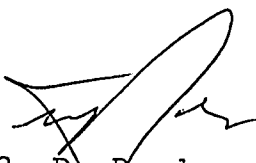


a worthwhile idea to consider having blazers (with the City crest) and slacks that the members of Council could purchase, to be worn at events when they are representing the City, such as the recent christening of the ferries in Pictou. Mr. Moir suggested that the members indicate how many would be interested in the idea.

Mr. Moir asked what procedure Council wishes to follow in allocating the money available for attendance at the F.C.M. conference in Quebec City. After discussion, a concensus was reached in favour of paying the registration for all those wishing to attend, after which the remaining amount will be allocated evenly among the members who are going.

Meeting adjourned.



G. D. Brady,  
Deputy City Clerk.



# City of Dartmouth

C.A. MOIR  
ADMINISTRATOR

P.O. BOX 817  
DARTMOUTH, NOVA SCOTIA  
B2Y 3Z3

DATE: April 19, 1979  
TO: His Worship, the Mayor  
and Members of City Council  
FROM: C. A. Moir, City Administrator  
SUBJECT: Land - Corner Wright Ave. and Windmill Road  
Resolution No. 7936

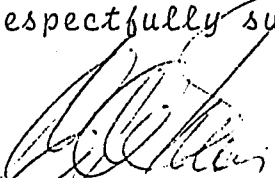
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During the year 1978 City Council authorized negotiations for the purchase of 1495 sq. ft. of land from Irving Oil Ltd. at the intersection of Wright Ave. and Windmill Rd. to carry out improvements. Correspondence and discussions have taken place between the city and Irving Oil since this authorization. We now find that we cannot get a clear expression from Irving Oil Ltd. whether or not they wish to sell the land and at what price.

The Traffic Management Group is anxious to proceed with the improvements at the intersection of Wright Ave. and Windmill Road as there have been some accidents and near accidents.

Because we have been unable to get a definite word from Irving Oil Ltd. it is recommended that City Council adopt Resolution No. 7936, authorizing expropriation of the necessary land for these improvements.

Respectfully submitted,

  
C. A. Moir,  
City Administrator

CAM:js

Resolution 79-36

WHEREAS the Council of the City of Dartmouth desires to acquire the land described and outlined in black 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" attached hereto and shown on the Plan attached hereto as Schedule "B".

The owner of the land according to the last revised assessment roll is IRVING OIL LIMITED.

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 street improvement purposes.

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SCHEDULE "A"

ALL that certain parcel of land situate, lying and being Parcel "1-XB" on the northeastern boundary of Windmill Road at Wright Avenue as shown on a plan of subdivision of Lot "1B", lands of Irving Oil Limited dated April 18, 1977, signed by John C. MacInnis, N. S. L. S., being in the Commodore Commercial Estates, City of Dartmouth, Province of Nova Scotia, the said parcel being more particularly described as follows:

BEGINNING on the southeastern boundary of Wright Avenue at a point N 65° 56' 23" E, 22.25 feet of the northeastern boundary of Windmill Road;

THENCE N 65° 56' 23" E, 77.94 feet along the southeastern boundary of Wright Avenue to a point;

THENCE S 24° 03' 37" E, 2.25 feet along a portion of the southwestern boundary of Lot "1-XA" to an angle therein;

THENCE southwesterly, following the arc of a curve to the left of radius 165.0 feet, 49.93 feet along a portion of the northwestern boundary of Lot "1-XA" to a point of common curvature;

THENCE southerly, following the arc of a curve to the left of radius 35.0 feet, 47.37 feet along the generally western boundary of Lot "1-XA" to a point of common curvature;

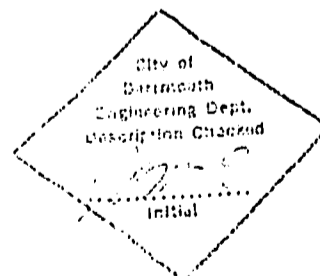
THENCE southeasterly following the arc of a curve to the left of radius 165.00 feet, 49.38 feet along a portion of the southwestern boundary of Lot "1-XA" to the end of said curve;

THENCE N 46° 05' 28" W, 79.13 feet along the northeastern boundary of Windmill Road to the beginning of a curve to the right of radius 15.0 feet;

THENCE northerly, following the arc of said curve to the right 29.33 feet along the generally eastern boundary of Lot "2-B" to the point of beginning.

