence of:

DEPARTMENT OF NATIONAL DEFENCE

.....
Witness

.....
Deputy Minister

THE MUNICIPALITY OF THE CITY OF DARTMOUTH

.....
.....