

Dartmouth, N. S.

July 18/78.

Regularly called meeting of City Council held
this date following the meeting in Committee.

Present - Mayor Brownlow

Ald. Irvine	Greenough
Hart	Backewich
Cote	Valardo
Thompson	Williams
Brennan	Crawford
Smith	Fredericks
Ritchie	
City Solicitor, S. Hood	
City Administrator, C. A. Moir	

Council met to continue with the July 11th agenda and to deal with other items of business. The Mayor asked that two items be added, one dealing with appointments to the Metro Authority, and the second, with nominations to the Transit Commission.

NOTICES OF MOTION:

The following notices of motion were given for

ALD. HART

the next regular Council meeting:

- 1) Ald. Hart: A motion seeking Council's approval for the upgrading of Windmill Road from Wadell/Windmill south to Albro Lake Road/Windmill, in order to facilitate appropriate widening of this artery, curbs and gutters, new sidewalks and upgrading of the old, trees, and appropriate boulevard planting.

That staff be directed to do a cost analysis relating to such upgrading and based on the cost analysis:

- (1) funding for this project be provided beginning in the 1979 capital budget.
- (2) negotiations be carried out with the Dept. of Highways and the Dept. of the Environment for cost-sharing arrangements.

ALD. CRAWFORD

- 2) Ald. Crawford: That Section 123 (A) of the City Charter be amended so that where an Alderman resigns before the expiration of his term and runs for the office of Mayor, that the election for Alderman to fill the remainder of his term will take place by a bye-election after the general election for Mayor.

BY-LAW C-358

By-law C-358 has been prepared as an amendment to the Penalties By-law C-339, adding the Truck Route By-law C-210 to Schedule "A" of the Penalties By-law. The proposed new by-law was before Council for consideration.

It was moved by Ald. Smith and Thompson and carried that leave be given to introduce the said By-law C-358 and that it now be read a first time.

V

It was moved by Ald. Irvine and Hart and carried that By-law C-358 be read a second time. Unanimous consent was not given by Council for third reading of the by-law.

BY-LAW C-359

Council also dealt with proposed By-law C-359, which would prohibit two-wheeled motorized vehicles on City-owned lands (other than public streets or highways) and also prohibit trespassing on City lands on or near Bell Lake and Albro Lake between 10:00 p.m. and 7:00 a.m. where signs are posted.

It was moved by Ald. Thompson and Williams and carried that leave be given to introduce the said By-law C-359 and that it now be read a first time.

It was moved by Ald. Backewich and Thompson that By-law C-359 be read a second time. Ald. Cote expressed concern that in approving the by-law, Council will be preventing young people from enjoying the use of motorized vehicles in some areas where there is no disturbance to residents at all, such as the former dump site . He said he would like to discuss this type of general restriction with the City Administrator to see if it would be possible to exempt any areas of the City. Ald. Thompson suggested that the committee authorized to look at a designation of areas for operating snowmobiles could look into the concerns mentioned by Ald. Cote. The motion for second reading carried.

Unanimous consent was not given by Council for third reading of the by-law.

BY-LAW C360

By-law C-360, which would prohibit the sounding of engine whistles at the railway crossing at the Dartmouth Ferry terminal, was presented for the approval of Council.

It was moved by Ald. Backewich and Smith and carried that leave be given to introduce the said By-law C-360 and that it now be read a first time.

It was moved by Ald. Smith and Thompson and carried that By-law C-360 be read a second time.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Greenough and Valardo and carried that By-law C-360 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

PASS BILLS

Council passed bills on motion of Ald. Hart and Smith.

MUNICIPAL DEVELOPMENT PLAN

By-law C-356, approving the Municipal Development Plan, was before Council for third reading, together with a series of proposed amendments submitted by the Planning Dept. after further meetings and discussions with representatives of the various groups who presented briefs at the public hearing on June 27th, at which time By-law C-356 received first and second reading.

It was moved by Ald. Backewich and Smith that By-law C-356 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City. Mr. Zwicker then proceeded to review the list of proposed amendments and on motion of Ald. Crawford and Williams, they were approved down to and including the reference to Policy G-2 on page 31 of the Plan. Ald. Valardo objected to the two additions involving page 40 and page 43, with reference to the establishment of a non-profit housing corporation, and moved in amendment that these two items not be included; Ald. Smith seconded the amendment. It was noted that the report from the Housing Advisory Board, recommending a non-profit housing corporation, has been referred to staff and no firm decision has yet been made by Council on the recommendation. The amendment carried. Two other additions deleted had to do with the proposed provision for an office and staff in connection with rehabilitation programs, involving pages 42 and 44 of the Plan. The items were deleted on motion of Ald. Williams and Smith. One other proposed addition was amended but not deleted; it dealt with the establishment

of an on-going liaison with the N. S. Housing Commission and the C.M.H.C. Regional Office, and on motion of Ald. Hart and Fredericks, was amended by removing all of the wording after the word 'committee'. All of the remaining amendments put forward by the Planning Dept. were subsequently approved on motion of Ald. Brennan and Crawford.

Ald. Brennan said there are still some areas of concern he would like to have the Planning Dept. give further consideration to, including:


- (a) the use of portions of our industrial land for retail/commercial development.
- (b) the need for buffer zones between industrially-developed lands and residential zones.
- (c) the need for a policy involving an evaluation of all major improvements to the transportation network, including an assessment of the impact on the efficiency of the public transportation system.
- (d) more attention should be paid to our role in public transit - also, the problem of commuter traffic through the inner core areas of the City should receive attention.
- (e) possible amendments to the proposed development boundary may be required; questioned whether there is enough competitive land for housing development within the development boundary.

Ald. Greenough also expressed concern about the latter item, one of the main points brought out in a submission received from HUDAC, and discussion from this point centered mainly around the growth projections for the City and the related subject of the development boundaries, as they affect future residential growth. Mr. Bayer and Mr. Zwicker gave assurance that there is provision throughout the M.D.P. for changes to be made as circumstances warrant and Council decides. Mr. Bayer also stated that if a development proposal is made for lands outside the development boundary, that does not involve costly servicing extensions, Council would be able to change the Plan accordingly and the development could proceed under By-law C-188.

Council heard Mr. Gillespie on behalf of HUDAC; he outlined the concerns they have about the restriction of

residential expansion by maintaining development boundaries that are basically unchanged from the former Plan. He suggested that housing cannot be kept at a level people can afford when land is at a premium for residential development. Several members discussed Mr. Gillespie's points with him and the general problem of land availability. It was noted that government-assisted programs have contributed to the situation where major residential developments have taken place just outside the boundaries of the City, and Ald. Greenough said he wondered if the designation of a development boundary could be an inhibiting factor in receiving assistance from other government levels. Ald. Fredericks, Brennan, Valardo, Cote and Kavanaugh spoke prior to the vote being taken on third reading. The motion for third reading, as amended, carried.

The meeting then adjourned.


N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

July 25, 1978

Regularly called meeting of City Council held this date
at 5:30 p.m.

Present: Deputy Mayor Douglas Ritchie

Ald. Thompson	Kavanaugh
Hart	Valardo
Crawford	Cote
Backewich	Williams
Smith	Irvine
Fredericks	
City Administrator, C. A. Moir	
City Solicitor, J. S. Drury	

ZONING BY-LAW C-357

The proposed Dartmouth Zoning By-law C-357 was again before Council for consideration having received first reading and a motion for second reading at the June 27, 1978 meeting.

In a submission to Council, Mr. Zwicker of the Planning Department reviewed the one amendment required for incorporation as follows:

- 1) Sheets 15 and 16 of the official zoning maps are amended creating a new line being the extension of Fenwick Street through I.E.L. lands to the Circumferential Highway. The lands to the east shall be zoned H (Holding) for future residential use and the land west shall remain I-1 (Light Industrial).

It was moved by Aldermen Cote and Smith that the change referred to above be incorporated in By-law C-357 in second reading. Unanimous consent was given by Council for third reading of the by-law.

It was moved by Aldermen Cote and Williams and carried that By-law C-357 be read a third time and that the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

SIGN PERMIT
CLAUDE NEON LTD.

A report was before Council from the City Administrator, together with a sign permit application from Claude Neon Limited for permission to install an illuminated double-faced plastic display on the Dartmouth Shopping Centre property.

The report recommends that the application be denied and on motion on Aldermen Hart and Thompson the City Administrator's recommendation was adopted.

NO PARKING
WOODLAND AVE.

A report was before Council from the City Administrator that a recommendation from the Traffic Management Group to establish no parking areas on the south side of Woodland Avenue between Clarke and Frederick Streets be adopted.

Having been deferred at a recent meeting of Council to give the aldermen in Ward 4 an opportunity to seek public reaction to such a restriction, Alderman Valardo now reported that residents in Ward 4 have no objection to the regulation. Council adopted the report unanimously on motion of Aldermen Cote and Williams.

APPOINTMENTS TO
REGIONAL AUTHORITY
TRANSIT COMM.

Council was informed in a report by the City Clerk that the new Regional Authority Legislation requires additional appointments be made by City Council to both the Regional Authority and the Transit Commission.

Under the new Legislation, the Regional Authority membership includes the appointment of the Mayor and two aldermen from Dartmouth. The Transit Commission requires the appointment of two aldermen, one of which is a member of the Regional Authority.

Council was also asked to establish the term for the appointments.

Council proceeded to nominate members of Council from the floor. Aldermen Williams and Crawford nominated Alderman Ritchie; Aldermen Backewich and Thompson nominated Alderman Hart; Aldermen Cote and Thompson nominated Alderman Smith; and Aldermen Hart and Valardo nominated Alderman Irvine for membership in the Regional Authority.

Alderman Cote and Crawford moved that nominations cease. Following a secret ballot, Aldermen Ritchie and Smith were appointed to the Regional Authority and on motion of Aldermen Williams and Crawford, Council ratified the appointments of Mayor Brownlow, Alderman Ritchie and Alderman Smith as Dartmouth's representatives on the Metropolitan Regional Authority.

It was moved by Aldermen Hart and Cote that the term of office for members of the Regional Authority and Transit Commission be for a one-year period.

Alderman Valardo spoke against the motion, stressing the need to allow members to become experienced in the business of both the Authority and Commission. Aldermen Crawford and Williams spoke in favour of a two-year appointment.

When the vote was taken on the motion, it resulted in a tie. The Deputy Mayor cast the deciding vote and the motion was defeated. Aldermen Williams and Crawford moved that the appointments be made for a two-year term. Aldermen Kavanaugh and Backewich moved in amendment that the terms of the appointments be effective until October of 1979 and when the vote was taken on the amendment, it was defeated. The original motion carried.

Nominations were open to the floor for membership on the Transit Commission and Aldermen Hart, Smith and Mr. Moir were nominated. Aldermen Cote and Backewich moved that nominations cease. Since the new legislation requires that one member of the Commission be a member of the Regional Authority, Alderman Smith's nomination was an automatic appointment. Following a secret ballot, Mr. Moir was appointed to the Transit Commission with Alderman Smith.

RESOLUTION#78-21

Resolution #78-21, together with a report from the City Administrator regarding the takeover of excess land along the Victoria Road Extension were before Council for consideration. Resolution #78-21, a copy of which is attached, describes Lot A2, expropriating it from unknown owners. On motion of Aldermen Cote and Valardo, Resolution #78-21 was unanimously adopted.

TRANSIT MANAGER
REPORT JUNE 12

Council adopted the Transit Operation Manager's report for the period June 12 to June 25, 1978 on motion of Aldermen Crawford and Valardo.

TRANSIT MANAGER
REPORT JUNE 26

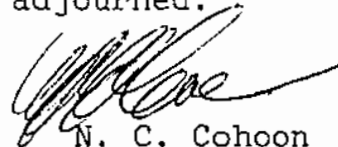
On motion of Aldermen Valardo and Cote the Transit Operation Manager's report for the period June 26 to July 9, 1978 was adopted by City Council.

TEMPORARY BORROWING
RESOLUTION

On motion of Aldermen Backewich and Smith, the attached list of temporary borrowing resolutions was adopted by City Council.

Council adjourned to meet in camera to deal with several items on the agenda, on motion of Aldermen Valardo and Backewich. Having later reconvened in open meeting, the action taken in camera was ratified on motion of Aldermen Williams and Fredericks.

The meeting then adjourned.



N. C. Cohoon
City Clerk

Dartmouth, N. S.

July 25, 1978

Regularly called meeting of City Council held this date immediately following the 5:30 meeting, at 7:30 p.m.

Present: Deputy Mayor Douglas Ritchie

Ald. Kavanaugh	Thompson
Smith	Williams
Crawford	Cote
Valardo	Hart
Backewich	Greenough
Irvine	Fredericks
City Administrator,	C. A. Moir
City Solicitor,	J. S. Drury

PUBLIC HEARING:
RECREATION MASTER
PLAN

This meeting of Council constituted the official Public Hearing for the Dartmouth Recreation Master Plan (1978), copies of which have been circulated to all members of City Council.

In a submission to City Council, Mr. Gilbert of the City's Recreation Department reviewed in detail the complete planning approach to the master plan, outlining the various steps followed to complete the proposal. Mr. Gilbert told Council of the vast public input received from many community groups during the compilation of the report. He explained basically the purpose of preparing a Recreation Master Plan for Dartmouth that would provide the elected representatives of the City and city staff with a detailed plan for the future provision and development of recreational open space and facilities in Dartmouth.

The following twenty policies related to parks, recreation and open space were before Council for approval:

1. The City shall continue to encourage the planning and development of vest pocket parks in older areas of the City.
2. The City shall continue to endorse the planting of street trees, landscaping of boulevards and improvement to the visual approaches of the City.
3. The City shall continue to endorse the development and redevelopment of neighbourhood recreation areas which provide recreation opportunities for all members of the family in each neighbourhood.
4. The City shall continue to locate neighbourhood and district recreation areas in close proximity to school sites, where possible, so both the schools and citizens may achieve maximum usage of both facilities.

5. The City shall endorse the development of district recreation areas, which provide recreation opportunities for a wide segment of the population in each district.
6. The City shall continue to protect and develop the Dartmouth Commons and the city-owned lands along the central lake chain as strong, city-wide recreation areas.
7. The City shall continue to encourage the development of City recreation areas for use by all segments of the City's population.
8. It shall be the intention of the City to acquire the lands necessary for the provision of neighbourhood district and City recreation areas.
9. It shall be the intention of the City to encourage the development of a system of linkages (ie. paths, trails, etc.) between the major elements of the recreation system.
10. The City shall continue to explore with the N. S. Power Corporation ways to landscape their rights-of-way and make more available for recreation purposes.
11. It shall be the intention of the City to encourage co-operation with the Regional Authority in obtaining and developing a regional park in the Lake Charles-Lake MicMac area.
12. It shall be the intention of the City to continue to encourage the operation of private recreational clubs and non-profit recreational agencies within the City of Dartmouth.
13. It shall be the intention of the City to encourage the operation of voluntary recreational organizations within the City of Dartmouth, and to provide financial, administrative or technical support.
14. It shall be the intention of the City to utilize school buildings and grounds in ways that are appropriate to meeting the recreational, health and social, as well as educational needs of the community.
15. The City shall use, as a guideline for the provision of neighbourhood recreation space, between 2.3 and 6.1 acres of accessible, developed or potentially developable land per 1,000 population within the neighbourhood, and shall attempt to achieve that level.
16. The City shall use, as a guideline for the provision of district recreation space, 4.3 to 7.4 acres of accessible, developed or potentially developable land per 1,000 population within the district, and shall attempt to achieve that level.
17. The City shall use, as a guideline for the provision of City recreation space, 4.9 acres of accessible developed or potentially developable land per 1,000 population within the City, and will attempt to achieve that level.

18. It shall be the intention of the City to allocate funds within the capital budget for acquisition of buffer zones around the City's lakes and streams for purposes of protecting them from the affects of development. In acquiring these lands City Council shall give priority to those which lie within or adjacent to the development boundary.
19. It shall be the intention of the City to amend the City of Dartmouth's zoning by-law to include a conservation zone that can be applied to protect environmentally sensitive areas, physically unique areas, major drainage systems, etc.
20. It shall be the intention of City Council to investigate the matters of (1) segregation of recreation activities on the City's lakes and (2) regulation of motorized recreation vehicles within the City. It shall also be the intention of Council to promote safe use of the lakes and open spaces by setting restrictions based on the above-mentioned investigations.

Mr. Gilbert then outlined specific recommendations set out in the proposal as well as tasks and targets included in Phase 1 of the Plan.

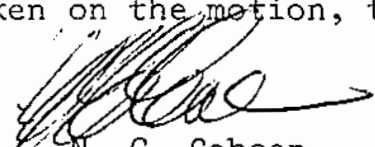
Mr. Allison Fraser, a member of the Dartmouth Community Services Advisory Board was heard by Council. Mr. Fraser expressed concern over future housing developments receiving approval without adequate areas of suitable land set aside for recreational use. Mr. Fraser suggested that a binding agreement between developers and the City setting out provisions for such additional lands be implemented into the Recreation Master Plan. Mr. Gilbert said although this type regulation is not set out in the plan, it was considered and will be considered further in the future.

Mr. Peter Bowin, Chairman of the Recreation Advisory Board told Council of the Board's complete support of the Recreation Master Plan.

The Recreation Director and Mr. Gilbert discussed in length questions and concerns expressed by Council members on various aspects of the proposal .

Aldermen Crawford and Thompson moved adoption of the Recreation Master Plan. Several Council members felt the plan should be deferred until members had an opportunity to investigate points of concern in the proposal, but no motion to this effect was introduced.

Before a vote was taken on the motion, the meeting adjourned.


N. C. Cohoon
City Clerk

Dartmouth, N. S.

July 25, 1978

In camera portion of the regularly called City Council meeting held this date at 5:30 p.m.

Council met in camera as Committee-of-the-Whole to deal with three additional items of business.

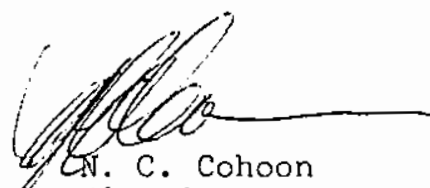
A report and related correspondence from the City Administrator regarding the acquisition of lands of Joseph Pellitteri, Lake Major area, Halifax County were before Council for consideration. In the report, Mr. Moir recommends the acquisition of the Pellitteri property at a price of \$700 per acre. Alderman Kavanaugh expressed concern over the manner in which the appraisal was conducted by the local real estate firm.

Aldermen Williams and Thompson moved that the recommendations set out in the City Administrator's report be adopted. The motion carried with Alderman Kavanaugh voting against.

Resolution #78-18 was before Council authorizing the expropriation of the Ernst lands in Lake Major. It was moved and seconded by Aldermen Hart and Backewich that Resolution #78-18 be adopted, a copy of which is attached. The motion passed unanimously.

Members of Council's Salary Committee circulated a report containing recommendations for salary increases for Department Heads and Assistant Department Heads. A copy of the report is attached.