CONTAINING an area of 1495 square feet.

ALL bearings being 3° Modified Transverse Mercator Grid Bearings, Central Meridian 64° 30' west longitude.



SCHEDULE "A"

ALL that certain parcel of land situate, lying and being Parcel "1-XB" on the northeastern boundary of Windmill Road at Wright Avenue as shown on a plan of subdivision of Lot "1B", lands of Irving Oil Limited dated April 18, 1977, signed by John C. MacInnis, N. S. L. S., being in the Commodore Commercial Estates, City of Dartmouth, Province of Nova Scotia, the said parcel being more particularly described as follows:

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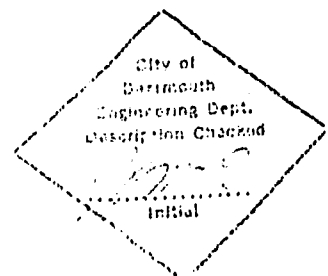
THENCE southeasterly following the arc of a curve to the left of radius 165.00 feet, 49.38 feet along a portion of the southwestern boundary of Lot "1-XA" to the end of said curve;

THENCE N 46° 05' 28" W, 79.13 feet along the northeastern boundary of Windmill Road to the beginning of a curve to the right of radius 15.0 feet;

THENCE northerly, following the arc of said curve to the right 29.33 feet along the generally eastern boundary of Lot "2-B" to the point of beginning.

CONTAINING an area of 1495 square feet.

ALL bearings being 3° Modified Transverse Mercator Grid Bearings, Central Meridian 64° 30' west longitude.



City of Dartmouth  
Temporary Borrowing Resolution

\$725,000

1979 Street Construction - 79-2

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 curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the city; namely for the provision of street construction in the city for 1979;

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 Seven Hundred Twenty-five Thousand Dollars (\$725,000) 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 Seven Hundred Twenty-five Thousand Dollars (\$725,000) from any chartered bank in 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 24th day of April, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 30th day of April 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*[Signature]*  
Deputy Minister

APPROVED this 24th day of May 1979

*[Signature]*  
Minister of Municipal Affairs

*[Signature]*  
MAYOR

*[Signature]*  
Deputy City CLERK

City of Dartmouth  
Renewal of Borrowing

\$3,200,000

Paving - Portland Street - 74-10, 75-19,  
76-14

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Three Million Two Hundred Thousand Dollars (\$3,200,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the City;

AND WHEREAS pursuant to a resolution passed by the City Council on the 13th day of August, 1974, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 18th day of March, 1975, borrowed from a chartered bank in Canada a sum not exceeding Four Hundred Thousand Dollars (\$400,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS pursuant to a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from a chartered bank in Canada a sum not exceeding Fifty Thousand Dollars (\$50,000) for the purpose set out above, establishing a balance of Four Hundred Fifty Thousand Dollars (\$450,000) authorized to be borrowed for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS pursuant to a resolution passed by the City Council on the 21st day of September, 1976, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 14th day of October, 1976, borrowed from a chartered bank in Canada a sum not exceeding Two Million Seven Hundred Fifty Thousand Dollars (\$2,750,000) for the purpose set out above, establishing a balance of Three Million Two Hundred Thousand Dollars (\$3,200,000) authorized to be borrowed for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing from the Bank in the amount of Three Million Two Hundred Thousand Dollars (\$3,200,000) be extended for a further period not exceeding twelve months from the date of approval of the Minister of Municipal Affairs of this resolution.