Considerable discussion took place regarding the general ramifications of adopting the report. Alderman Valardo and Alderman Thompson moved adoption of the recommendations. Aldermen Crawford and Thompson moved that the report be tabled due to the lateness of the hour. The motion carried.


N. C. Cohoon
City Clerk

LAND-LAKE MAJOR
WATERSHED AREA

RES. #78-18
ERNST LANDS

SALARY COMMITTEE

City of Dartmouth
Temporary Borrowing Resolution

1978
for Schools - 78-8

\$1,400,000

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools; namely for additions to Prince Andrew and Dartmouth High Schools;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Million Four Hundred Thousand Dollars (\$1,400,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorized the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding One Million Four Hundred Thousand Dollars (\$1,400,000) from the Canadian Imperial Bank of Commerce in Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 25 day of July, 1978.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
Seal of the Minister

[Signature]
Deputy Minister

APPROVED this 25th day
of July 1978

[Signature]
Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$500,000

1978
for Street Paving - 78-5

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City; namely for the provision of paving streets in the City;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Five Hundred Thousand Dollars (\$500,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorized the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Five Hundred Thousand Dollars (\$500,000) from the Toronto-Dominion Bank at Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED AS TO FORM APPROVED AS TO AMOUNT.
[Signature] *[Signature]*
SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of July, 1978.

[Stamp: MUNICIPAL AFFAIRS]
[Signature]
25
August 1978
[Signature]

[Signature: Donald P. Boushew]

MAYOR

[Signature]

CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$112,000

~~Port Wallis~~
for Streets - 78-3
1978 (Additional)

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the City 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; namely for the provision of streets in Port Wallis;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Hundred Twelve Thousand Dollars (\$112,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding One Hundred Twelve Thousand Dollars (\$112,000) in addition to the sum of Forty-two Thousand Dollars (\$42,000) previously authorized to be borrowed for street purposes from the ~~Royal Bank of Canada~~ in Dartmouth;
TORONTO - DOMINION BANK

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED
AS TO AMOUNT

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of *July*, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of *July*, 1978.

[Handwritten signatures and dates]
25th
August 1978

[Signature]
MAYOR
[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$50,000

for Police Headquarters - 78-10

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for police headquarters;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Fifty Thousand Dollars (\$50,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Fifty Thousand Dollars (\$50,000) from the Bank of Nova Scotia in Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of *July*, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of *July*, 1978.

Daniel P. Brownlow
MAYOR

[Signature]
CLERK

APPROVED AS TO AMOUNT
[Signature]
APPROVED AS TO FORM
[Signature]
SOLICITOR

25th
1978
Minister of Municipal Affairs

City of Dartmouth
Temporary Borrowing Resolution

\$800,000

for Watershed Land - 78-7

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of acquiring, or purchasing or improving land for such buildings or for any city purpose notwithstanding that the land used or to be used for buildings is located in another city; namely for the provision of watershed land for the city;

AND WHEREAS the Dartmouth City Charter provides that the City may undertake to provide water and may purchase, lease, improve, extend, hold, maintain and control all buildings, materials, machinery, plant, equipment and appurtenances necessary in connection therewith;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Eight Hundred Thousand Dollars (\$800,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorized the City Treasurer to borrow from time to time on behalf of the City of Dartmouth a sum not exceeding Eight Hundred Thousand Dollars from the Bank of Nova Scotia at Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED THIS IS TO CERTIFY that the foregoing is a true copy AS TO AMOUNT of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 22 day of Feb, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of Feb, 1978.

RECOMMENDED FOR APPROVAL OF THE MINISTER OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
Approved this 25th day of August 1978
<i>[Signature]</i> Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$810,700

1978
for Water - 78-2

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of constructing, acquiring, altering, extending or improving waterworks 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 the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Eight Hundred Ten Thousand Seven Hundred Dollars (\$810,700) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorized the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Eight Hundred Ten Thousand Seven Hundred Dollars (\$810,700) from the Bank of Nova Scotia at Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank out of the proceeds of the debentures when sold.

APPROVED
AS TO FORM

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of July, 1978.

MAYOR
CLERK

MAYOR

CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$200,000

for Waterfront Development - 78-11

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of generally for any city purpose whatsoever;

AND WHEREAS the Dartmouth City Charter provides that the City may undertake, carry to completion, maintain and operate housing schemes, land assembly schemes, redevelopment schemes and Federal-Provincial projects; namely for waterfront development;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Two Hundred Thousand Dollars (\$200,000) from the ~~Bank of Nova Scotia~~ in Dartmouth;
ROYAL BANK OF CANADA

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of *July*, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of *July*, 1978.

RECEIVED MUNICIPAL AFFAIRS
APPROVED FOR THE MINISTER
[Signature]
25th day
[Signature] 1978
Minister Municipal Affairs

APPROVED
[Signature]

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$100,000

for Fire Equipment - 78-4

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of equipping a fire department for the City, or acquiring or purchasing apparatus, machinery, and implements for use in extinguishing fires in the City; namely for the provision of fire equipment in the City;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Hundred Thousand Dollars (\$100,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding One Hundred Thousand Dollars (\$100,000) from the Royal Bank of Canada in Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of July, 1978.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i>
APPROVED this 25th day of July 1978
<i>[Signature]</i>
Minister of Municipal Affairs

MAYOR

CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$42,000

for Street Equipment - 78-3

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of laying out, opening, constructing, widening, making and draining streets, roads, bridges, culverts or retaining walls in the City 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; namely for the provision of street equipment for the City;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Forty-two Thousand Dollars (\$42,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Forty-two Thousand Dollars (\$42,000) from the Royal Bank of Canada in Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

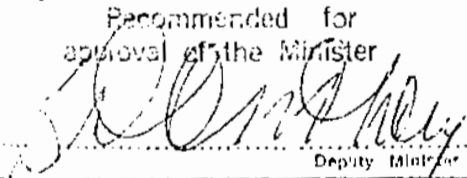
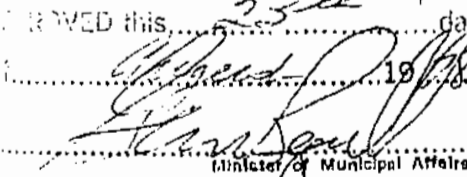
THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

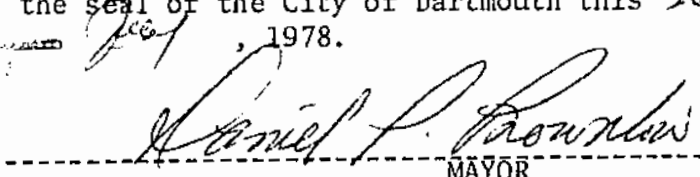
THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

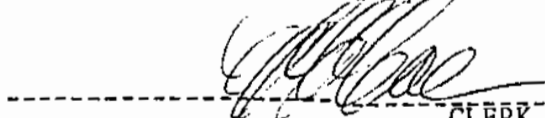
APPROVED
AS TO AMOUNT

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City of Dartmouth this 26 day of July, 1978.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
	
Deputy Minister	
APPROVED this	25 th day
	
Minister of Municipal Affairs	


MAYOR


CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$2,076,000

1978
for Sewers - 78-6

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of constructing, acquiring, altering, extending and improving public sewers or drains for 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 the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution, determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Two Million Seventy-six Thousand Dollars (\$2,076,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Two Million Seventy-six Thousand dollars (\$2,076,000) from the Royal Bank of Canada at Dartmouth;

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

AS TO WHICH
[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 15 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of July, 1978.

MINISTER OF MUNICIPAL AFFAIRS
[Signature]
[Signature]
[Signature]

[Signature]
MAYOR
[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

FERRY BOATS, BUILDINGS, DOCKS
for Transportation - 78-1 (additional)

\$5,000,000

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings or other facilities for public transportation services, and acquiring or purchasing materials, machinery, motor vehicles and plant deemed requisite or advisable for public transportation services; namely for the provision of ferry boats, buildings and docks;

AND WHEREAS the Municipal Affairs Act provides that the Minister of Municipal Affairs may, in his discretion, require before giving approval to a proposed borrowing or the Council may, by resolution determine that the approval of the voters to any proposed borrowing be obtained;

AND WHEREAS the Minister of Municipal Affairs has not required and the Council has not determined that the approval of the voters be obtained;

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum not exceeding Five Million Dollars (\$5,000,000) for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

THAT this sum be borrowed by the issue and sale of debentures of the City to such an amount as the City Council deems necessary;

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City Council authorize the City Treasurer to borrow from time to time on behalf of the City a sum not exceeding Five Million Dollars (\$5,000,000) from the ~~Bank of Nova Scotia~~ in Dartmouth;
ROYAL BANK of CANADA

THAT the sum be borrowed from the Bank for a period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution;

THAT the interest payable on the borrowing be paid to the Bank at a rate to be agreed upon; and

THAT the amount borrowed be repaid to the Bank from the proceeds of the debentures when sold.

APPROVED
AS TO AMOUNT

APPROVED
AS TO FORM

SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 25 day of July, 1978.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26 day of July, 1978.

MAYOR

CLERK

[Handwritten signatures and dates]
25
28
City of Municipal Affairs

Resolution 78-21

WHEREAS the Council of the City of Dartmouth desires to acquire the land described and outlined in red in the plan and description attached hereto.

AND WHEREAS the City has negotiated with the owner for the acquisition of the land and is unable to obtain a clear title to the land at a fair price by agreement.

AND WHEREAS the City Clerk has caused a plan and description of the land and a list of the owners thereof according to the last revised assessment roll to be prepared.

BE IT THEREFORE RESOLVED that the City now expropriates the land described in Schedule "A" hereto and shown on the plan attached hereto as Schedule "B".

The owner of the land according to the last revised assessment roll is unknown.

The interest intended to be expropriated is the fee simple and such interest is not to be subject to any existing interest in the land.

The land is being expropriated for road purposes.

June 1978

Resolution 78-18

WHEREAS the Council of the City of Dartmouth desires to acquire the land described and outlined in red in the plan and description attached hereto.

AND WHEREAS the City has negotiated with the owner for the acquisition of the land and is unable to obtain a clear title to the land at a fair price by agreement.

AND WHEREAS the City Clerk has caused a plan and a description of the land and a list of the owners thereof according to the last revised assessment roll to be prepared.

BE IT THEREFORE RESOLVED that the City now expropriates the land described in Schedule "A" hereto and shown on the plan attached hereto as Schedule "B".

The owner of the land according to the last revised assessment roll is Percy Ernst of Halifax County in the Province of Nova Scotia.

The interest intended to be expropriated is the fee simple and such interest is not to be subject to any existing interest in the land.

The land is being expropriated for watershed protection purposes.

I, N. C. Cohoon, City Clerk-Treasurer of the City of Dartmouth do hereby certify that the foregoing is a true and correct copy of Resolution #78-18 of the City of Dartmouth which was duly passed at a City Council meeting held on July 25, 1978.

N. C. Cohoon
City Clerk-Treasurer

PORTION OF LOT 148

(LANDS OWNED BY PERCY ERNST)

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain parcel of land being a portion of Lot 148 lying on the western side of Lake Major in the district of Lake Major, County of Halifax, Province of Nova Scotia, as shown on a plan (Servant, Dunbrack, McKenzie & MacDonald Limited Plan Number 64-25-0) showing lands owned by and claimed by Percy Ernst, signed by Granville Leopold, N.S.L.S. dated April 12, 1977 revised April 19, 1978 and described as follows:

BEGINNING on the western Ordinary High Water Mark of Lake Major at its intersection with the northern boundary of Lot 151 (Crown land) said point being distant 57.06 feet on a bearing of S 55° 55' 30" W, from Supplementary Control Monument Number 12 as shown on the above referred to plan;

THENCE S 72° 27' 08" W, 1722.69 feet along the northern boundary of Lot 151 to an angle therein;

THENCE S 72° 53' 51" W, 2136.48 feet along the northern boundary of Lot 151 to an angle therein;

THENCE S 72° 06' 25" W, 877.91 feet along the northern boundary of Lot 151 to an angle therein;

THENCE S 74° 07' 40" W, 781.12 feet along the northern boundary of Lot 151 to an angle therein;

THENCE S 69° 52' 36" W, 332.26 feet along the northern boundary of Lot 151 to an angle therein;

THENCE S 73° 30' 22" W, 310.85 feet along the northern boundary of Lot 151 to the northwestern corner thereof;

THENCE N 11° 47' 16" W, 319.14 feet along the eastern boundary of lands owned by L. J. Casavechia Contracting Limited to the southwestern corner of lands now or formerly owned by Helenor P. Sibley;

THENCE N 72° 39' 39" E, 5066.57 feet along the southern boundary of lands now or formerly owned by Helenor P. Sibley to an angle therein;

THENCE N 69° 33' 21" E, 931.04 feet along the southern boundary of lands now or formerly owned by Helenor P. Sibley to the Ordinary High Water Mark of Soldier Lake Gullies;

THENCE southeasterly following the various courses of the Ordinary High Water Mark of Soldier Lake Gullies and the Ordinary High Water Mark of Lake Major for a distance of 400 feet more or less to the place of beginning, said place of beginning being distant 393.87 feet on a bearing of S 37° 08' 27" E, from the last described corner.

CONTAINING 45 acres more or less.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

Granville Leopold
 Douglas K. MacDonald, N.S.L.S.
 Halifax, Nova Scotia
 April 19, 1978.

LOT 157

(LANDS OWNED BY PERCY ERNST)

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain parcel of land lying on the western side of Lake Major in the district of Lake Major, County of Halifax, Province of Nova Scotia, shown as Lot 157, on a plan (Servant, Dunbrack, McKenzie & MacDonald Limited Plan Number 64-25-0) showing lands owned by and claimed by Percy Ernst, signed by Granville Leopold, N.S.L.S. dated April 12, 1977 revised April 19, 1978 and described as follows:

BEGINNING on the western Ordinary High Water Mark of Lake Major at its intersection with the northern boundary of Lot 158 (formerly William Foster) said point being distant 401.04 feet on a bearing of S 07° 20' 49" E, from Supplementary Control Monument Number 13 as shown on the above referred to plan;

THENCE S 74° 21' 11" W, 2281.72 feet along the northern boundary of Lot 158 to an angle therein;

THENCE S 74° 45' 01" W, 2871.01 feet along the northern boundary of Lot 158 to the northeastern boundary of Lot 156;

THENCE N 51° 46' 01" W, 1766.79 feet along the northeastern boundaries of Lots 156 and 155 to the southwestern corner of Lot 154 (Crown land);

THENCE N 72° 19' 51" E, 589.74 feet along the southern boundary of Lot 154 to an angle therein;

THENCE N 74° 15' 16" E, 1873.09 feet along the southern boundary of Lot 154 to an angle therein;

THENCE N 73° 47' 11" E, 1681.37 feet along the southern boundary of Lot 154 to an angle therein;

THENCE N 73° 28' 53" E, 1500.79 feet along the southern boundary of Lot 154 to the Ordinary High Water Mark of Lake Major said point being distant 358.93 feet on a bearing of S 21° 09' 38" E, from Supplementary Control Monument Number 11 as shown on the above referred to plan;

THENCE southeasterly following the various courses of the Ordinary High Water Mark of Lake Major for a distance of 1800 feet more or less to the place of beginning, said place of beginning being distant 1607.52 feet on a bearing of S 35° 38' 47" E, from the last described corner;

CONTAINING 175 acres more or less excluding lots covered by water.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

Douglas K. MacDonald

Douglas K. MacDonald, N.S.L.S.
Halifax, Nova Scotia
April 20, 1978.

LOT 160

(LANDS OWNED BY PERCY ERNST)

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA.

ALL that certain parcel of land lying on the western side of Lake Major in the district of Lake Major, County of Halifax, Province of Nova Scotia, shown as Lot 160 on a plan (Servant, Dunbrack, McKenzie & MacDonald Limited Plan Number 64-25-0) showing lands owned by and claimed by Percy Ernst, signed by Granville Leopold, N.S.L.S. dated April 12, 1977 revised April 19, 1978 and described as follows:

BEGINNING on the western Ordinary High Water Mark of Lake Major at its intersection with the northern boundary of Lot 162 (Crown land);

THENCE S 73° 55' 56" W, 1232.17 feet along the northern boundary of Lot 162 to an angle therein;

THENCE S 71° 52' 55" W, 356.74 feet along the northern boundary of Lot 162 to an angle therein;

THENCE S 74° 34' 26" W, 752.59 feet along the northern boundary of Lot 162 to an angle therein;

THENCE S 73° 56' 13" W, 2028.10 feet along the northern boundary of Lot 162 to the southeastern corner of Lot 161 (Crown land);

THENCE N 50° 42' 59" W, 744.75 feet along the northeastern boundary of Lot 161;

THENCE N 49° 25' 24" W, 537.23 feet along the northeastern boundary of Lot 159 to the southwestern corner of Lot 158 (formerly William Foster);

THENCE N 75° 07' 13" E, 1560.11 feet along a southern boundary of Lot 158 to an angle therein;

THENCE N 74° 18' 21" E, 1608.35 feet along a southern boundary of Lot 158 to an angle therein;

THENCE N 74° 11' 45" E, 1731.59 feet along a southern boundary of Lot 158 to the Ordinary High Water Mark of Lake Major, said point being distant 539.8 feet on a bearing of N 25° 18' 29" W, from Supplementary Control Monument No. 9 as shown on the above referred to plan;

THENCE southerly following the various courses of the Ordinary High Water Mark of Lake Major for a distance of 1050 feet more or less to the place of beginning, said place of beginning being distant 1023.94 feet on a bearing of S26° 40' 27" E, from the last described corner.

CONTAINING 108 acres more or less.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

Angela K. MacDonald

Angela K. MacDonald, N.S.L.S.
Halifax, Nova Scotia
April 19, 1978.

PORTIONS OF LOTS 163, 164 & 165

(LANDS OWNED BY PERCY ERNST)

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain parcel of land comprising portions of Lots 163, 164 and 165, lying on the western side of Lake Major in the district of Lake Major, County of Halifax, Province of Nova Scotia, as shown on a plan (Servant, Dunbrack, McKenzie and MacDonald Limited Plan Number 64-25-0) showing lands owned by and claimed by Percy Ernst, signed by Granville Leopold, N.S.L.S. dated April 12, 1977 revised April 19, 1978 and described as follows:

BEGINNING on the western Ordinary High Water Mark of Lake Major at its intersection with the northern boundary of Lot 166 (Crown land) said point being distant 231.24 feet on a bearing of S 08° 37' 22" E, from Supplementary Control Monument Number 7 as shown on the above referred to plan;

THENCE S 73° 41' 42" W, 1546.92 feet along the northern boundary of Lot 166 to an angle therein;

THENCE S 73° 42' 37" W, 1377.05 feet along the northern boundary of Lot 166 to a point thereon;

THENCE N 15° 23' 47" W, 1003.14 feet along the eastern boundaries of the residual portions of Lots 163, 164 and 165 to the southern boundary of Lot 162 (Crown land);

THENCE N 73° 52' 57" E, 2688.42 feet along the southern boundary of Lot 162 to the Ordinary High Water Mark of Lake Major;

THENCE southeasterly following the various courses of the Ordinary High Water Mark of Lake Major for a distance of 1100 feet more or less to the place of beginning, said place of beginning being distant 1018.55 feet on a bearing of S 28° 45' 33" E, from the last described corner;

CONTAINING 64 acres more or less;

ALL bearings are referred to a transverse mercator grid, 3° Zone.

Douglas K. MacDonald

Douglas K. MacDonald, N.S.L.S.
Halifax, Nova Scotia
April 20, 1978.

LOTS 167 & 168

(LANDS OWNED BY PERCY ERNST)

LAKE MAJOR, HALIFAX COUNTY, NOVA SCOTIA

ALL that certain parcel of land comprising Lots 167 and 168 lying on the western side of Lake Major in the district of Lake Major, County of Halifax, Province of Nova Scotia, as shown on a plan (Servant, Dunbrack, McKenzie & MacDonald Limited Plan Number 64-25-0) showing lands owned by and claimed by Percy Ernst signed by Granville Leopold, N.S.L.S. dated April 12, 1977, revised April 19, 1978 and described as follows:

BEGINNING on the western Ordinary High Water Mark of Lake Major at its intersection with the northern boundary of Lot 169 (lands owned by Joyce Meredith);

THENCE S $72^{\circ} 51' 54''$ W, 4977.23 feet along said boundary of Lot 169 to the northeastern boundary of lands now or formerly owned by the Estate of Frederick Eric Greene;

THENCE N $50^{\circ} 44' 20''$ W, 272.93 feet along said northeastern boundary to an angle therein;

THENCE N $50^{\circ} 54' 14''$ W, 895.94 feet along the northeastern boundary of lands now or formerly owned by the Estate of Frederick Eric Greene to the most eastern corner of lands now or formerly owned by Whebby & Greene;

THENCE N $50^{\circ} 41' 24''$ W, 549.03 feet along the northeastern boundary of lands now or formerly owned by Whebby & Greene to the southwestern corner of Lot 166 (Crown Land);

THENCE N $73^{\circ} 24' 43''$ E, 5853.09 feet along the southern boundary of Lot 166 to an angle therein;

THENCE N $72^{\circ} 32' 57''$ E, 744.89 feet along the southern boundary of Lot 166 to the Ordinary High Water Mark of Lake Major, said point being distant 540.68 feet on a bearing of S $00^{\circ} 07' 13''$ E, from Supplementary Control Monument No. 6 as shown on the above referred to plan;

THENCE southerly following the various courses of the Ordinary High Water Mark of Lake Major for a distance of 2100 feet more or less to the place of beginning, said place of beginning being distant 1531.23 feet on a bearing of S $08^{\circ} 43' 39''$ W, from the last described corner;

CONTAINING 180 acres more or less.

ALL bearings are referred to a transverse mercator grid, 3° Zone.

Douglas K. MacDonald

Douglas K. MacDonald, N.S.L.S.
Halifax, Nova Scotia
April 20, 1978.

Dartmouth, N. S.

August 1/78.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Cote	Valardo
Hart	Backewich
Ritchie	Fredericks
Crawford	Brennan
Irvine	Greenough
Williams	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

MINUTES

On motion of Ald. Williams and Hart, Council approved minutes of the meetings held on June 27th, July 4th, July 11th, July 18th and July 25th.

The Mayor suggested Tues., August 8th for the briefing session on the White Paper, if Council would forego the Committee meeting of that date; Council agreed to proceed with the briefing instead of meeting in Committee.

Ald. Brennan asked to have an item pertaining to the Lynwood Trailer Park moved up on the agenda to insure that it would be dealt with before the hour for adjournment. Ald. Ritchie pointed out that the item is for information purposes only, advising Council of the decision taken by the Board of Health to have the Lynwood Trailer Park closed for health reasons. Ald. Greenough said it would be in order for Council to deal with the item because additional information is available which should be considered. In response to a question from Ald. Irvine, the Solicitor stated that Council does not have authority to revoke the closure order given by the Board of Health, after which Ald. Irvine asked the Chairman of the Board, Ald. Ritchie, if he would be willing to call a special meeting as soon as possible to hear the new information referred to by Ald. Greenough. Ald. Ritchie indicated his willingness to do this if a meeting is required. On motion of Ald. Hart and Valardo, the report from the Secretary of the Board of Health was moved up on the agenda to be dealt with as item 7 (c) (Ald. Backewich voting against the motion).

RECREATION MASTER PLAN A motion to adopt the Recreation Master Plan was on the floor when the July 25th meeting adjourned and the Mayor proceeded to take the vote on that motion as the next item of business. The motion was put and carried with Ald. Williams voting against.

BY-LAW C-358:
THIRD READING

By-law C-358, an amendment to the Penalties By-law C-339 (adding the Truck Route By-law C-210 to Schedule "A") was before Council for third reading, having received first and second reading at the July 18th meeting.

It was moved by Ald. Kavanaugh and Thompson and carried that By-law C-358 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

BY-LAW C-359:
THIRD READING

By-law C-359, prohibiting two-wheeled motorized vehicles on City-owned lands, etc., was also presented for third reading at this meeting, first and second reading having been given at the July 18th meeting.

It was moved by Ald. Backewich and Williams and carried that By-law C-359 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

LETTER RE NAME
PARK

On motion of Ald. Crawford and Williams, Council received and filed a letter from the Dartmouth Chamber of Commerce, requesting reconsideration of the name given 'Ferryside Park' in favour of 'Granfield Memorial Park' after the late Ald. Laurie Granfield (Ald. Kavanaugh voting against the motion).

COMPLAINTS: RED
LION TAVERN

A complaint initiated against the Red Lion Tavern by Mr. R. A. Kell, a resident of 33 Rodney Road, was before Council, and copies of the nuisance abatement by-law (C-211) were circulated with the letter from Mr. Kell. This by-law has provision for a Notice of Hearing which can be held by Council not earlier than ten days after the Notice has been served on the owner. A motion of referral to the Police Commission, moved by

Ald. Crawford and Williams, was ruled out of order by the Mayor, after which Ald. Hart and Greenough moved that a Notice of Hearing be sent to the owner of the Red Lion Tavern, as provided for in By-law C-211, for Tuesday, August 29th. Ald. Ritchie asked that a petition submitted some time ago by Rodney Road residents be circulated so that it is available when the hearing takes place. The motion was put and carried with Ald. Valardo voting against.

OTIONS:

D. HART

The following motions were introduced in accordance with notices of motion previously given:

1) Ald. Hart moved, seconded by Ald. Backewich, that Council approve the upgrading of Windmill Road from the corner of Waddell/Windmill south to Albro Lake Road/Windmill, in order to facilitate appropriate widening of this artery, drainage, curbs and gutters, new sidewalks and upgrading of old trees and appropriate boulevard planting; that staff be directed to do a cost analysis relating to such upgrading and based on the cost analysis:

- (1) funding for this project be provided beginning in the 1979 Capital Budget;
- (2) the Dept. of Highways and the Dept. of Environment be approached for cost-sharing arrangements.

Speaking on her motion, Ald. Hart explained some of the improvements that are required to upgrade Windmill Road, and Ald. Backewich also commented further on these. Other members of Council who spoke during the debate were in agreement with having staff prepare a cost estimate but did not want to see any funding commitment made to include the work in the 1979 Capital Budget. An amendment introduced by Ald. Valardo and Kavanaugh, changed the reference to funding by substituting the word 'considered' for the words 'provided beginning'. The amendment carried with Ald. Hart voting against.

Ald. Crawford suggested that if any street widening is to take place, it should extend beyond Albro Lake Road because of the apartment buildings that will be causing additional traffic on Windmill Road when they have been completed. When the vote was taken, the amended motion carried.

Mr. CRAWFORD

2) Ald. Crawford moved, seconded by Ald. Thompson, that Section 123A of the City Charter be amended so that where an Alderman resigns before the expiration of his term and runs for the office of Mayor, that the election for Alderman to fill the remainder of his term will take place by a by-election after the general election for Mayor. Ald. Crawford presented a number of arguments in support of his position, suggesting that the present legislation is unconstitutional and discriminatory in its application to Aldermen who choose to run for the mayoralty before their term of office is up. Other members, speaking against the proposed change back to the provision of the Charter before it was amended in early 1977 with the present wording, considered that by-elections are an unnecessary additional cost to the City and it was for this reason that the 1977 amendment was brought in by Ald. Valardo and approved. Ald. Fredericks did feel that the former provision was preferable, however. The Solicitor was asked to comment during the debate and he gave an assessment of the policy decision involved in situations where an Alderman resigns from an unexpired term to run for the office of Mayor. When the vote was taken on the motion, it was defeated with Ald. Crawford, Hart and Fredericks voting in favour.

CLOSURE: LYNWOOD
TRAILER COURT

Council has been informed of the action taken by the Board of Health in issuing an order to close the Lynwood Trailer Court and have the premises vacated by residents within two months time. Copies of the report to this effect were circulated with the agenda and placed before Council for information purposes. Ald. Greenough said he agreed that the situation at the trailer court must be corrected and that the owner, Mr. Bursey, has given assurance of additional steps being taken by him to have the sewage pumped and trucked away from the park to alleviate the health problem existing at the present time. Based on this willingness on the part of the owner to take additional measures, Ald. Greenough moved that

the question of the closure of the Lynwood Trailer Court be referred back to the Board of Health for reconsideration, and that a special meeting of the Board be called to determine whether the corrective measures being undertaken by the owner and the residents are adequate and thereby would permit the notice of eviction to be rescinded. The motion was seconded by Ald. Crawford and debate proceeded.

Ald. Hart noted that the main problem with the sewer system at the park is not the tank itself but the lines leading into the tank from the trailers, and these will have to be made tight before the situation can be improved. She and other members of Council were sympathetic to the position the residents have been placed in by the eviction order, but generally the feeling was that the Board of Health had no alternative under the circumstances but to order the trailer park closed in view of the continuing health hazard involved. Ald. Cote was not in favour of Council becoming involved in what should be a matter between the Board of Health and the owner and residents of the park; Ald. Fredericks expressed a similar opinion that Council should not interfere when a decision has already been made by the Board. Ald. Greenough, Crawford and Brennan felt that consideration has to be given to the difficulties faced by the residents because of the eviction order, and Ald. Greenough said he had introduced the motion to refer the matter back to the Board of Health so that the Atlantic Health Unit can be brought into the situation again and further inspections can be made after the owner takes the additional steps he is planning. Ald. Brennan cited this as another example of housing problems that exist within the City and he asked that the Housing Advisory Board take a look at the overall trailer court problem in Dartmouth and make some recommendations as to what the alternative solutions may be. The general consensus of Council was not in favour of the motion, although the members were willing to have any last-minute efforts on

the part of the owner looked at by the Board of Health if the two parties wish to meet for further discussion. Ald. Irvine also wanted to see the interests of the residents protected but agreed with the opinion of other members that the Board had to act to safeguard the health of people living in the area. At the conclusion of the debate, the motion was put and it was defeated with Ald. Irvine, Crawford, Greenough and Brennan voting in favour.

REPORTS

Reports recommended from Committee were approved by Council as follows:

- 1) Building Inspector (June): adopted on motion of Ald. Thompson and Fredericks.
- 2) Minimum Standards (June): adopted on motion of Ald. Valardo and Thompson.
- 3) Fire Chief (June): adopted on motion of Ald. Backewich and Kavanaugh.
- 4) Social Services (May): adopted on motion of Ald. Thompson and Valardo.
- 5) Development Officer (June): adopted on motion of Ald. Valardo and Ritchie.

PERMIT TO BUILD:
LOT 45 IND. PARK

On motion of Ald. Backewich and Williams, Council granted a building permit application for a single-storey building to be constructed on Lot 45 in the Burnside Industrial Park, subject to compliance with City requirements. Approval has been recommended to Council from Committee.

REZONING: AUSTENVILLE
NIP AREA

On motion of Ald. Hart and Backewich, Council set October 17th as the date for public hearing of a rezoning application involving various changes in the Austenville NIP area, as recommended by Committee.

RESOLUTION #78-20

Resolution #78-20 has been recommended from Committee, as amended, for submission to the Union of Nova Scotia Municipalities conference. Ald. Backewich and Thompson moved the adoption of the resolution as recommended. Ald. Hart indicated her wish to have section 4 of the resolution deleted because of the opposition expressed to it at Committee and she moved this in amendment, seconded by Ald. Greenough. The amendment carried with Ald. Fredericks, Cote, Crawford and Williams voting against. A second amendment was

also approved, on motion of Ald. Kavanaugh and Valardo, deleting section 3 of the resolution; the amended motion carried.

AWARD TENDERS:
SALE OF BUSES

Two tenders have been received as follows, one for each of two buses being offered for sale from the transit fleet:

Bus #141	Seaboard GM Diesel Ltd.	\$800.00
#142	Mr. J.V. Gray, Dartmouth	300.00

Acceptance of the two tenders received is recommended by Mr. Moir and Council adopted the recommendation on motion of Ald. Kavanaugh and Williams.

RESIGNATION:
FIRE CHIEF

Fire Chief Findlay has submitted a letter of resignation from his position, effective as of Aug. 18/78. Mr. Moir recommends acceptance of his resignation with regret, and secondly, that he be authorized to advertise for applications for a new Fire Chief, in accordance with the provisions of Section 6 of By-law C-158. The Fire Chief's resignation was accepted with regret, on motion of Ald. Kavanaugh and Valardo. Ald. Williams and Valardo then moved that a search committee of Council be appointed to work with the City Administrator to make a recommendation to Council on a replacement to fill the position vacated by Chief Findlay. This motion was defeated and on motion of Ald. Kavanaugh and Fredericks, the second part of Mr. Moir's recommendation was approved, giving him authority to advertise the position in the regular way.

AWARD TENDER:
CITY-OWNED BUILDING

The following tenders were received for the removal or demolition of the City-owned building located at 640 Portland Street:

- Peterson Pontiac - \$1,600. for removal (paid to City)
- Turple's Demolition - City pays \$615. for demolition.
- L. J. Casavechia Contracting Ltd. - City pays \$2,400. for demolition.

Mr. Moir's recommendation is that the building be sold to Peterson Pontiac for the amount tendered, subject to the company acquiring the necessary building permit for the relocation to their own property. The recommendation was adopted on motion of Ald. Kavanaugh and Crawford.

CONTRACT #7807

Mr. Moir advised that the tenders for Contract #7807 (Brompton Park - multi-use court) are being reviewed and will come back to the next Council meeting.

AWARD TENDER:
CONTRACT #7803

Tenders have been received as follows for Contract #7803 (Howe Street Ballfield and Northbrook Park):

W. Eric Whebby Ltd.	Option #1: \$248,646.69
	Option #2: \$237,243.14
Terra Nova Landscaping Co.	Option #1: \$179,339.50
	Option #2: \$171,498.50

Mr. Moir recommends acceptance of the #1 Option submitted by Terra Nova Landscaping Co. Ltd., in the amount of \$179,339.50, and Council proceeded to approve this recommendation, on motion of Ald. Hart and Backewich.

AWARD TENDER:
CONTRACT #7804

Tenders for the Port Wallis area services (Contract #7804) have been reviewed by Project Planning Consultants Ltd. and the recommendation is that the tender submitted by Harbour Construction Co. Ltd., in the amount of \$2,099,560.00, be accepted. Ald. Greenough and Crawford moved the adoption of the recommendation, subject to all of the necessary approvals, including recommendations of the Lakes Advisory Board, as endorsed and recommended to Council by the Board of Health. The motion carried.

TERMS OF REFERENCE:
TRANSIT ADVISORY BOARD

Proposed terms of reference for the Transit Advisory Board have been submitted for Council's consideration and their approval was moved by Ald. Backewich, seconded by Ald. Crawford. Ald. Hart moved in amendment that item #2, as presently worded, be deleted and replaced with the following:

'The Board shall consist of seven members - three Aldermen, the Clerk-Treasurer, a representative from the Traffic Management Group, and the Transit Manager. At least one Alderman on the Board shall be a member of the Metropolitan Authority Transit Commission. The Mayor and the City Administrator shall be considered ex-officio members. The Advisory Board shall elect a Chairman from within its membership. The Board shall have the power to co-opt senior staff members if they feel necessary.'

Following the introduction of this amendment, the item was referred to Committee for further consideration, on motion of Ald. Kavanaugh and Crawford.

RESOLUTION #78-23

On motion of Ald. Kavanaugh and Crawford, Council adopted Resolution #78-23, authorizing the City Administrator to sign a license for a temporary railway crossing as detailed in the attached copy of the resolution.

RESOLUTION #78-22

On motion of Ald. Irvine and Fredericks, Council also adopted the attached Resolution #78-22, appointing Douglas Tyler as a Revising Officer for the Court of Revisions to be held in Dartmouth in September.

SCHOOL BOARDS
MEMBERSHIP ACT

On motion of Ald. Backewich and Irvine, Council referred to Committee Bill #85, the School Boards Membership Act, for consideration. Copies of ^{the} Act circulated were accompanied by an analysis of the various sections, as provided by the City Solicitor's office.

NIP ADDITION:
NORTHBROOK SCHOOL

On motion of Ald. Backewich and Valardo, Council adopted a report from the School Board on the proposed NIP addition to Northbrook School, recommending that the proposal be forwarded to Council with an indication that the Board has no objection to the addition, providing that on-going operating costs of running the facility can be worked out. (Ald. Thompson voting against.)

INQUIRIES:
ALD. KAVANAUGH

Ald. Kavanaugh's first inquiry concerned the status of bridge tokens in relation to the new coin that was to have been minted; the Mayor was asked to take the inquiry up further with the Bridge Commission.

Ald. Kavanaugh asked if a garbage collection site for Dartmouth has been discussed by the Regional Authority; the Mayor said a motion on the possibility of putting the incinerator back in use has been tabled with the Authority.

His next question dealt with flooding problems involving homes on Landrace Crescent and the fact that money allocated for this project has not been spent because several of the residents will not grant easements over their properties. He asked the Solicitor to discuss this situation with Mr. Moir and other staff members to see how it can be resolved (ie. through expropriation, etc.).

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Ald. Kavanaugh asked if 'No Stopping Anytime' signs could be erected along the section of Alderney Drive between Ochterloney Street and King Street; Mr. Moir said the only type of sign that could be erected would have to be 'No Parking' signs.

ALD. BRENNAN

Inquiries made by Ald. Brennan were as follows:

- 1) asked if provision for pedestrians is being made in the design plans for the MicMac Rotary; the Mayor said there is provision for pedestrian traffic included in the plans.
- 2) asked if a practice of answering inquiries within a month could be instituted; the Mayor agreed to take this up with Mr. Brady further.
- 3) requested Stop signs at Newcastle Street and Old Ferry Road to control north/south traffic movements on Newcastle Street.