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 3rd day of April, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 6th day of April, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*W. O'Henry*  
Deputy Minister

APPROVED this 17th day of April 1979

*W. O'Henry*  
Minister of Municipal Affairs

MAYOR

CLERK

City of Dartmouth  
Renewal of Borrowing Resolution

\$55,000

Paving - Main Street - 75-3

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum not exceeding Fifty-five Thousand Dollars (\$55,000) 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;

AND WHEREAS pursuant to a resolution passed by the City Council on the 15th day of July, 1975, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 11th day of September, 1975, borrowed from a chartered bank in Canada a sum not exceeding Fifty-five Thousand Dollars (\$55,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS it is deemed expedient that the period of borrowing from the Bank be further extended;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from the Bank in the amount of Fifty-five Thousand Dollars (\$55,000) be extended for a further period not exceeding twelve months from the date of the approval of the Minister of Municipal Affairs of this resolution.

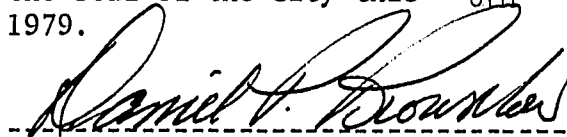
APPROVED  
TO AMOUNT

APPROVED  
AS TO FORM

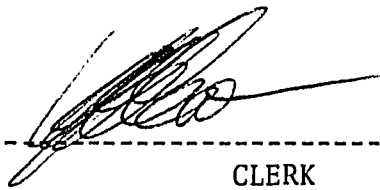
SOLICITOR

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 3rd day of April, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 6th day of April, 1979.



MAYOR



CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for  
approval of the Minister

  
Deputy Minister

APPROVED his 17th day

of April 1979

  
Minister of Municipal Affairs



Dartmouth, N. S.

April 26/79.

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

Present - Deputy Mayor Greenough

Ald. Ibsen	Thompson
Williams	Cunningham
Crawford	Brennan
Irvine	Valardo
Ritchie	Fredericks
Hart	Backewich
City Comptroller, D. McBain	
City Clerk, N. C. Cohoon	

1979 GRANT REQUESTS

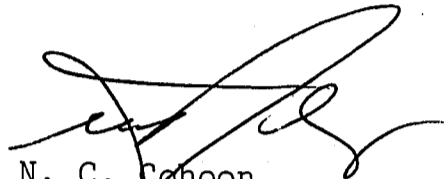
The item before Council at this meeting was to consider the 1979 grant requests, and in this connection, Mr. Moir has made a recommendation that a small committee of two Council members and two staff members be appointed to review all of the applications and submit recommendations to Council. This committee would review all applications in detail and would be guided by the criteria set out in Mr. Moir's report. Ald. Valardo spoke in favour of the recommendation and moved its adoption with an amendment that three members of Council be appointed to the Committee instead of two; there would be two staff members and after meeting with representatives from the various organizations, the committee would come back to Council with their recommendations. The motion was seconded by Ald. Crawford.

Mr. Cohoon explained the intent of a committee to review the grant requests; he said that organizations seeking funding have to expect the same kind of careful review that City departments have gone through during the recent budget sessions. He commented on the criteria proposed for assessing the needs of individual organizations, and on the proposal to establish a fund from which grants could be made on a special and/or one-occasion basis (ie. in 1979 for the Gathering of the Clans). When the vote was taken on the motion, it carried with Ald. Fredericks voting against.

Ald. Ibsen and Irvine moved that the committee be appointed by the Mayor. This motion also carried with

Ald. Williams voting against. Ald. Backewich asked that the committee come back with a full report, that is, with explanations to substantiate the individual recommendations on specific organizations and the funding being proposed for each.

Having approved Mr. Moir's report on the formation of a committee, the meeting adjourned.

  
for N. C. Conhoon,  
City Clerk.

Dartmouth, N. S.

May 1/79.

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

Present - Mayor Brownlow

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

The Mayor welcomed to the meeting, students from Prince Arthur Jr. High School and their teacher, Barbara Annis.

On motion of Ald. Irvine and Ibsen, Council adopted the minutes of meetings held on March 29th, March 31st, April 2, April 3, April 4, April 5 and April 12th.

Ald. Hart referred to a notice of motion given by her at the April 3rd meeting and asked to have it added to the agenda for this meeting; the Mayor agreed.

By-law C-375 (disposal of garbage) was before Council for third reading, having received first and second readings at the April 24th meeting.

It was moved by Ald. Backewich and Ritchie and carried that By-law C-375 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.