ALD. VALARDO

Ald. Valardo referred to the inquiry he made at the July meeting with regard to motorbikes in the Averill/Wallingham Street area. He said this is a Highways Dept. problem and some form of barrier is needed so that motorbikes cannot be driven through the area.

His second inquiry concerned the unsightly condition of the property at the corner of Albro Lake Road and Wyse Road; he asked what by-law could be applied to have this situation improved and said he would like to have the question followed up further by the Solicitor.

ALD. HART

Ald. Hart said that nothing is being done by the dog catcher about the dogs running at large in the area of Cedar Court, Nivens Ave., Middle Street, etc. She requested further attention to the problem.

Referring to item #10 on the Continuing Agenda (renaming of Shubie Park), she asked to have this matter dealt with during August.

ALD. RITCHIE

Ald. Ritchie's inquiry dealt with grass which he asked to have cut at the Acadia ballfield, where it is interfering with traffic coming out on the Circumferential Highway.

ALD. THOMPSON

Ald. Thompson's two inquiries concerned the statement of consolidated expenditures, the first having

to do with an over-expenditure for Workmen's Compensation and the second, with an over-expenditure for the item External Audit (advisory assistance). He requested additional information on the two items.

Ald. Thompson also asked when the Financial Statement will be reviewed; Mr. Moir said it will probably be sometime during the month of August.

ALD. WILLIAMS

Ald. Williams said he is receiving complaints about the noise from Sunday dances at the MicMac Club; he asked if these dances are legal. Mr. Drury suggested that the problem might be handled under the Anti-Nuisance By-law.

His other inquiry concerned the trucks that are being washed in Maynards Lake, in the vicinity of the Canterbury development; he felt this should be stopped because of the pollution it is putting into the lake.

ALD. CRAWFORD

Ald. Crawford asked if a report has been submitted to Council in connection with allegations previously made concerning a Fire Inspector. Mr. Moir advised that no report has been submitted to date.

ALD. BACKEWICH

Ald. Backewich asked for an update on negotiations for the house being acquired at the corner of Parkstone and Windmill Road.

ALD. IRVINE

Ald. Irvine asked to have attention given to the low water pressure on Lakecrest Drive from 93 to 103.

His other inquiry concerned curb repairs required on the west side of Raymoor Drive from the intersection to Civic #16.

ALD. FREDERICKS

Ald. Fredericks asked that information be made available to the press on the water study taking place in the metropolitan area.

His second question pertained to (a) the development schedule for the Lynch Estate and (b) the possibility of grading the Lynch Estate lands to a lower depth so that more fill can be made available from this source. Both points were discussed with Mr. Moir.

The meeting then adjourned.

G. D. Brady,
Deputy City Clerk.

July, 1978

RESOLUTION NO. 78-20

RESOLVED that Dartmouth City Council is in favor of Central Mortgage and Housing Corporation making the following changes to the Residential Rehabilitation Assistance Program:

1. That the Residential Rehabilitation Assistance Program be available in areas which are not designated as Neighbourhood Improvement Program areas; and sufficient additional funds be made available to provide a meaningful program in these areas.
2. That the Residential Rehabilitation Assistance Program cover the cost of siding in all cases except those considered to be of a cosmetic nature by the Building Inspection Department;
3. That removal of debris which may constitute a fire hazard be an eligible cost under the Residential Rehabilitation Assistance Program for senior citizens and those earning \$8,000 yearly or less;
4. That loans under the Residential Rehabilitation Assistance Program be available to landlords whose buildings are not operated at a profit.

AND BE IT FURTHER RESOLVED that Dartmouth City Council's approval of these changes be expressed to the Union of Nova Scotia Municipalities Conference to be held in August, 1978, by forwarding to that Conference a copy of this resolution.

RESOLUTION #78-22

RESOLVED that pursuant to Section 36 of the Dartmouth City Charter, Douglas V. Tyler be and he is hereby appointed a Revising Officer and that fees to be paid to the Revising Officer be fixed at the sum of one hundred twenty-five dollars (\$125.00) pe day for six hours;

FURTHER RESOLVED that pursuant to Section 38 of the Dartmouth City Charter the Court of Revisions be held on the 12th and 13th days of September, 1978, at Dartmouth City Hall during the hours of 10:00 a.m. to 12:00 Noon; 4:00 p.m. to 6:00 p.m.; and 7:30 p.m. to 9:30 p.m. each day.

August 1, 1978

RESOLUTION NO. 78-23

WHEREAS the City of Dartmouth wishes to obtain a license for a temporary railway crossing at Mile 12.11 Dartmouth Subdivision of the Canadian National Railways;

BE IT RESOLVED that the City Administrator be authorized to sign the license for Temporary Crossing, a copy of which is marked Schedule "A" to this Resolution.

I, N. C. Cohoon, City Clerk-Treasurer of the City of Dartmouth, do hereby certify that the foregoing is a true copy of Resolution No. 78-23 passed by Dartmouth City Council on August 1, 1978.

N. C. Cohoon,
City Clerk-Treasurer

Dartmouth, N. S.

August 8/78.

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

Present - Mayor Brownlow

Ald. Hart	Backewich
Smith	Williams
Crawford	Brennan
Thompson	Kavanaugh
Ritchie	Fredericks
Cote	Valardo
Greenough	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	
City Comptroller, D. McBain	

BRIEFING: WHITE
PAPER DOCUMENT

Mr. Bill Hayward was present to give a briefing on the section of the Provincial White Paper which deals with suggested changes in operating grant structures and the related financial impact on individual municipalities, specifically in this case, on the City of Dartmouth. This position paper will be discussed in further detail at the upcoming conference of N. S. Municipalities, and following Mr. Hayward's presentation, Mr. Cohoon was asked to sum up the staff comments and based on those comments, to prepare a submission to be made on behalf of the City at the conference, setting out the three main areas of concern which are as follows:

- 1) recognition has not been given in the paper to the payment of special assistance to municipalities by the Province, and there should be a recommendation that at least a significant portion of the amount allocated for special assistance (approx. ten million dollars this year) should be added to the grant fund and distributed accordingly.
- 2) staff also questions the exclusion of certain expenditure items (water and sewer in particular) on the basis that they would be eligible for a user charge. It is felt that they should be included as part of the expenditure package and then let the municipalities decide how they will collect for them.
- 3) the third area of concern has to do with the basis for the road user charge, the staff recommendation being that it should be based on the number of dwelling units per road mile which takes into account the difference between rural and urban municipalities.

Mr. Cohoon was asked to proceed with the preparation of a written brief to be presented at the N. S. Municipalities conference, based on the points discussed with Council.

NOTICES OF MOTION:

The following notices of motion were given for the next regular Council meeting:

ALD. RITCHIE

1) Ald. Ritchie: that City Council ask the Provincial Government to select a parcel of land in the near vicinity of the old Acadia ballfield to replace this field which they will be taking in the upgrading of Pleasant Street.

ALD. BRENNAN

2) Ald. Brennan: (a) that Council request the Police Commission to examine the feasibility and potential for the establishment of a voluntary police organization.

(b) that Council establish the practice of conducting a formal semi-annual review of budget expenditures by requesting the City's boards, committees, and commissions to submit a detailed report indicating major current expenditures and budget areas which may be considered toward the objective of restraint.

(c) that Council request staff and the W.D.C. to study the demand and feasibility, including cost factors, of locating a medium-sized cultural centre in Dartmouth's waterfront redevelopment project.

PASS BILLS

Council passed bills on motion of Ald. Fredericks and Kavanaugh.

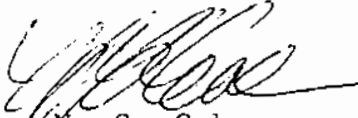
NIP REQUEST:
NEIGHBOURHOOD HOUSE

Council agreed to add an item to the agenda dealing with a request from the Tufts Cove NIP group for permission to expend \$50,000. for the purchase and renovation of the building at 22 Alfred Street to be used as a Neighbourhood House facility, as outlined in the letter from John Keating, Chairman of the Tufts Cove NIP program. Ald. Hart commented on the need for this type of facility in that community and suggested that some of the cost involved could be defrayed through the assistance received in operating a day care centre in a portion of the building. Ald. Fredericks also indicated his support for the request and seconded Ald. Hart's motion that the request be approved and the \$50,000. amount released for the purpose of purchasing and renovating the building. Other members of Council who opposed the motion felt that an attempt should be made to use any available existing facilities such as empty classrooms rather than acquiring another building that will have to be maintained and operated at additional expense.

Ald. Brennan suggested referral of the matter to staff so that it can be determined whether or not there

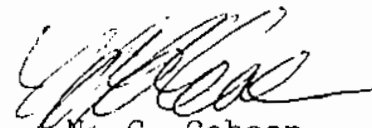
) (may be classroom space the NIP group could use and this kind of space might be more satisfactory for day care purposes than in a neighbourhood house where functions involving senior citizens and other groups are taking place. Ald. Backewich and Ritchie spoke in favour of granting the request, but generally Council did not want to come to any decision on it before finding out if there are other alternate facilities that could be used instead. On motion of Ald. Kavanaugh and Crawford, the matter was referred back to staff and the School Administration office to see if classroom space is available in the area and report back to Council as soon as possible. (Ald. Valardo, Hart, Ritchie, Backewich and Fredericks voting against.)

) (On motion of Ald. Kavanaugh and Thompson, Council adjourned to meet in camera as Committee-of-the-Whole to deal with several additional items of business.

) (
N. C. Cohoon,
City Clerk.

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On motion of Ald. Kavanaugh and Thompson, Council adjourned to meet in camera as Committee-of-the-Whole to deal with several additional items of business.


N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

Aug. 15/78.

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

Present - Mayor Brownlow

Ald. Hart	Backewich
Crawford	Greenough
Ritchie	Fredericks
Smith	Williams
Cote	Valardo
Irvine	Kavanaugh
City Solicitor, S. Hood	
City Clerk-Treasurer, N. C. Cohoon	

RENAMING SHUBIE PARK

The first item on the agenda had to do with the proposed renaming of Shubie Park, deferred from July of 1977, and on motion of Ald. Fredericks and Crawford, the matter was referred to Committee with the suggestion that the discussion consider waiting for the Federal Government to come out with its reports on the Canal (A.R.C. and River Basin studies) and a decision as to whether or not the park is to be expanded; consideration would also include the possibility of holding a contest to choose a name after the federal studies have been released.

IMPROVEMENTS:
BOYS & GIRLS CLUB

The Tufts Cove NIP group has requested permission to allocate \$42,000. of NIP funds to extend and renovate the Boys & Girls Club in the north end and replace the van presently being used with a newer model. The Mayor referred to a recommendation from Mr. Moir to the effect that Council consider holding a special meeting to discuss and establish policy guidelines with regard to NIP projects, and Ald. Valardo moved the adoption of this recommendation, in effect deferring a decision on the NIP request before Council; the motion was seconded by Ald. Williams.

Mr. Cohoon elaborated further on the staff opinion that there is a need for appropriate guidelines to be determined by Council in relation to projects in the various NIP areas. Several members of Council, including Ald. Smith and Valardo, agreed that a full debate is needed to clarify Council's position and establish certain policies on NIP projects. Ald. Ritchie and Kavanaugh felt that such policy decisions should have

Dartmouth, N. S.

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Irvine	Kavanaugh
City Solicitor, S. Hood	
City Clerk-Treasurer, N. C. Cohoon	

RENAMING SHUBIE PARK The first item on the agenda had to do with the proposed renaming of Shubie Park, deferred from July of 1977, and on motion of Ald. Fredericks and Crawford, the matter was referred to Committee with the suggestion that the discussion consider waiting for the Federal Government to come out with its reports on the Canal (A.R.C. and River Basin studies) and a decision as to whether or not the park is to be expanded; consideration would also include the possibility of holding a contest to choose a name after the federal studies have been released.

IMPROVEMENTS:
BOYS & GIRLS CLUB

The Tufts Cove NIP group has requested permission to allocate \$42,000. of NIP funds to extend and renovate the Boys & Girls Club in the north end and replace the van presently being used with a newer model. The Mayor referred to a recommendation from Mr. Moir to the effect that Council consider holding a special meeting to discuss and establish policy guidelines with regard to NIP projects, and Ald. Valardo moved the adoption of this recommendation, in effect deferring a decision on the NIP request before Council; the motion was seconded by Ald. Williams.

Mr. Cohoon elaborated further on the staff opinion that there is a need for appropriate guidelines to be determined by Council in relation to projects in the various NIP areas. Several members of Council, including Ald. Smith and Valardo, agreed that a full debate is needed to clarify Council's position and establish certain policies on NIP projects. Ald. Ritchie and Kavanaugh felt that such policy decisions should have

been made some time ago before we reached this stage in the NIP programs. Ald. Hart did not agree with the motion or with the setting of policies to determine NIP projects within a given program; she considered that such decisions should originate with the people in the NIP areas as part of the improvement program intended in the NIP concept. Ald. Fredericks and Backewich also spoke against the motion and Ald. Crawford said he was not in favour of dealing with Mr. Moir's policy recommendation in conjunction with the Boys & Girls Club request. When the vote was taken on the motion, it was defeated. Ald. Hart and Irvine the moved that Council approve the \$42,000. allocation as requested by the Tufts Cove NIP group for the Boys & Girls Club and van. The motion carried, with Ald. Williams, Cote, Valardo, Smith and Kavanaugh voting against.

Ald. Kavanaugh inquired during the debate about the building on Main Street, formerly used as a clubhouse by the Boys & Girls Club, and asked why it has not been removed as requested some time ago at Council. He requested a follow-up on his inquiry.

On motion of Ald. Williams and Irvine, Council approved the following appointments to the Dartmouth Community Services Advisory Board (Ald. Hart abstaining from the vote): Mrs. Beverly Hiltz, Mr. George Hemming, Miss Mary Hart, and Mrs. Carol Wright.

Tenders for sidewalk construction, Contract 7809, have been received as follows:

Ocean Contractors Ltd.	\$169,061.75
Steed & Evans Ltd.	176,228.25

The budget approved for sidewalk construction involving these items was \$130,000. and the recommendation from Mr. Moir is that Council accept the low bid submitted by Ocean Contractors Ltd. and authorize an over-expenditure of \$39,061.75 to meet the additional cost. Council therefore gave first approval for the over-expenditure, as recommended, and accepted the Ocean Contractors Ltd. tender in the amount of \$169,061.75.

APPOINTMENTS:
COMM. SERVICES
ADVISORY BOARD

TENDER:
CONTRACT #7809

WARD TENDER:
CONTRACT #7808

Council considered a report from Mr. Moir on tenders received for the construction of the Farrell St. Park, Contract #7808, which were received as follows:

Edmond Bros. Ltd.	\$67,727.25
Terra Nova Landscaping Ltd.	77,122.50
W. Eric Whebby Ltd.	94,226.47
L.J. Casavechia Cont. Ltd.	108,588.00

Concern has been expressed in Mr. Moir's report about the financial condition of Edmond Bros. Ltd. and Mr. Cohoon gave a further verbal report on the status of this company which has submitted the low bid for Contract #7808. In view of his opinion that Council would be taking a risk as to the ability of this company to complete the project, Ald. Valardo and Backewich moved the adoption of the second portion of Mr. Moir's recommendation, in essence, awarding the tender to Terra Nova Landscaping Ltd. and authorizing City staff and representatives of the Tufts Cove NIP group to meet with the consultants and Terra Nova Landscaping Ltd. to reduce the tender submitted by Terra Nova Landscaping Ltd. to the amount of \$69,377.50 (within the NIP budget of \$70,584.) The motion carried.

ALLOCATION OF
NIP FUNDS

On motion of Ald. Greenough and Smith, Council adopted a report from Mr. Moir in connection with the proposed acquisition of 22 Alfred St. for a neighbourhood house in the Tufts Cove NIP area, recommending deferral of this item pending a special Council meeting at which policy guidelines would be discussed for NIP projects (Ald. Hart and Backewich voting against).

CHANGES: BY-LAW C-342

On motion of Ald. Fredericks and Smith, Council approved changes which have been made in By-law C-342, as detailed in a memo from Suzanne Hood of the Solicitor's office.

PURCHASE OF BUSES:
FRANCOPHONE SCHOOL

Council had earlier agreed to add an item dealing with the purchase of buses to serve the Francophone School being established in Dartmouth in conjunction with the Dept. of Education, and Mr. Moir's report was dealt with in this connection. On motion of Ald. Greenough and Cote,

Council adopted his recommendation that two Dodge maxi-buses (1978) be purchased from East Coast Bus Sales of Truro for a price of \$9,900. each, complete with eight flashing lights system. Information on the other suppliers contacted in an accompanying report from Mr. Russell, the Transit Manager, was before Council with Mr. Moir's report.

TRANSIT REPORTS

The Transit Manager's report for the week of July 10th was adopted as submitted, on motion of Ald. Irvine and Smith.

Mr. Russell's report for the week of July 24th was also approved, on motion of Ald. Ritchie and Kavanaugh.

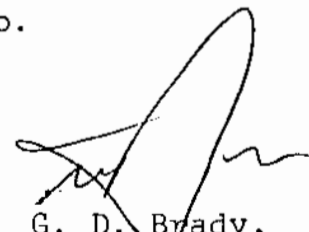
COLIFORM COUNTS:
CITY LAKES

The Lakes Advisory Board has requested Council to ask the Atlantic Health Unit to provide records of the coliform counts in the City lakes on a regular basis to assist the Board in making yearly comparisons. Ald. Fredericks and Kavanaugh moved the approval of this request, but Ald. Hart felt that the request should go through the Board of Health to the Atlantic Health Unit and she moved this as an amendment. The amendment was seconded by Ald. Irvine and was defeated. The motion was put and carried.

RESOLUTION #78-22

On motion of Ald. Kavanaugh and Cote, Council approved Resolution #78-22, appointing a Revising Officer and setting Sept. 12th and 13th as the dates for the Court of Revisions. A copy of the resolution is attached.

Council then adjourned to meet in Committee, on motion of Ald. Kavanaugh and Valardo.


G. D. Brady,
Deputy City Clerk,

RESOLUTION #78-22

RESOLVED that pursuant to Section 36 of the Dartmouth City Charter, Douglas V. Tyler be and he is hereby appointed a Revising Officer and that fees to be paid to the Revising Officer be fixed at the sum of one hundred twenty-five dollars (\$125.00) pe day for six hours;

FURTHER RESOLVED that pursuant to Section 38 of the Dartmouth City Charter the Court of Revisions be held on the ~~12th~~ ^{12th} and ~~13th~~ ^{13th} days of September, 1978, at Dartmouth City Hall during the hours of 10:00 a.m. to 12:00 Noon; 4:00 p.m. to 6:00 p.m.; and 7:30 p.m. to 9:30 p.m. each day.

Dartmouth, N. S.

August 29/78.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Smith	Williams
Irvine	Greenough
Ritchie	Fredericks
Hart	Backewich
Cote	Valardo
Brennan	Crawford
City Solicitor, S. Hood	
City Administrator, C. A. Moir	

HEARING: NUISANCE
COMPLAINT

This meeting of Council constituted a hearing of a nuisance complaint from Mr. Kell of 33 Rodney Road against the Red Lion Tavern, in accordance with the provisions of By-law C-211 which deals with the abatement of nuisances. (Ald. Crawford left the meeting at the beginning of this first item on the agenda.)

The complaint made by Mr. Kell had to do with the sound level of amplified music from the rock bands that play at the Red Lion Tavern during week-nights (from 8:00 to 11:00 p.m.) and on weekends (from 9:00 p.m. until 12:30 a.m.). On being questioned by members of Council, Mr. Kell stated that he has lived at 33 Rodney Road for five years and his home is located approx. 150 feet from the tavern. He said that after he made the complaint against the tavern, he had discussed the problem with the owner, Mr. Hampson and made the suggestion that there should be double doors at the entrance to the building. The possibility of cancelling the hearing was also discussed at that time but Mr. Kell subsequently decided to proceed with it instead.

Mr. John Hampson, the President of Cambridge Enterprises Ltd. and owner of the Red Lion, presented his position on the issue, commenting on the regulations under which his business is licensed and operated, and he noted that approx. 70% of his patrons come from the immediate area in which the tavern is situated. He submitted copies of a petition and several letters from residents who do not object to the operation of the tavern in their neighborhood, and he went on to outline various measures that have been

taken to reduce the noise levels so that residents are not bothered by them and to supervise parking in the lot which serves the tavern, etc. Mr. Hampson said he is prepared to co-operate in every possible way with the residents, but he objected to the kind of accusations made by Mr. Kell about his establishment and the patrons of it. He said he had indicated his willingness to comply with Mr. Kell's suggestion that a double set of doors be installed at the front entrance to the tavern and understood from Mr. Kell that this would be satisfactory and the hearing would therefore not proceed. In response to a question from Ald. Cote, Mr. Hampson said he has never had sound readings taken at the Red Lion, but he would be agreeable to having this kind of a technical opinion sought if Council so wished. He stated during his presentation that he has not received any direct complaints about his tavern during the eight years it has been in operation on Rodney Road. Reference was made by Ald. Ritchie to a petition he brought forward in 1976 from several area residents, but it was later noted by Ald. Greenough that one or two of the same names now appear in support of Mr. Hampson's establishment.

The Solicitor advised that Council will have to decide if a nuisance does in fact exist and if so, require the owner to take steps to correct the situation. Ald. Cote was in favour of deferring a decision until such time as the owner has an opportunity to follow up on the two undertakings suggested (ie. monitoring the noise levels and installing double doors) and he moved deferral for a three-month period on the basis of Mr. Hampson's willingness to proceed with the two measures recommended; the motion was seconded by Ald. Backewich. Except for Ald. Valardo, who felt it has not been proven that a nuisance exists, most other members who spoke on the motion were in favour of it and considered that a decision on the nuisance question can be delayed in view of the owner's

indication that he is prepared to take further steps to reduce the noise levels and to have a sound expert determine exactly what the levels are at present. When the vote was taken on the motion, it carried with Ald. Valardo voting against.

USE: CITY-OWNED
FACILITIES

A report from Mr. Moir was before Council in connection with certain policy decisions considered to be required with regard to the NIP programs and the use of existing City-owned facilities vs. the creation of new community facilities as in the case of the proposed acquisition of the building and property at 22 Alfred Street, requested by the Tufts Cove NIP group and discussed previously at the August 15th meeting of Council. Involved in these policy decisions is the space available in existing school buildings in the various communities, the use being made of our school facilities for community school programs and the Recreation Dept. use of school buildings for programs conducted by that department. Staff members present to deal with these several aspects of the question included Mr. Bayer, Supt. Harrison and Mr. Len Atkinson, each of whom made a presentation dealing with the specific areas of responsibility they have - in Mr. Bayer's case, the overall planning strategy for the NIP programs, Supt. Harrison, the community school program, and Mr. Atkinson, the programs offered by the City Recreation Dept.

Mr. Bayer highlighted the objectives of the NIP and RRAP programs, indicating the extent of community involvement and financial participation by other government levels with the number of existing programs now underway in the City of Dartmouth. He said it is characteristic of the NIP concept that people in the community are to be involved in the planning process; therefore, people in the community must know what existing resources are available to them when they begin to plan and what the City's policy is with regard to these resources. He felt that the policy decisions

proposed in Mr. Moir's report would go a long way toward the establishment of guidelines for the information of people in the NIP groups.

Supt. Harrison's opening remarks concerned the continuing decline in school population figures and the results of this school population decrease in terms of classroom space available for other uses, including continuing education programs and uses complimentary to the regular school programs such as music, library facilities, etc. He explained the community school concept and its application in programs undertaken in the Admiral Westphal and Eric Graves Schools, noting that areas of co-operation exist here in conjunction with the City Recreation Dept.

Mr. Atkinson's presentation also included reference to the use of school buildings for programs sponsored by his department, and he suggested that there is a need for a joint study by members of his staff, in conjunction with the School Admin. staff, to determine common areas of concern and courses of action to be followed, so that a more comprehensive policy can be recommended to Council, including the role of community schools in meeting the important need of providing education for leisure time. He provided information on the number of fall and winter programs his department offers, on the approx. number of citizens who participate in them, and on the need for space in the schools for recreational purposes.

Following these three staff presentations, Ald. Cote and Williams proceeded to move the adoption of Mr. Moir's report, containing four suggested policy considerations relating to the use of existing City-owned facilities and their associated use as available in conjunction with NIP programs. Ald. Cote said he would like to see the kind of inventory of space in City buildings recommended, being made available to community groups and organizations generally for their information. Ald. Backewich questioned the effect of the motion on the Tufts Cove NIP request to acquire 22 Alfred Street, and asked that the availability

of City facilities in this area be looked at within the next two weeks so that the NIP people there can have an indication as soon as possible.

Several of the Aldermen felt that the kind of policy decisions being discussed are already overdue in relation to the NIP programs, but Ald. Valardo and Brennan did not support the motion and wanted to see several amendments made to the policies suggested. Ald. Brennan said there should be more flexibility in them and he suggested that school classroom space does not provide the kind of informal facilities the NIP groups have in mind for their purposes. His point regarding policy statement #4 had to do with the provision of some recourse for NIP groups to go ahead with facilities and programs which are not otherwise available in their community and he moved in amendment that the words 'and programs' be inserted after the phrase '. . . availability of facilities'. The amendment was seconded by Ald. Cote and it carried. Another amendment, moved by Ald. Backewich and Irvine, was also adopted to the effect that the study of available City facilities in the Tufts Cove area be brought back within two weeks time so that this information will be available to the NIP people and a decision can then be made on the request for permission to acquire 22 Alfred Street.

Ald. Valardo proposed the deletion of suggested policy #3, to be replaced with a statement prepared by him, but he subsequently changed this amendment to a deletion of the final three words ('in some area') in Mr. Moir's paragraph. The amendment was seconded by Ald. Brennan but it was defeated. Ald. Valardo's other amendment had to do with insuring that adequate time is allowed to complete NIP projects in the time allocated for funding. He moved the addition to policy statement #4 of the words 'within the time allocated for completing the NIP program affected'. This amendment, seconded by Ald. Brennan, was also defeated. The original motion, as amended, was put and carried (Ald. Valardo and Brennan voting against).

SECOND APPROVAL:
CONTRACT #7809

On motion of Ald. Kavanaugh and Irvine, Council gave second approval for an over-expenditure required in connection with Contract #7809 (sidewalk construction), first approval having been given at the August 15th meeting.

BUILDING PERMITS:
LOT 41DZ PETTIPAS DR.
LOT 72 SIMMONDS DR.

Building permits recommended by Committee were

approved by Council as follows:

- 1) Permit to build a one-storey pre-cast concrete building on Lot 41, Pettipas Drive, was granted on motion of Ald. Kavanaugh and Irvine.
- 2) Permit to build a CNR express terminal complex on Lot 72 Simmonds Drive was granted, on motion of Ald. Kavanaugh and Greenough.

SUBDIVISION:
#9 & #11 VICTORIA RD.

On motion of Ald. Hart and Williams, Council also approved a subdivision application recommended by Committee, involving #9 and #11 Victoria Road, based on the Planning Dept. recommendation in favour of this request as outlined in the staff reports.

AWARD TENDER:
CONTRACT #76112

The following tenders have been received for Contract #76112, clearing and grubbing of Phases I and II of the Lynch Estate:

Woodlawn Construction	\$328,000.
Municipal Spraying	328,000.
Dickey Engineering & Const.	209920.
Antigonish Construction	164,000.
Gerald W. Mills	141,450.
Highland Paving	138,580.
L. J. Casavechia Const. Ltd.	106,600.
W. Eric Wheby Ltd.	98,400.

Mr. Moir recommends acceptance of the bid received from W. Eric Wheby Ltd., subject to the approval of the Dept. of Development and the Dept. of Regional Economic Expansion. Council adopted the recommendation on motion of Ald. Irvine and Backewich.

SCHOOL BOARDS
MEMBERSHIP ACT

On motion of Ald. Kavanaugh and Greenough, Council adopted a recommendation from Committee that the School Board consist of 12 members, as provided for in the School Boards Membership Act, recently enacted as Bill 85.

SALE OF THREE
USED BUSES

Tenders received are recommended as follows for the sale of three used 36-passenger school buses:

Bus 132	Wilfred Conrad	\$400.
Bus 136	Wilfred Conrad	400.
Bus 141	Wheeler's Car Club	400.

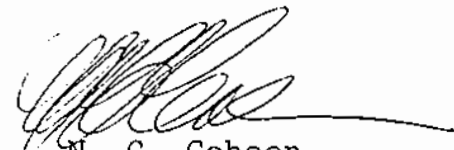
Council accepted these tenders as recommended, on motion of Ald. Kavanaugh and Backewich.

TENDERS: SOUTH
WOODSIDE ADDITION

Tenders for the South Woodside School addition, which includes facilities to be funded by NIP, have come in at figures in excess of the \$700,000. amount (plus \$100,000. from NIP) provided for by Council in the 1978 Capital Budget, necessitating an over-expenditure if Council is to proceed with the project based on the tenders received. On motion of Ald. Fredericks and Irvine, the tenders were referred to staff to meet with the architect and the low bidder to discuss possible ways of reducing the cost of the addition.

Council adjourned to meet in camera as Committee-of-the-Whole, on motion of Ald. Kavanaugh and Greenough. After reconvening in open meeting, the action taken in camera was ratified, on motion of Ald. Irvine and Williams.

Meeting adjourned.


N. C. Cohoon,
City Clerk.

Dartmouth, N. S.

Sept. 5/78.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Valardo	Backewich
Brennan	Fredericks
Ritchie	Smith
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

Council agreed to add several items to the agenda,
the first being to change the date of the second regular
September meeting from Tuesday, Sept. 19th to Wed., Sept. 20th
The change was approved on motion of Ald. Brennan and
Thompson. The other two items added dealt with the
purchase of another maxi-bus to transport Francophone
students and with an application for permit to build.

On motion of Ald. Backewich and Valardo, Council
approved the minutes of meetings held on August 1st, 8th
and 15th.

The following motions were introduced for consider-
ation, notice of motion having been previously given for
them:

1) Ald. Ritchie moved, seconded by Ald. Fredericks,
that Council ask the Provincial Government to select a
parcel of land in the near vicinity of the old Acadia
Ballfield to replace this field which will be taken in
the upgrading of Pleasant Street. The motion carried.

2) Ald. Brennan moved, seconded by Ald. Valardo,
that Council request the Police Commission to examine
the feasibility and potential for the establishment of
a voluntary police organization. Ald. Fredericks said
he would like to know if other cities have any such
organizations and he asked for this information when
the item comes to the Police Commission. Ald. Kavanaugh
also wanted to see a preliminary report from the Police
Chief, with his views, when the Commission deals with
the motion. The motion was put and carried.

CHANGE DATE
OF MEETING.

MINUTES

ACTIONS:

ALD. RITCHIE

ALD. BRENNAN

3) Ald. Brennan moved, seconded by Ald. Valardo, that Council establish the practice of conducting a formal semi-annual review of budget expenditures by requesting the City's boards, committees and commissions to submit a detailed report indicating major current expenditures and budget areas which may be considered toward the objective of restraint. Mr. McBain explained that there would be some problems involved in this kind of a review process and the Mayor suggested referral to staff for study as to the most desirable point in the year for a review and report back to the next meeting. A motion to refer, moved by Ald. Valardo and Smith, was adopted as suggested.

4) Ald. Brennan moved, seconded by Ald. Fredericks, that Council request staff and the W.D.C. to study the demand and feasibility, including cost factors, of locating a medium-sized cultural centre in Dartmouth's waterfront redevelopment project. Ald. Brennan's comments concerning his motion had to do with the present need in Dartmouth for some type of centre in which component facilities could include a heritage museum, an art gallery, a civic centre, etc. He referred to the increasing convention potential in Dartmouth and the use that could be made of the centre in this connection, also the impetus and assistance there would be to the downtown area. Ald. Fredericks spoke in support of the motion which carried.

RESOLUTION #78-26

On motion of Ald. Valardo and Ritchie, Council adopted the attached Resolution #78-26, with respect to the funding agreement for the Harbourview and Notting Park NIP projects.

RESOLUTION #78-27

The attached Resolution #78-27, approving the funding agreement for the Tufts Cove and South Woodside NIP projects, was also adopted by Council, on motion of Ald. Backewich and Valardo.

RESOLUTION #78-28

Resolution #78-28, as attached, was approved on motion of Ald. Valardo and Brennan, authorizing the agreement for NIP funding in the case of the Austenville and North Woodside projects.

REPORTS

Reports recommended from Committee were approved by Council as follows:

- 1) Building Inspector (July): adopted on motion of Ald. Backewich and Thompson.
- 2) Minimum Standards (June): adopted on motion of Ald. Backewich and Thompson. Ald. Valardo inquired about a garbage situation at 126/127 Albro Lake Road where there are rodents being attracted by the garbage, and Mr. Drury suggested that action could be taken under these circumstances by the Board of Health.
- 3) Fire Chief (July): adopted on motion of Ald. Ritchie and Thompson.
- 4) Social Services (June): adopted on motion of Ald. Valardo and Ritchie.
- 5) Development Officer (July) adopted on motion of Ald. Thompson and Valardo.

TERMS OF REFERENCE:
TRANSIT ADVISORY BD.

The Committee has recommended terms of reference for the Transit Advisory Board with an amendment to item #2 (as set out in the Deputy City Clerk's report of August 18/78), and approval of the recommendation was moved by Ald. Thompson, seconded by Ald. Backewich. The number of members referred to in the amendment to item #2 should have been six instead of seven, and this change was moved in amendment by Ald. Fredericks and Thompson. The amendment carried and the amended motion carried.

RESOLUTION #78-25:
MAINTENANCE AGREEMENT

Mr. Moir has recommended that Council authorize the entering into of Maintenance Agreement 4-T with the Dept. of Highways, covering the maintenance of various highways in the City as detailed in the agreement; Resolution #78-25 has also been prepared in this connection and was before Council for approval. The resolution was adopted on motion of Ald. Ritchie and Thompson and a copy is attached. Ald. Brennan said he would like to see the Dept. approached to consider a maintenance agreement covering Pleasant Street through to Victoria Road and Prince Albert Road from the Rotary through to Victoria Road. Ald. Fredericks suggested that staff first bring back a report on these and other highways that should receive consideration for cost-sharing, and Ald. Brennan seconded his motion to this effect. The motion carried.

CONTRACT 7810:
STREET CONSTRUCTION

Tenders have been received as follows for Contract
7810 (street construction):

Ocean Contractors Ltd.	\$373,692.20
Steed & Evans Maritimes Ltd.	386,068.55

The actual low tender price exceeds the approved budget estimate by \$35,692.20 and Mr. Moir's recommendation is that the low bid received from Ocean Contractors Ltd. be accepted and that Council give first approval for an over-expenditure in the amount of \$35,692.20 to complete the project. The recommendation was adopted, including the granting of first approval, on motion of Ald. Fredericks and Thompson.

FIRST APPROVAL

SECURITY ITEMS:
LIBRARY-MUSEUM BLDG.

Due to the number of recent break and entries into the Dartmouth Regional Library and Museum building, Mr. Moir has recommended an over-expenditure in the total amount of \$7,775.55 to cover the cost of a burglar alarm system and a smoke and heat detector system, as detailed in his report of August 29/78. Council gave first approval for the over-expenditure in this amount, on motion of Ald. Kavanaugh and Thompson (Ald. Fredericks voting against). Ald. Fredericks felt that the Library Board should have had an opportunity to discuss the item before Council made a decision on it.

EXPROPRIATION:
RESOLUTION #78-24

On motion of Ald. Kavanaugh and Ritchie, Council approved Resolution #78-24 (as attached), expropriating a portion of Lyon Street (required for paving under the 1977 Capital Program) and a portion of Lilac Street (required for paving under the NIP program). Approval has been recommended in a report from the City Administrator.

PURCHASE OF MAXIBUS

On motion of Ald. Kavanaugh and Backewich, Council authorized the purchase of an additional maxibus required for the transportation of Francophone students, as recommended by Mr. Moir, the cost to be borne by the Provincial Dept. of Education as per their agreement with the Board of School Commissioners.

REQUESTS FOR TAX
REDUCTIONS:
ORGANIZATIONS

The City Comptroller was present in connection with requests that have been received from various organizations for a reduction to the residential tax rate (ie. from commercial) under the provision of the Assessment Act, Section 25A; Copies of all the relevant information received from these organizations have been circulated. Ald. Fredericks and Ritchie moved that the requests be sent to staff to analyze the data submitted by each organization and to make recommendations accordingly; these recommendations to take into account the areas of participation by these organizations in recreational activities and facilities, etc. in the community.

Ald. Valardo said he did not want to see decisions on these requests made by staff but rather, by members of City Council; he favoured the formation of a committee of Council to work on the requests as well and subsequently made an amendment to this effect. Ald. Kavanaugh and Backewich did not feel that any of the organizations involved are entitled to tax breaks since they serve only certain segments of the population. The amendment, moved by Ald. Valardo and Fredericks, to include four members of Council (the Mayor and three Aldermen) in the review process, resulted in a tie vote that was defeated with the Mayor voting against. The motion on the floor carried with Ald. Kavanaugh voting against. It was agreed that the staff report should go to Committee first before Council.

TRANSIT REPORT

On motion of Ald. Kavanaugh and Ritchie, Council adopted the report submitted by the Transit Operations Manager for the period August 7th to 20th.

IND. COMMISSION
REPORT

An informational report, covering the period of January to July, 1978, submitted by Mr. Rath on behalf of the Industrial Commission, was adopted by Council, on motion of Ald. Kavanaugh and Backewich. This motion also included the approval of a recommendation from the Commission that By-law C-140 (establishing the Commission) be amended to require a report from the Commission once every six months rather than monthly, as the By-law

presently states.