An item deferred from the April 3rd meeting was again before Council, having to do with Ald. Brennan's request that staff look into the possibility of relocating the Dartmouth Shopping Centre bus terminal to the old Memorial Rink site, as a means of alleviating pedestrian and vehicular traffic problems in that area. Besides a report from the T.M.G. on this suggestion, Mr. Moir has also made the recommendation that if Council wishes to proceed with such a study, outside consultants should be involved, since the study would be beyond the capabilities and time restraints of City staff. It

MINUTES

-LAW C-375:  
THIRD READING

RELOCATION OF  
BUS STOP

is noted in Mr. Moir's report that no funds have been provided in the 1979 operating budget for the services of consultants.

Ald. Brennan asked if there might not be alternate sources of funding for a study, maybe in conjunction with Dartmouth Recreation Ltd. in their planning for a sports complex on the rink site. He moved referral back to staff to look at possible alternate sources of funding for a study and to consult with Dartmouth Recreation Ltd. on the need and feasibility of a study in conjunction with the sports complex plans. Ald. Ritchie seconded the motion to refer and it carried.

CITY LAND: ST. PETER'S  
SCHOOL AREA

Property owners immediately adjacent to the St. Peter's playing field have requested permission to make a presentation to Council in connection with their objection to the Austenville NIP proposal for recreational development of the field, involving an asphalt multi-purpose court for basketball and other active recreation uses. The presentation on behalf of these citizens was made by Mrs. Byrne Williams and she used a series of slides to show the location of the field, its present uses, etc. There were also slides showing recreation facilities that have been vandalized in areas of the City, such as the St. Peter's field, not located next to City streets where they are well lighted and easily visible for police patrols and by people coming and going on the streets. She suggested that a location such as St. Peter's field would be a prime target for vandalism and would create problems of this kind for the residents whose properties back on the field. These property owners would lose the privacy of their back yards and senior citizens from the new complex nearby would lose their easy access to the pathway system across the field. Mrs. Williams said the type of active recreational uses proposed for the field are not compatible with the senior citizen complex or the privately-owned residences adjoining the land.

Mr. Bayer then reviewed the three proposals that have been under consideration for the St. Peter's field, explaining his department's recommendation in favour of proposal #3 as being the one that most closely achieves the aim of the Austenville NIP plan with respect to recreation uses, while at the same time, trying to overcome the concerns expressed by the abutting residents. Not only has the Planning Dept. recommended in favour of proposal #3, but has made the additional recommendation that if Council decides this proposal is not acceptable, proposals 1 or 2 are not acceptable alternatives for the reasons outlined in Mr. Bayer's written report, and the department urges that the energies and money be diverted to other projects within the community where there is agreement, so that the design, tender call and implementation can proceed.

Mr. Bayer's other comments pertained to the continuing efforts that have been made to resolve this controversy without having it come to Council to be decided. Proposal #3 was described by Mr. Bayer and the NIP representatives as a workable compromise, not crowding the playing field to excess with facilities but at the same time, providing one multi-purpose court to permit organized games of basketball, field hockey, etc.

Council heard Mr. Stephen Moir, Chairman of the Austenville NIP program, and he reviewed the process followed in selecting proposal #3 for development of St. Peter's field, pointing out that recreation facilities placed high on the voting by residents when priority items were being determined in the formative stages of the Austenville program. He noted that passive recreational space is already available in the area with the close proximity of Sullivan's Pond and the adjoining park; the need remains, however, for active

recreational uses in conjunction with St. Peter's Jr. High and taking into account the number of children there are in the Austenville neighbourhood generally.

A Dahlia Street resident, Mr. Young, spoke in support of the proposal chosen by NIP for development of St. Peter's field, and Mr. Lesbriel, Co-Chairman of the NIP recreation committee, made the point that a compromise has already been agreed to in the deletion of tennis courts which were included in the first proposal. Mr. Goodyer of 22 Maple Street and Mr. Racine of 46 Dahlia Street were two of the residents heard in opposition to proposal #3 and what they felt would be adverse affects on their properties as a result of a multi-purpose court being located in the field behind their homes. They wanted to see the field upgraded in keeping with proposal #2 which calls for basic landscaping, some benches and a horseshoe pitch, plus two basketball keys on the area to be asphalted around the St. Peter's school grounds. Mr. Bayer was asked to comment on the playing space provided around the school buildings and pointed out that the area is too restrictive for a court where an organized game could be played.