BY-LAW -342:
MINIMUM STANDARDS

Council has been asked by the Solicitor to give three readings to By-law C-342 with the amendments incorporated at the Aug. 15th Council meeting.

It was moved by Ald. Brennan and Backewich and carried that leave be given to introduce By-law C-342 as amended, and that it now be read a first time.

It was moved by Ald. Kavanaugh and Smith and carried that By-law C-342, as amended, be read a second time.

Unanimous consent was given by Council for third reading of the by-law as amended.

It was moved by Ald. Backewich and Kavanaugh and carried that By-law C-342, as amended, be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

BUILDING PERMIT:
LOT 62 SIMMONDS DR.

On motion of Ald. Kavanaugh and Smith, Council granted a building permit for an office warehouse to be constructed on Lot 62 Simmonds Drive; approval of the permit is subject to compliance with City departmental requirements as outlined in the staff report.

INQUIRIES:

ALD. KAVANAUGH

Ald. Kavanaugh's inquiry concerned a duplicate invoice that was questioned at a recent Library Board meeting, and he asked Mr. McBain to see how this duplication could have occurred and report back on the inquiry.

ALD. VALARDO

Ald. Valardo's inquiries concerned:

- 1) The No Parking sign erected on Windmill Road in the area of civic #223, which is an inconvenience to the residents; asked to have this matter taken up with the Traffic Authority.
- 2) Problems with Knowlton Motors where work on cars is being started at 6:00 a.m. and going as late as 12:30 at night, seven days a week. Also, the yard needs to be cleaned up and there is a sign out in the middle of the sidewalk. Asked to have the situation looked at by staff.
- 3) Several unsightly premises to be taken up by Ald. Valardo with Mr. Moir.
- 4) The time it has taken to acquire street signs being purchased as part of the NIP program. Mr. Moir to take this inquiry up with the Purchasing Agent.

ALD. RITCHIE

Ald. Ritchie said he would like to have some information on the status of Findlay School, and Mr. Moir said a report on just what is proposed for the school will be coming to Council before any funds are expended on it.

ALD. THOMPSON

Ald. Thompson asked if anything further is being done about the Boys Club building on Main Street. Mr. Moir reported on discussions with Mr. Warner concerning the demolition of this building.

ALD. BACKEWICH

In answer to Ald. Backewich's inquiry regarding the study of streets that have not been taken over by the City, Mr. Moir agreed to check on the status of this.

ALD. FREDERICKS

Inquiries from Ald. Fredericks concerned:

- 1) Resolutions put forward by him for submission to the Union of Municipalities conference; the Mayor said it was his understanding that these were adopted but he would have Mr. Moir check to make sure they were passed.
- 2) Residents of the Lynwood Trailer Court and their present situation; Mr. Brady advised that this item will again be discussed by the Board of Health at their Sept. 8th meeting.
- 3) Problems that can be anticipated with heavy truck traffic on Pleasant Street and the Circumferential; asked that Mr. Moir follow this inquiry up further with the W.D.C., the Dept. of Highways, and Imperial Oil.

NOTICES OF MOTION:

Notices of motion were given as follows for the

ALD. SMITH

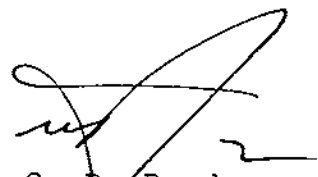
next regular Council meeting:

- 1) Ald. Smith: That staff be asked to investigate the possibility of acquiring land in the Manor Park/Penhorn area for the provision of park and play areas.
- 2) Ald. Brennan: That Council request staff to examine the noise control by-law and to recommend amendments which would provide for acceptable levels of noise in terms of Decible units, along with a procedure for monitoring such noise in the event of a complaint under the by-law.

PASS BILLS

Council passed bills on motion of Ald. Kavanaugh and Thompson.

The meeting then adjourned.


 G. D. Brady,
 Deputy City Clerk.

Dartmouth, N. S.

September 20/78.

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

Present - Mayor Brownlow

Ald. Thompson	Kavanaugh
Smith	Williams
Brennan	Crawford
Cote	Valardo
Hart	Backewich
Irvine	Greenough
Fredericks	
City Solicitor, S. Hood	
City Administrator, C. A. Moir	

SECOND APPROVAL:
OVER-EXPENDITURE

On motion of Ald. Cote and Backewich, Council gave second approval for an over-expenditure in the amount of \$35,692.20, as required for the street construction contract #7810.

Second approval was also given for an over-expenditure amounting to \$7,775.55, covering security items for the Library/Museum building as previously authorized; the motion was moved by Ald. Valardo and seconded by Ald. Thompson.

ARCHITECT:
RECREATION CENTRE

A recommendation was before Council from Dartmouth Recreation Ltd. on the selection of an Architect for the proposed recreation centre. It has been recommended that Sperry Associates Ltd. be chosen as the Project Architect and the adoption of the recommendation was moved by Ald. Valardo, seconded by Ald. Fredericks. Ald. Thompson asked if there has been any consultation with the City Recreation Director and the Recreation Advisory Board in determining the kind of facilities that are to be included in the complex. Ald. Cote also expressed concern that there may not have been sufficient opportunity for input from these two sources and he felt that Council should have been able to look at the conceptual plans submitted before deciding on the choice of an architect. Ald. Valardo outlined the study and consultation that the Board of Directors of Dartmouth Recreation Ltd. has put into the determination of the facilities that are required in the complex, and it was noted that the Recreation Director was consulted

by the chairman of the Architect Selection Committee before guidelines were drawn up for architects to submit conceptual plans.

Other questions raised had to do with the status of the project and Provincial funding, in the light of the recent change in government, the financial commitment expected on the part of the City and the matter of on-going operating costs once the facility is completed. The Mayor commented on the commitment made by Premier Regan in the form of a letter and said he felt this commitment would continue to stand; however, he will confirm the project with Provincial officials as soon as possible. It was noted that interim funding has been arranged by the Province to cover all costs associated with the preparation of architectural plans and there has been no cost to the City to date.

Ald. Cote said he was not satisfied with the way this matter has proceeded and he moved deferral of the appointment of an architect until such time as a meeting can be held with the Directors of Dartmouth Recreation Ltd., at which time all of the plans received will be presented and there will be opportunity for input on the part of interested groups and the Recreation Dept.; the motion to defer was seconded by Ald. Greenough. The motion to defer was opposed by Ald. Fredericks, Kavanaugh and Valardo; it was defeated with Ald. Greenough, Thompson and Cote voting in favour. The vote was then taken on the main motion and it carried with the same three members voting against. Ald. Cote later gave notice of reconsideration of the action taken by Council in approving the recommendation of Dartmouth Recreation Ltd., seconded by Ald. Thompson.

NOTICE OF
RECONSIDERATION

REPORTS

Reports recommended from Committee were adopted as follows:

- 1) Building Inspector (August); adopted on motion of Ald. Valardo and Kavanaugh.

- 2) Minimum Standards (August): adopted on motion of Ald. Backewich and Valardo.
- 3) Fire Chief (August): adopted on motion of Ald. Valardo and Backewich.
- 4) V.O.N. (June & July): adopted on motion of Ald. Irvine and Valardo.
- 5) Social Services (July): adopted on motion of Ald. Hart and Greenough.
- 6) Development Officer (August): adopted on motion of Ald. Fredericks and Hart

PERMIT TO BUILD:
THIRD ISLAND
LAKE MICMAC

On motion of Ald. Fredericks and Thompson, Council approved a recommendation from Committee that a building permit application be denied for Third Island, located in Lake MicMac. The owner, Mr. Hassan, was represented by his solicitor when this item was dealt with at Committee and received a hearing.

EXCAVATION PERMIT:
W. ERIC WHEBBY LTD.

An excavation permit application from W. Eric Whebby Ltd. has been dealt with at Committee and a temporary month-long permit is being recommended, based on recommendations from the Lakes Advisory Board, having to do with compliance with the terms of the 1977 permit issued to the Whebby company, and the terms set out in the City Engineer's report, revised in accordance with amendments introduced and adopted in Committee (with respect to the amount of the bond and conditions for the blasting permit). Ald. Valardo and Brennan moved the approval of a temporary excavation permit, as recommended by Committee, subject to the conditions and terms set out by the Lakes Advisory Board and the City Engineer. Ald. Kavanaugh said it should be understood that the hydro-seeding of exposed areas is to be carried out before the thirty-day permit expires, and Ald. Fredericks suggested that there be reports from the Lakes Advisory Board and the City Engineer prior to the issuing of any other permit after the temporary one. Ald. Greenough asked about the monitoring of the blasting operation, such as the Steed & Evans company is required to do, and he moved in amendment, seconded by Ald. Kavanaugh, that the blasting requirements of the permit be subject to the same kinds of restrictions imposed on the Steed &

Evans operation. The amendment carried with Ald. Crawford voting against. The amended motion carried.

AWARD TENDER:
HIGHWAY SALT

Tenders have been received as follows for the supply of highway salt for the 1978/79 season:

Canadian Salt Co. Ltd.	\$18.70 per ton f.o.b. site for all salt delivered up to Sept. 30/78.
	\$19.20 per ton f.o.b. site for all salt delivered from Oct. 1/78 to April 30/79.
Domtar Chemicals Ltd.	\$21.19 per ton f.t.b. site, no time limit specified.

On motion of Ald. Irvine and Smith, Council awarded the tender to Canadian Salt Co. Ltd., as recommended by Mr. Moir. The Deputy City Clerk was asked to look into an inquiry made by Ald. Thompson concerning the tenders received by the City of Halifax for highway salt as compared with the bids received by Dartmouth.

PURCHASE:
24 CHADWICK ST.

On motion of Ald. Fredericks and Crawford, Council approved a recommendation from Mr. Moir that the City acquire the property 24 Chadwick Street for the sum of \$2,000. This property is located immediately adjacent to land already owned by the City and we have had permission for the use of it since 1971.

PLANS: SOUTH
WOODSIDE ADDITION

Revised plans for the South Woodside School addition have been prepared by the Architect, Mr. Ledaire, and the new estimated total cost is \$875,000. Verbal approval has been received from the Province and of the alternatives indicated by Mr. Cohoon for awarding a tender, Council favoured the alternative of going back to the two low bidders rather than recalling tenders or going only to the low bidder. A small drainage project, estimated to cost \$20,000., is to be carried out as well and application will be made for this under regular municipal cost-sharing for services. The revised plans were approved by Council, in accordance with the above recommendations, on motion of Ald. Crawford and Smith. Ald. Fredericks said he wished to commend the Architect for his work on the plans over a long period of time and with the many changes involved.

TRANSIT REPORT

On motion of Ald. Kavanaugh and Brennan, Council adopted the report of the Transit Operations Manager for the period of August 21st to Sept. 3rd. Ald. Cote asked for information on the new busses and when some of them will be in operation on Dartmouth runs.

RESOLUTION #78-33

On motion of Ald. Smith and Backewich, Council approved the attached Resolution #78-33, authorizing a quit claim deed for the property 2 Fairbanks Street, in compliance with a request received.

After notice of reconsideration was given by Ald. Cote and Thompson, as noted on page 2 of the minutes, Ald. Backewich reviewed the details of a problem in Ward 5 with a Windmill Road property being used for various different purposes, and indicated that he would appreciate receiving any information from members of Council that would be of assistance in dealing with this situation.

The meeting then adjourned.



G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

October 3/78.

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

Present - Mayor Brownlow

Ald. Hart	Backewich
Brennan	Crawford
Smith	Williams
Ritchie	Fredericks
Irvine	Greenough
Cote	Valardo
Thompson	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

With Council's permission, several items were added to the agenda, including a petition from residents of Monique Ave, presented by Ald. Backewich.

On motion of Ald. Valardo and Backewich, Council approved the minutes of the meetings of August 29th, Sept. 5th and Sept. 20th.

Having given notice of reconsideration at the Sept. 20th meeting, Ald. Cote outlined his reasons for wanting Council to reconsider the action taken in approving a recommendation from Dartmouth Recreation Ltd. on the appointment of Drew Sperry & Associates Ltd. as the architects for the proposed recreation complex. He felt that Council should have had an opportunity to look at all of the conceptual plans received so the members could compare the locations proposed for the building on the site, the type of exterior construction materials proposed, etc. His other points had to do with a lack of opportunity for input from the City Recreation Director and the Recreation Advisory Board. He said that reconsideration would permit Council to meet with the Directors of Dartmouth Recreation Ltd. for a review of the conceptual plans and an assessment of them in the light of the recommendation from the company on the appointment of Sperry & Associates. His motion to reconsider was seconded by Ald. Thompson, but did not receive the necessary ~~majority~~ majority vote of Council and was defeated with Ald. Cote, Thompson, Ritchie, Greenough and Hart voting in favour.

MINUTES

RECONSIDERATION:
APPOINTMENT OF
ARCHITECT

BROOKDALE CRES.:
PROPOSED CUL-DE-SAC

At Ald. Cote's request, Council agreed to deal next with the Brookdale Crescent cul-de-sac item, on which a report has been submitted by the T.M.G., indicating a total cost of approx. \$50,000. to carry out the street pattern adjustment that would be required to provide the cul-de-sac requested in a petition from area residents. On motion of Ald. Valardo and Cote, the matter was referred back to staff for a report with a breakdown on the cost involved.

PETITION:
MONIQUE AVE.

A petition was presented by Ald. Backewich on behalf of Monique Ave. residents who are requesting that a barrier be placed across the entrance to the parking lot on Monique Ave. and that traffic flow in a two-way pattern through the egress on Farthington Place. On motion of Ald. Backewich and Ritchie, the matter was referred to staff for study, to determine what can be done to alleviate the problem with traffic associated with the Gerald B. Gray Rink in this area.

MOTIONS:

ALD. SMITH

Notice of motion having been duly given, the following motions were presented:

1) Ald. Smith moved, seconded by Ald. Williams, that staff be asked to investigate the possibility of acquiring land in the Manor Park/Penhorn area for the provision of park and play areas. The intent of his motion was indicated by Ald. Smith and it carried.

ALD. BRENNAN

2) Ald. Brennan moved, seconded by Ald. Crawford, that Council request staff to examine the noise control by-law and to recommend amendments which would provide for acceptable levels of noise in terms of decible units, along with a procedure for monitoring such noise in the event of a complaint under the by-law. Ald. Brennan submitted a copy of a noise control by-law in effect in Ontario for consideration by staff in dealing with this subject. The motion carried.

RESOLUTION #78-30

On motion of Ald. Irvine and Greenough, Council adopted the attached Resolution #78-30, authorizing an agreement for the Port Wallace sewage treatment project.

RESOLUTION #78-31

Resolution #78-31 (Water System, Port Wallace area) was also adopted, as attached, on motion of Ald. Backewich and Fredericks.

RESOLUTION #78-32

The third resolution adopted was Resolution #78-32 (Storm Sewer System, Port Wallace area), approved on motion of Ald. Greenough and Fredericks; a copy is attached.

RESOLUTION #78-34

Resolution #78-34, appointing Glenn L'Esperance as a Development Officer, was approved on motion of Ald. Valardo and Crawford, as attached.

TENNth COURT SITE:
MT. EDWARD RD.

On motion of Ald. Thompson and Williams, Council adopted a report from Mr. Moir, recommending a site owned by the City on Mount Edward Road for the construction of tennis courts proposed for this area.

REPLACEMENT: FUEL
STORAGE TANKS

Council considered a report from Mr. Moir, recommending the replacement of fuel storage tanks which serve the transit operation, at an estimated total cost of \$3,223.28, as detailed in the report. The recommendation was adopted on motion of Ald. Valardo and Crawford.

TENDERS: SNOW
REMOVAL EQUIPMENT

Tenders have been received, as attached, for snow removal equipment for the 1978/79 winter season and it is Mr. Moir's recommendation that the equipment and/or trucks offered by these companies or individuals be used by the City during the winter season when required, with the stipulation that, whenever possible, we use equipment or trucks offered by City companies or individuals, but that the hourly rates will also be taken into consideration when this equipment is rented. The tenders were awarded by Council, as recommended, on motion of Ald. Greenough and Valardo.

TENDERS: SNOW
PLOWING EQUIPMENT

The attached tenders have been received for the rental of equipment required for snow plowing for the 1978/79 season. Mr. Moir has recommended acceptance of the tenders for all machines included in the attached list, for a total of 8 graders and 9 loaders. Council

adopted this recommendation, on motion of Ald. Greenough and Thompson. During the debate on the motion, Ald. Valardo suggested that the Engineering Dept. be asked to monitor any damage to curbs by snow plows during the winter, and Ald. Smith made an inquiry concerning the plowing of dead-end streets and intersections where snow-removal problems are caused for abutting residents.

RENOVATIONS: OLD
POLICE STATION

The following tenders have been received for renovations to the old police station on Wentworth Street:

Jack Whebby Builders & Repairers Ltd.	\$55,950.00
Thomas R. Inkpen	56,285.36
J. W. Lindsay Enterprises Ltd.	58,500.00

The low bid received is over the amount projected in the 1978 capital budget for this item by \$5,950. plus architects' fees, and in a report to Council, it is recommended by Mr. Moir that the low tender be accepted and that Council authorize an over-expenditure to cover the additional cost. On motion of Ald. Crawford and Williams, Council agreed to award the tender to the low bidder, Jack Whebby Builders & Repairers Ltd., subject to approval of the necessary over-expenditure.

First approval was given the over-expenditure of \$5,950. plus architects' fees, on motion of Ald. Brennan and Valardo. Council agreed to give second approval at the Committee meeting on October 10th so that the work can proceed as quickly as possible.

TENDERS: MULTI-
USE COURT

Tenders have been received as follows for the Brompton Park-Feetham Park multi-use court playground equipment and landscaping (South Woodside NIP project):

H. S. Walker Construction Ltd.	\$89,383.00
W. Eric Whebby Ltd.	89,576.17
L. J. Casavechia Contracting Ltd.	98,426.05

Mr. Moir recommends acceptance of the low bid from H. S. Walker Construction Ltd., and Council awarded the tender to this company, on motion of Ald. Fredericks and Thompson.

BOGG ST. HOUSES

On motion of Ald. Valardo and Brennan, Council received and filed a report from Mr. Moir on the Bogg Street houses, advising that they are to be removed by

the Waterfront Development Corp. Ltd. since the proposal for their use, submitted by Oakland Development Ltd., has been rejected by the W.D.C. for the reasons indicated in the report.

RESOLUTION #78-29

Resolution #78-29, authorizing the appointment of Special Constables as recommended by the Police Commission, was adopted by Council, on motion of Ald. Williams and Greenough; a copy of the resolution is attached.

APPOINTMENT: DART.
COMM. SERVICES BD.

Mr. Moir has submitted a report on the subject of appointments to the Dartmouth Community Services Advisory Board, recommending a change in the terms of reference for appointments to this Board as detailed, and Council approved his recommendation on motion of Ald. Fredericks and Backewich. Ald. Crawford commented on the work done by Mr. Daley, whose term of office on the Board ended in September, and suggested that he should be asked to consider serving another term; the other members of Council concurred.

CLUB BUILDING:
MAIN STREET

On motion of Ald. Fredericks and Valardo, Council adopted a report from the City Administrator which recommends the demolition of the former Boys & Girls Club building on Main Street and authorization for the Recreation Dept. to develop a plan for the use of the land on which the building is situated.

APPOINTMENT: LAKES
ADVISORY BOARD

On motion of Ald. Greenough and Fredericks, Council approved the appointment of Mr. Bill Smith to the Lakes Advisory Board as a representative of the Community Planning Association, replacing Mr. Peter Truitt, as recommended by the City Administrator.

OIL STORAGE TANKS

Council considered a report from the Lakes Advisory Board with a recommendation for a study as to the number of oil storage tanks (underground) that exist in the City and the regulations covering them. Ald. Brennan and Crawford moved the adoption of the recommendation and there was a general discussion as to what form the study would take and who should be involved. Ald. Fredericks suggested that the oil

companies be asked to participate, and Ald. Brennan wanted to see the study include the industrial transportation of oil, gas and other toxic substances. On motion of Ald. Greenough and Crawford, the matter was referred to staff for a feasibility and cost estimate report back to Council.

INTERIM BUDGET
REVIEW

On motion of Ald. Fredericks and Greenough, Council received and filed a report from the City Comptroller on the subject of an interim budget review. In dealing with the report, Ald. Brennan raised a proposal for a semi-annual budget review by the various boards and commissions that operate in the City, suggesting that such a review would make for more effective administration of funds allocated and general efficiency in the operation of these bodies. Ald. Fredericks expressed his opposition to the proposal, questioning what legal basis there would be for changing allocations in the Library and School Board budgets mid-way through the year. A motion introduced by Ald. Brennan and seconded by Ald. Crawford was adopted, however, requesting a budget review by boards and commissions on a semi-annual basis, with report to Council on areas in which restraint may be effected in a current fiscal year within that budget, and to look to the setting of priorities for the next year.

TRANSIT REPORTS

Reports from the Transit Operations Manager were adopted for the period Sept. 4th to 17th (on motion of Ald. Irvine and Valardo), and for the period of Sept. 18th to October 1st (on motion of Ald. Backewich and Williams). Ald. Fredericks asked why the work on the exhaust and heating system in the maintenance garage has not been completed and Mr. Moir agreed to look into the delay.

DOWNTOWN DEVELOPMENT
BOUNDARY

On motion of Ald. Crawford and Brennan, Council endorsed the action of the Downtown Planning Advisory Board in requesting the W.D.C. to make suggested changes in the Downtown Development Boundary, as outlined by Mr. Lukan for the information of Council.

INQUIRIES:

ALD. SMITH

Ald. Smith's inquiry concerned the completion of the street paving program for this year; Mr. Moir noted that some delay was caused in the program by the fact that an over-expenditure was required and had to have the two necessary Council approvals before work could start.

ALD. VALARDO

Ald. Valardo's inquiries concerned:

- 1) a problem with a dip in the street in the area of Civic #208 Windmill Road.
- 2) the removal of No Parking signs on Windmill Road in front of Civic #212; the request is to have the signs replaced.
- 3) installation of the sidewalk and curb on Symonds Street; Mr. Fougere said this project is in the contract recently awarded and completion is scheduled within a ten-week period.

ALD. HART

Ald. Hart asked that the T.M.G. look at the designating of a No Parking zone from Holy Trinity Church to the corner of Alfred and Catherine Streets.

She also requested attention to the dog problem in areas of the north end such as Springhill Road, Nivens Ave., and Middle Street.

ALD. GREENOUGH

Ald. Greenough asked what steps will follow in the plans for improvements to the MicMac Rotary; Mr. Purdy advised that as far as commencement of the project goes, it will probably be spring before any construction starts.

Ald. Greenough's second question had to do with plans the City has for the widening of Main Street in the section between Gordon Ave. and Raymoor Drive. The Mayor said he will be taking this matter up with the new Provincial government members as soon as possible. Ald. Greenough asked that discussions with the Province include the section of Braemar Drive from the Rotary through to Red Bridge Pond.

ALD. RITCHIE

Ald. Ritchie requested that the matter of improvements to Pleasant St. be discussed by the Mayor with the Province as well.

The second inquiry made by Ald. Ritchie pertained to the replacement of the Acadia ballfield with an

alternate field; the Mayor advised that a letter is going out in this connection.

ALD. THOMPSON

Ald. Thompson asked if drainage projects are being held up waiting for Environment Dept. approval; he felt these projects should be expedited before the winter season gets here.

ALD. WILLIAMS

Ald. Williams inquired as to the status of the Stipend Committee looking into Aldermen's salaries; the Mayor said it has not been possible to get the committee together yet.

Ald. Williams questioned the fact that Dept. of Health regulations apply to stores selling fish when it can be sold from vans without the same restrictions. Mr. Drury said there are separate health regulations that would apply in both cases.

His third question dealt with the decision of the Metropolitan Authority on the City incinerator; the Mayor advised that cost figures are being prepared as a means of demonstrating to the Authority that it would be advantageous to take over the incinerator rather than building another transfer station.

ALD. CRAWFORD

Ald. Crawford expressed concern about the dust problem for the residents living on Shore Road and asked to have the situation monitored by the Works Dept. every three days.

Ald. Crawford advised that the owner of the Irving property on Victoria Road, which runs back to Pine Street, would be willing to have the Engineering Dept. go over his property to see if a drainage system could be worked out for this area.

He also asked about the status of the nursing home proposed in the area of the Nova Scotia Hsp.; Ald. Ritchie said that plans will be going ahead for this project.

ALD. BACKEWICH

Ald. Backewich brought up a problem with a garbage container located behind the grocery store in the Crystal Heights/Leaman Drive area. He discussed the situation with Mr. Moir and it will be taken up further with the owner.

The second problem he inquired about had to do with a sign being put out on the sidewalk by Knowlton Motors on Windmill Road; another firm, operating a wheel alignment business, has a sign on the edge of the pavement on Windmill Road.

His third inquiry concerned the property at 115 Albro Lake Road where the grass has not been cut in front of the building, and he asked that the owner be contacted.

ALD. IRVINE

Ald. Irvine asked to have repairs to the curb on Raymoor Drive from number four to number twelve.

He also discussed with Mr. Fougere a problem at #1 Delmac Court where soil is being washed away by the run-off from drainage. Mr. Fougere suggested that he and Ald. Irvine go out to look at the situation further.

Ald. Irvine questioned the position of the new Provincial Government on the MicMac Rotary improvements. The Mayor said he had no reason to expect that they would not proceed under the new administration. The Alderman requested that any discussions re improvements to Braemar Drive include an upgrading to Breeze Drive.

His final inquiry concerned the paving of MicMac Drive and he discussed this project with Mr. Purdy.

ALD. FREDERICKS

Inquiries made by Ald. Fredericks:

- 1) concerning recommendations on energy-saving measures for City-owned buildings; Mr. Fougere advised that reports are being made on each building as it is checked out by the Enersave people and a general report will probably be available for the November meeting.
- 2) re the status of the emergency telephone number proposed by him some time ago; Mr. Moir said this item will be on the next Regional Authority agenda and the Mayor will then report further to Council.
- 3) garbage is being put out at #8 High Street between 5:00 and 6:00 on Sunday evening and he asked that the owner be contacted.
- 4) asked that additional police patrols be considered for the south end of the City and requested a schedule of the patrols at present.
- 5) asked when the drainage work will start on Brock Street; Mr. Purdy said it started this week.

- 6) re a water leak on Pleasant St. near the refinery; the Mayor said this problem has been taken up with Imperial Oil.
- 7) asked to have the retention pond project expedited to stop flooding on Clement St.; Mr. Moir said a letter has been forwarded to the Public Works Dept. whose property is involved in this project.
- 8) paving of Lilac and Lyon Streets; Mr. Moir noted that the contract recently awarded by Council included these streets.

BY-LAW C-362

By-law C-362, which amends the Industrial Commission By-law with regard to the submission of reports to Council, was presented for approval. It was moved by Ald. Thompson and Irvine and carried that leave be given to introduce the said By-law C-362 and that it now be read a first time.

It was moved by Ald. Hart and Greenough and carried that By-law C-362 be read a second time.

Unanimous consent was given by Council for third reading of the by-law.

It was moved by Ald. Valardo and Thompson and carried that By-law C-362 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

BY-LAW C-363

By-law C-363, which would amend the Lord's Day Act By-law, has been prepared by the Solicitor and was before Council, together with an accompanying report from him. It was moved by Ald. Valardo and Williams that leave be given to introduce the said By-law C-363 and that it now be read a first time.

Ald. Fredericks favoured referral of the by-law to Committee for discussion and to give anyone wishing to make representation an opportunity to do so. His motion to refer was seconded by Ald. Brennan. Ald. Smith, Backewich, Greenough and Williams were not in support of referral; Ald. Crawford and Fredericks spoke in favour. Reference was made during the debate to the chain of grocery stores that have specifically requested the amendments to our existing by-law, and also, to the letter received from Rev. John Campbell on behalf of St. Peter's Deanery, expressing concern

about the commercialization of Sunday through the opening of retail stores for business. When the vote was taken on the motion to refer, it carried. Ald. Fredericks asked for information on what has transpired in Halifax and also, what the situation is in Amherst with Sunday store opening hours.

NOTICES OF MOTION

Alderman Backewich gave the following Notice of Motion for the next regular Council meeting:

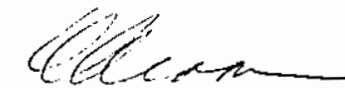
That any candidate who runs in an aldermanic election in the City of Dartmouth and is defeated by ten votes or less, shall be entitled to an automatic recount to be conducted by the City of Dartmouth Returning Officer, as Chairman, the candidates concerned and one representative each to be selected by the candidates concerned.

PASS BILLS

Bills were passed by Council on motion of Ald. Greenough and Williams.

On motion of Ald. Irvine and Brennan, Council adjourned to meet in camera as a Committee to deal with several additional items on the agenda. After reconvening in open meeting, the action taken in camera was ratified on motion of Ald. Backewich and Irvine.

The meeting then adjourned.



N. C. Cohoon
City Clerk

Dartmouth, N. S.

October 10/78.

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

Present - Mayor Brownlow

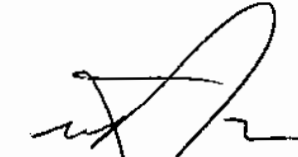
Ald. Thompson	Williams
Brennan	Crawford
Hart	Backewich
Cote	Valardo
Irvine	Greenough
Ritchie	Fredericks
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

SECOND APPROVAL:
RENOVATIONS TO
OLD POLICE BLDG.

A

Council met just prior to the Committee meeting to deal with one item on the agenda, namely, second approval for an over-expenditure for renovations to the old police station building. Second approval was authorized on motion of Ald. Backewich and Thompson.

On motion of Ald. Backewich and Williams, Council adjourned to meet in Committee.



G. D. Brady,
Deputy City Clerk.

ALY
TR

Dartmouth, N. S.

October 17/78.

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

Present - Mayor Brownlow

Ald. Thompson	Crawford
Brennan	Williams
Ritchie	Fredericks
Hart	Greenough
Backewich	
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

Before proceeding with the public hearing set
for this date, Council dealt with the following items
of business:

LETTER: SKATEBOARD
F (K

On motion of Ald. Williams and Backewich, a
letter was referred to the Recreation Advisory Board
from Mr. D. Kinsman re the proposed establishment of
a skateboard park in the City.

REPORTS

Reports recommended from Committee were adopted
as follows:

- 1) Building Inspector (Sept.): approved on
motion of Ald. Backewich and Brennan.
- 2) Minimum Standards (Sept.): approved on
motion of Ald. Backewich and Ritchie.
- 3) Fire Chief (Sept.): approved on motion of
Ald. Greenough and Ritchie.
- 4) Social Services (August): approved on motion
of Ald. Williams and Greenough.
- 5) Development Officer (Sept.): approved on
motion of Ald. Ritchie and Greenough.

WRITE OFF OF
WATER ACCOUNTS

On motion of Ald. Greenough and Williams, Council
approved a recommendation from Committee that outstanding
water accounts totalling \$44,271.10 and \$3,444.02 be
written off as current accounts receivables against
our reserve for uncollectable taxes. Details of the
accounts outstanding are contained in Mr. Cohoon's
report on this item, circulated with the Committee
agenda of October 10th.

AWARD TENDER:
CONTRACT 77517

Tenders have been received as follows for Contract
77517 (site grading of Lots 59 and 60 in the Burnside
Park):

<u>Contractors</u>	<u>Tender Price</u>
Colin R. MacDonald	\$ 204,250.
Antigonish Construction	252,000.
Municipal Spraying	261,600.
L. J. Casavechia	293,800.
Highland Construction	304,000.
G. W. Mills	374,000.
W. Eric Whebby Ltd.	384,000.
Modern Construction	475,000.
Stewiacke Construction	689,240.

As recommended by Mr. Moir, Council awarded the tender to the low bidder, Colin R. MacDonald, on motion of Ald. Fredericks and Greenough.

BUILDING PERMIT:
10 MORRIS DRIVE

On motion of Ald. Greenough and Hart, Council granted a building permit to Rocca Construction Ltd. for an office/warehouse to be built at 10 Morris Drive, approval being subject to compliance with the staff requirements set out in the report to Council.

BY-LAW C-364

On motion of Ald. Fredericks and Williams, Council referred the proposed By-law C-364 (amending By-law C-317 with respect to billboards and signs) to Committee for consideration.

BUILDING PERMIT:
115 PORTLAND ST.

Council also referred to Committee, a report from the Downtown Planning Advisory Board, expressing an unfavourable comment on the application for permit to build at 115 Portland Street; the motion to refer was moved by Ald. Backewich and seconded by Ald. Williams.

REZONING: AUSTEN-
VILLE NIP AREA

This meeting of Council constituted the public hearing for a rezoning application involving lands in the section of the City known as the Austenville NIP area; the proposed changes have been detailed in the zoning maps circulated with Planning Dept. reports and provide for major portions of the land being rezoned to R-2 from the existing R-4 and Multiple-Family Zones. Mr. Rutherford, Chairman of the Austenville NIP Committee, made the presentation on behalf of residents seeking the zoning changes, and his arguments in favour of

rezoning had to do with the prime purpose intended, which is to improve and stabilize the Austenville neighbourhoods by eliminating the opportunities for high density development and the present 'block busting' development practice, whereby older single-family residences are being purchased and converted to rooming houses that are allowed to deteriorate.

Mr. Jerry Moir then appeared before Council on behalf of James and Eleanor Chandler of 79 Tulip Street, who are opposing the zoning change to R-2 on the basis that they propose to locate an apartment building on land owned by them for use as an income property in their retirement years; a down-zoning to R-2 would take away their opportunity to proceed with these plans. Mr. Moir said the zoning change in the case of the Chandlers amounts to expropriation without compensation.

Other persons heard in opposition to the proposed rezoning were as follows:

- 1) Mr. Harry Whebby: expressed concern about the property he owns in the area of Pine Street and the affect of creating a non-conforming use when the property is rezoned.
- 2) Mr. Charlie Reardon, owner of a property at 62 Victoria Road: said he was not convinced that the rezoning will achieve what the NIP group expects of it, and he did not feel that a group of residents should be able to have land holdings rezoned without some kind of written concurrence from the property owners involved.
- 3) Mr. John Young, representing Mr. & Mrs. Scott of 81 Crichton Ave., also the owners of 1 Edgemere Drive and 79 Crichton Ave.: pointed out that two of the properties owned by the Scotts are not included within the designated NIP area, but they have been included in the rezoning. Mr. L'Esperance noted that a rezoning request does not have to follow any specified boundary, whether political or otherwise. Mr. Young maintained that his clients are being adversely affected by a broad rezoning application intended for a NIP area, of which two of the Scott properties are not even a part. The matter of the non-conforming use attached to properties when a down-zoning such as this takes place, was again discussed and reference was made by the City Solicitor to section 47, clause 3 of the Planning Act which prohibits reconstruction of multiple-unit buildings on non-conforming use properties when a former existing building has been more than 50% destroyed by fire. This

point came up several times during the course of the hearing and appeared to be one of the main areas of concern on the part of property owners objecting to the rezoning.

- 4) Mr. Joel Fournier representing Tower Construction: opposed the rezoning on behalf of his client who has plans to erect an apartment building on property owned on Thistle Street. He said that while the NIP objectives are laudable, this kind of massive rezoning has the effect of cutting off development in a core area of the City and thwarts the plans of individual property owners for their land.

Mrs. Morash of 69 Tulip Street expressed her opposition to the tot lot planned for an adjacent property to hers on Oak Street.

Members of Council who spoke at this point in the hearing did not think the rezoning should receive approval without having staff first look at the individual properties affected, based on the several cases brought to the attention of Council and the opposition expressed on behalf of the property owners. Ald. Williams, Greenough and Fredericks were three of the Aldermen who shared this point of view.

Other members of the public indicated a wish to be heard and they included: Mrs. Russell Smith, Mrs. Ruth Poirier, Mrs. Chandler and Mr. Verne Rankin. Mr. Rutherford was given a second opportunity to address Council also and he refuted some of the arguments put forward by earlier speakers in opposition to the rezoning. He referred to a continuing deterioration in the quality of the environment where residents are concerned if apartment complexes are allowed to be developed in increasing numbers throughout this section of the City.

Ald. Hart felt that one of the main problems being caused for Council in this instance results from the fact that an overall plan for the Austenville NIP program did not precede the request for rezoning. Ald. Brennan advised Council that the Downtown Planning Advisory Board has unanimously approved of the proposed down-zoning in the overlap area (ie. that downtown portion in the southerly section being rezoned).

A legal point made by Mr. Drury had to do with the fact that members of Council not present at this time for the public hearing should not vote on the matter at any subsequent meetings when the item is to be discussed. Concern was expressed that it will be difficult to proceed further with the rezoning application when a municipal election is upcoming involving several of the sitting Aldermen. The Mayor felt that there are sufficient other Council members present to constitute a quorum for a vote on the matter when it comes up again since five Aldermen are not up for re-election and Ald. Greenough has been returned by acclamation, making a total of six who can vote.

By-law C-365 was before Council in connection with this zoning application. It was moved by Ald. Crawford and Brennan and carried that leave be given to introduce the said By-law C-365 and that it now be read a first time.


Ald. Greenough and Williams then proceeded to move that the request for the rezoning be referred to staff for a detailed report, including a listing of the existing land uses, as well as known proposed uses, together with a comment as to how the proposed rezoning will affect the properties; this report to be brought back to Committee for a detailed examination. Council heard Ald. Brennan on the subject of the rezoning and he first expressed concern about the status of the public hearing after the outcome of the municipal election is known, in view of the condition explained by Mr. Drury with regard to the Council members permitted to vote on the issue. Mr. Drury said that if there is a problem later on, it might be necessary to call another public hearing. Ald. Brennan's address to Council was in support of the NIP objectives to upgrade and stabilize neighbourhoods that are now deteriorating because of high density

development and block busting tactics on the part of property owners who do not reside in the area and in some cases, not even in Dartmouth. He felt that land values are appreciated by down-zoning rather than being depreciated as suggested in some of the presentations and he wanted to see people brought back to the urban core areas of the City by creating lower densities and a quality of life that will be an inducement to attract them .