Ald. Valardo, Backewich and some of the other Council members felt that Council should not have to arbitrate a difference of opinion between groups of residents in a NIP area, with the emphasis that is placed on citizen involvement where these programs are concerned. Ald. Fredericks said he could appreciate the concerns expressed by the abutting property owners, but the decision of the majority of residents within the Austenville community should be upheld by Council. He therefore moved that Council endorse proposal #3 for the development of the St. Peter's field, as put forward by the NIP people and recommended by Planning Dept. staff. The motion was seconded by Ald. Thompson.

Ald. Crawford and Brennan indicated their concern that a division will be created among the

Austenville residents as a result of the controversy over St. Peter's field. Ald. Crawford questioned whether all possible avenues have been explored in attempting to resolve the impasse between the two groups of residents, and Ald. Brennan suggested that there has not yet been sufficient compromise in any of the proposals toward a resolution of the problem. Mr. Bayer said he and his staff would be willing to work with any committee designated, but he noted that the matter would not have been brought before Council at this time if any other possible alternative solution could have been found. Both Mr. Young and Mr. Goodyer expressed opinions that the present impasse cannot be reconciled with further meetings or discussions between the two citizen groups involved; they asked for a decision by Council either for or against the proposal recommended and did not favour another attempt to find a new alternative solution.

Mrs. Audrey Goodyer was heard during the debate, also Mr. Jim Harrison, a citizen from another area of the City. Ald. Hart suggested that all of the proposals for the field be rejected, that it be left in its present natural state, and the residents encouraged to reallocate their funds for some other area altogether. Ald. Greenough thought that an inflexible position has been assumed by both sides in the controversy and that there must be a solution if all parties look at the situation more broadly. He moved referral back to the NIP group to determine what they actually want on the field (ie. in terms of working out a plan without rejecting all proposals for development entirely); the motion to refer was seconded by Ald. Valardo. Ald. Cote and Crawford were willing to support the motion, but it was opposed by Ald. Ritchie and Fredericks. When the vote was taken, the motion carried by a vote of 7 to 6 with Ald. Thompson, Backewich, Fredericks, Cunningham, Ritchie and Irvine voting against.

PETITION: TENNIS  
COURTS

Ald. Ibsen asked permission to add to the agenda, a petition from residents in the Mount Edward Road area who are opposed to the tennis courts presently being constructed on a site on Mount Edward Road, this project having been approved by Council in 1978 and the tender for construction duly awarded since that time. The residents want to see this project abandoned and the funds diverted for another project that will be of more advantage to the ward. Mr. Moir quoted from his recommendation on this item, which received the approval of Council on October 3rd, 1978; a contract was subsequently awarded in the amount of \$19,000.

Ald. Valardo questioned the City's liability for damages, now that the contract has been duly accepted and signed on the behalf of the City. Mr. Heustis advised that there would be a liability on the part of the City if the contract has been formally entered into in the regular manner. On motion of Ald. Ibsen and Thompson, Council agreed to add this item to the agenda.

Ald. Cote wanted to have work on the project stopped until it can be determined what the cost would be to the City if the tennis courts were abandoned at this stage in their progress. He therefore moved that the contractor be asked to halt work on the project pending another Council meeting, at which time staff would report on the cost involved to halt the project. The motion was seconded by Ald. Ibsen and it was debated. This delay would also give residents in the area time to present their case fully and explain their reasons for wanting to see the project abandoned.

Reference was made to the fact that Council would have to rescind their previous decision in order to stop the tennis courts at this point, and several members indicated that they would not be prepared to change their decision simply on the basis of the petition presented, without further facts to substantiate the petition.



Ald. Valardo suggested that Council would be setting an unfortunate precedent in rescinding a decision on a contract awarded and in progress, and he opposed the motion on this basis. Ald. Backewich was another member who questioned the cost the City could face if the contractor wanted to press charges for an abandonment or breach of contract. When the vote was taken on the motion, it was defeated.