At the conclusion of Ald. Brennan's summation, the vote was taken on the motion to refer and it carried with Ald. Crawford, Brennan and Hart voting against.

Council then adjourned to meet in camera as Committee-of-the-Whole, on motion of Ald. Williams and Thompson. After reconvening in open meeting, the action taken while in camera was ratified on motion of Ald. Backewich and Crawford.

Meeting adjourned.



G. D. Brady,
Deputy City Clerk.

35

1978 - 1979

I, hereby certify that I, this day, administered
the Oath of Allegiance and the Oath of Office as
Alderman of the City of Dartmouth to:

George Ibsen
John Cunningham
W. J. Grant Brennan
Donald Valardo
Barbara Hart
John Greenough
Douglas Ritchie



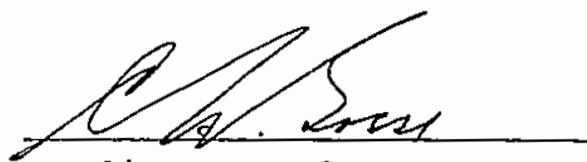
Lieutenant Governor

D A T E D at Dartmouth, Nova Scotia, this 30th day
of October, 1978.

I, GEORGE IBSEN, Alderman-Elect for Ward One, City of Dartmouth, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 30th day of October, A.D., 1978 at Dartmouth, Nova Scotia

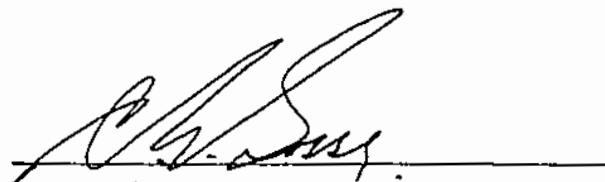

Lieutenant Governor

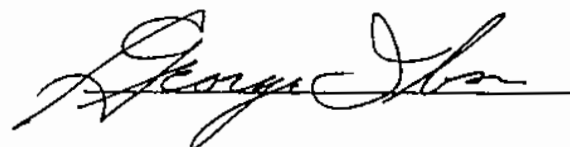


I, GEORGE IBSEN, do swear that I am duly qualified as required by law for the office of Alderman of the City of Dartmouth and that I will faithfully perform the duties of Alderman while I hold office to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 30th day of October, A.D., 1978 at Dartmouth, Nova Scotia

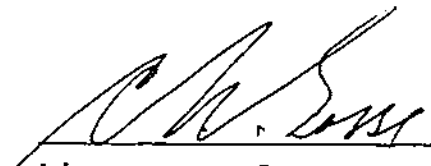

Lieutenant Governor



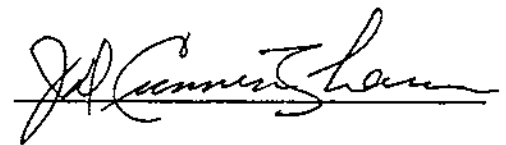
I, JOHN CUNNINGHAM, Alderman-Elect for Ward Two,
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according
to law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor

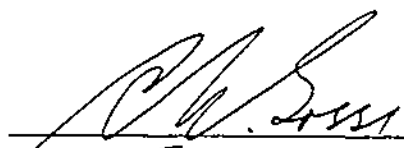


John Cunningham

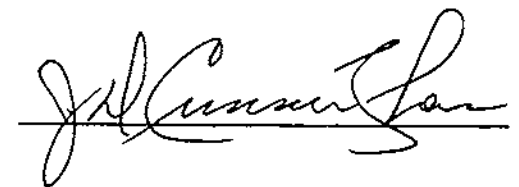
I, JOHN CUNNINGHAM, do swear that I am duly qualified
as required by law for the office of Alderman of the
City of Dartmouth and that I will faithfully perform
the duties of Alderman while I hold office to the
best of my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor




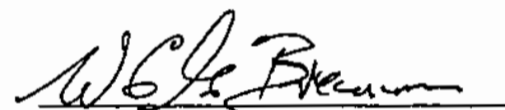
John Cunningham

I, W.J. GRANT BRENNAN, Alderman-Elect for Ward Three
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according to
law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia

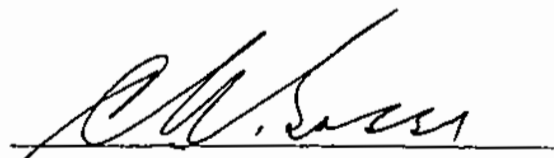

Lieutenant Governor



I, W. J. GRANT BRENNAN, do swear that I am duly
qualified as required by law for the Office of Alderman
of the City of Dartmouth and that I will faithfully
perform the duties of Alderman while I hold office
to the best of my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.

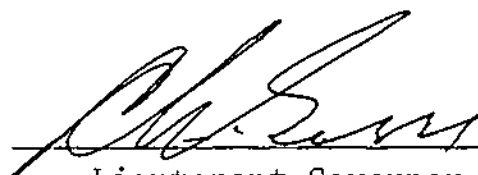

Lieutenant Governor




I, DONALD VALARDO, Alderman-Elect for Ward Four,
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according
to law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.

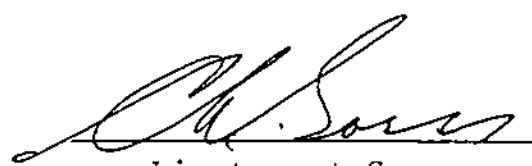

Lieutenant Governor




I, DONALD VALARDO, do swear that I am duly qualified
as required by law for the office of Alderman of the
City of Dartmouth and that I will faithfully perform
the duties of Alderman while I hold office to the
best of my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor

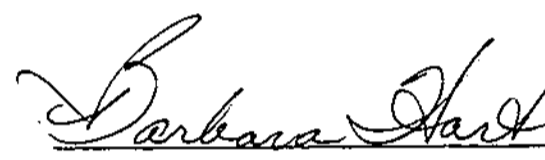


I, BARBARA HART, Alderman-elect for Ward Five,
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according
to law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.

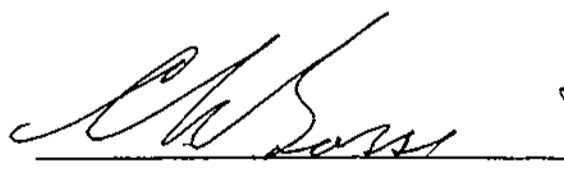

Lieutenant Governor

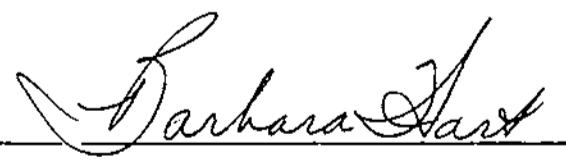

Barbara Hart

I, BARBARA HART, do swear that I am duly qualified as
required by law for the Office of Alderman of the City
of Dartmouth and that I will faithfully perform the
duties of Alderman while I hold office to the best of
my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor

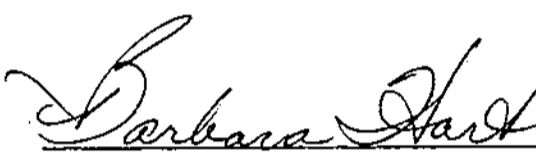

Barbara Hart

I, BARBARA HART, Alderman-elect for Ward Five,
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according
to law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.

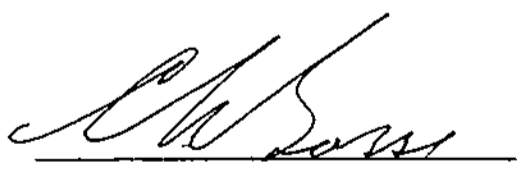

Lieutenant Governor

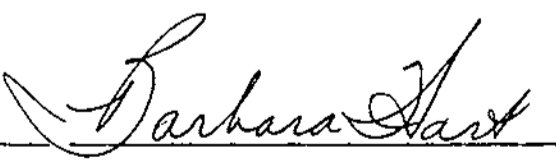

Barbara Hart

I, BARBARA HART, do swear that I am duly qualified as
required by law for the Office of Alderman of the City
of Dartmouth and that I will faithfully perform the
duties of Alderman while I hold office to the best of
my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.

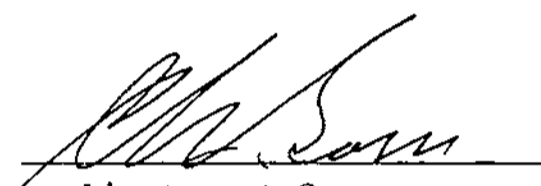

Lieutenant Governor

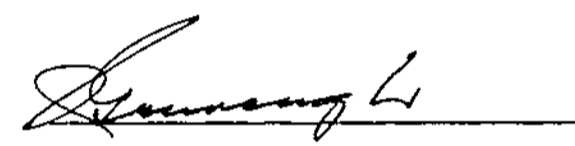

Barbara Hart

I, JOHN GREENOUGH, Alderman-Elect for Ward Six,
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen
Elizabeth II, Her Heirs and Successors, according
to law.

SO HELP ME GOD.

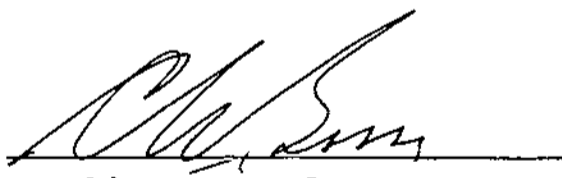
Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia

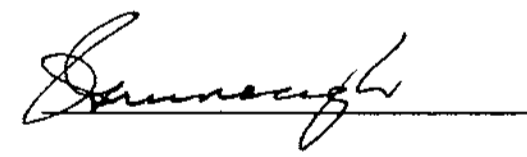

Lieutenant Governor



I, JOHN GREENOUGH, do swear that I am duly qualified
as required by law for the office of Alderman of the
City of Dartmouth and that I will faithfully perform
the duties of Alderman while I hold office to the
best of my ability.

SO HELP ME GOD.



Lieutenant Governor



I, DOUGLAS RITCHIE, Alderman-Elect for Ward Seven
City of Dartmouth, do swear that I will be faithful
and bear true allegiance to Her Majesty Queen Elizabeth
II, Her Heirs and Successors, according to law.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor



I, DOUGLAS RITCHIE, do swear that I am duly qualified
as required by law for the office of Alderman of the
City of Dartmouth and that I will faithfully perform the
duties of Alderman while I hold office to the best
of my ability.

SO HELP ME GOD.

Sworn to before me this 30th
day of October, A.D., 1978
at Dartmouth, Nova Scotia.



Lieutenant Governor



Dartmouth, N. S.

October 30/78.

Regularly called meeting of City Council held
this date at 7:00 p.m.

Present - Mayor Brownlow

Ald. Thompson	Ibsen
Williams	Cunningham
Brennan	Crawford
Cote	Valardo
Hart	Backewich
Irvine	Greenough
Ritchie	Fredericks
City Administrator,	C. A. Moir
Deputy City Clerk,	G. Brady


SWEARING IN
CEREMONIES

Council met for the swearing in of seven Aldermen-Elect, the official duty of swearing-in being performed by Lieutenant-Governor C. L. Gosse in the presence of Mayor Brownlow. The following Aldermen were duly sworn into office at this time:

Ald. G. Ibsen, representing Ward 1
J. Cunningham, representing Ward 2
G. Brennan, representing Ward 3
D. Valardo, representing Ward 4
B. Hart, representing Ward 5
J. Greenough, representing Ward 6
D. Ritchie, representing Ward 7

The Mayor welcomed Lieutenant-Governor and Mrs. Gosse to the City of Dartmouth and following congratulatory remarks by both the Lieutenant-Governor and the Mayor, a presentation was made by Mayor Brownlow on behalf of the City and Council.

The meeting then adjourned and a reception followed for the Aldermen and citizens present for the ceremony.


G. D. Brady,
Deputy City Clerk.

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

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Williams	Cunningham
Brennan	Crawford
Cote	Valardo
Hart	Backewich
Irvine	Greenough
Ritchie	Fredericks
City Solicitor, S. Drury	
City Administrator, C. A. Moir	

Council met to appoint the Deputy Mayor and the various Boards, Committees and Commissions for the 1978/79 term of office.

DEPUTY MAYOR

The names of Ald. Cote and Ald. Greenough were placed in nomination for appointment to the position of Deputy Mayor, on nominations put forward by Ald. Thompson and Fredericks and Ald. Crawford and Valardo respectively. Following a vote by secret ballot, Ald. Greenough was declared as appointed to serve as Deputy Mayor.

Council decided to continue with the present Committee-of-the-Whole structure and agreed that if there is a return to the two-Committee system, appointments will be made at that time.

SCHOOL BOARD

It was noted by the Mayor that the existing School Board will continue as constituted until December 1/78, after which the new Board will take over. The names put forward in nomination for appointment to the School Board from Council were: Ald. Brennan, Fredericks, Backewich, Greenough, Valardo and Williams. After voting by secret ballot, the appointments made were as follows:

Ald. Brennan	Ald. Backewich
Williams	Fredericks

Council approved the above appointments, on motion of Ald. Thompson and Crawford.

LIBRARY BOARD

Members of Council nominated for appointment to the Library Board were: Ald. Cunningham, Ald. Ibsen, Ald. Greenough, Ald. Fredericks and Ald. Backewich. These appointments were duly approved, on motion of Ald. Williams and Hart. The Citizen-at-Large appointments, Mrs. Gallant and Mrs. Pelletier, were also approved at this time, on motion of Ald. Backewich and Fredericks.

MUSEUM BOARD

The names of Ald. Cunningham, Thompson, Ritchie, Fredericks and Hart were placed in nomination for appointment to the Museum Board and following a vote by secret ballot, the members appointed were: Ald. Cunningham, Thompson, Ritchie, and Fredericks. The motion to approve these appointments was moved by Ald. Crawford, seconded by Ald. Thompson.

HOSPITAL BOARD

Nominations for appointment to represent Council on the Hospital Board were as follows: Ald. Cote, Ibsen, Hart, Greenough, Valardo and Ritchie. A vote was taken by secret ballot and the following members were then declared to be appointed: Ald. Cote, Greenough, Hart and Ritchie. The motion approving the appointments was made by Ald. Irvine, seconded by Ald. Williams.

INDUSTRIAL COMMISSION

Nominations to serve on the Industrial Commission were as follows: Ald. Irvine, Ald. Valardo, Ald. Crawford, Ald. Backewich, Ald. Thompson and Ald. Williams. After the vote by secret ballot, the Aldermen appointed were:

Ald. Irvine	Ald. Valardo
Backewich	Thompson
Williams.	

The above appointments were confirmed by Council on motion of Ald. Thompson and Williams.

On motion of Ald. Greenough and Cote, Council approved the appointment of Mr. Charles Douglas to the Commission, representing the Dartmouth Chamber of Commerce. The reappointment of Mr. Kip Roberts was also approved at this time, on motion of Ald. Valardo and Irvine.

METRO AUTHORITY

Nominations for the one remaining appointment to the Metropolitan Authority were: Ald. Hart, Ald.

Crawford and Ald. Brennan. A vote was taken by secret ballot and Ald. Hart was appointed to represent the City on the Authority, the other two Dartmouth members being the Mayor and Ald. Ritchie. Council confirmed Ald. Hart's appointment, on motion of Ald. Greenough and Thompson.

METRO AREA TRANSIT
COMMISSION

The names of Ald. Hart and Ald. Ritchie were placed in nomination for appointment to the Metro. Area Transit Commission, and following a vote by secret ballot, Ald. Hart was declared to be appointed as Council's representative. Her appointment was confirmed on motion of Ald. Ibsen and Valardo.

Ald. Ibsen and Cote then moved that the Mayor make recommendations on the appointment of Council members to serve on: the Natal Day Committee, the Courthouse Commission, the Arbitration Committee, the Recreation Advisory Board and the Dartmouth Community Services Advisory Board. Ald. Hart and Irvine moved in amendment that the list also include recommendations on appointments to the Housing Advisory Board and the Transit Advisory Board. The amendment carried and the amended motion carried.

BOARD OF HEALTH

Nominations to serve on the Board of Health were: Ald. Ibsen, Ritchie, Hart, Thompson, Valardo, Irvine and Williams. The results of the vote by secret ballot were that Ald. Hart, Irvine, Ritchie, Thompson and Williams were appointed, and a motion to this effect was adopted, moved by Ald. Ritchie and seconded by Ald. Williams.

On motion of Ald. Williams and Thompson, the appointment of Mrs. Maryon Grant was confirmed as the Citizen-at-Large appointment on the Board of Health. Ald. Brennan felt that it would be in order to give further consideration to this appointment, possibly to have a medical doctor named as the Citizen representative. Ald. Brennan, Crawford and Valardo voted against the motion, which carried.

LAKES ADVISORY
BOARD

Ald. Thompson was nominated to serve on the Lakes Advisory Board and his appointment was confirmed by Council, on motion of Ald. Greenough and Ritchie.

TOURIST COMMISSION

The names placed in nomination for appointment to the Tourist Commission were: Ald. Irvine, Valardo, and Cunningham. Two votes were required by secret ballot to decide this appointment and following the second one, Ald. Cunningham was appointed to serve on the Commission. Council confirmed the appointment on motion of Ald. Thompson and Backewich.

PENSION COMMITTEE

Appointments to the Pension Committee were: Ald. Williams, Valardo and Thompson. Their appointment was confirmed on motion of Ald. Fredericks and Backewich.

QUARRY COMMITTEE

Ald. Crawford was appointed to the Quarry Committee on motion of Ald. Williams and Ritchie.

WINTER CARNIVAL
COMMITTEE

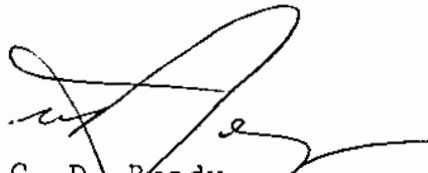
On motion of Ald. Crawford and Backewich, Council appointed Ald. Valardo and Ald. Cunningham to serve on the Winter Carnival Committee.

DOWNTOWN PLANNING
ADVISORY BD.

Names placed in nomination to the Downtown Planning Advisory Board were: Ald. Crawford, Cote and Brennan. The appointment of Ald. Brennan and Crawford was decided in a vote by secret ballot and Council ratified the appointment, on motion of Ald. Greenough and Thompson.

Prior to adjournment, Ald. Valardo raised an inquiry as to the possibility of Council giving some type of recognition to the contribution made by former Ald. Ron Smith during the years he served on City Council. The Mayor agreed that this would be in order.

The meeting then adjourned.


G. D. Brady,
Deputy City Clerk.