PETITION: SPIDER  
LAKE RD. RESIDENTS

On motion of Ald. Irvine and Hart, Council agreed to table a petition from residents of the Spider Lake Road, pending further information from the Dept. of Highways.

Meeting adjourned.



G. D. Brady,  
Deputy City Clerk/

Dartmouth, N. S.

May 7/79.

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

Present - Mayor Brownlow

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

Council met to continue with the May 1st agenda.

SPIDER LAKE ROAD  
PETITION

At the conclusion of the May 1st meeting, a petition from residents of the Spider Lake Road was tabled pending further information from the Dept. of Highways. Ald. Greenough asked to have the petition lifted from being tabled and referred to staff for a report on the situation concerning the residents, that is, the possibility of a new highway from the Miller's Lake area, which would connect with the Spider Lake Rd. and thereby cut off the residential community. After discussion with Mr. Moir and the Mayor, the motion introduced by Ald. Greenough was one of referral to the next Council meeting (ie. after the May 15th meeting), when the petition would be placed on the agenda, along with the staff report. The motion was seconded by Ald. Crawford and it carried.

DOWNTOWN PARKING:  
DART. BUSINESS ASSN.

A letter was before Council from the Downtown Dartmouth Business Assn on the subject of on-street parking problems in the downtown area. Two proposals have been made to deal with the problem of 'meter-feeding':

- 1) that legislation be sought for two-hour maximum parking at meters in the immediate shopping area; and
- 2) that a commissionaire or preferably a meter maid be hired to supervise meters.

Ald. Fredericks and Thompson moved that the letter be received and filed. Ald. Crawford commented on the problem referred to in the letter from the Assn. and suggested that Mr. Walker (Chairman of the Parking

Committee), be given an opportunity to explain and discuss his proposals further with Mr. Moir. Ald. Ibsen asked if there would not be some way of issuing stickers for the cars of people who work in the downtown area and having a designated space for their use so that the meters are kept free for shoppers. Ald. Brennan wanted to have a more positive type of response from Council rather than just receiving and filing the letter from the Assn. He moved referral to the Planning Dept. and the T.M.G. to consider the ramifications of the proposals put forward in the letter; Ald. Greenough seconded the motion to refer. Ald. Thompson questioned the cost of hiring commissionaires or meter maids to police meters in the downtown and he voted against the motion to refer when the vote was taken; the motion carried.

MOTIONS:

ALD. FREDERICKS

Motions were presented at this time, for which notice was previously given.

Ald. Fredericks indicated that he would defer his motion on the setting up of a committee on mini-bikes and trail-bikes, pending the report from the Recreation Advisory Board. He introduced a motion to this effect, seconded by Ald. Thompson. The motion to defer carried.

ALD. BACKEWICH

1) Ald. Backewich moved, seconded by Ald. Hart, that if negotiations which have been carried out for the purchase of the property on the north side of the intersection of Parkstone Road and Windmill Road, known as civic #350 Windmill Road, cannot be concluded, he would ask Council to direct the City Administrator and the City Solicitor to set up expropriation proceedings to obtain the said property to widen the above-mentioned intersection. Ald. Backewich explained why this property is needed to eliminate the serious traffic hazard existing in this area at present. His motion received the support of Council and it carried.

ALD. IBSEN

2) Ald. Ibsen moved, seconded by Ald. Thompson, that the City Administrator be instructed to study the setting up of a Solicitor's Dept., including staff and space requirements necessary, library, and any need for continuation of agreements with existing firms on on-going projects, etc. This study to be completed as soon as possible, but no later than Dec. 31/79.

Further, that the City Administrator be instructed to submit to Council a list of at least three qualified persons from which Council may select one to be City Solicitor.

Ald. Thompson and Valardo questioned whether one solicitor would be able to handle all of the various types of legal problems that would have to be dealt with for the City; Ald. Valardo suggested that the expertise of several lawyers would be required under the circumstances. Ald. Fredericks asked about the length of term for which a solicitor would be engaged - ie. on a one, three or five-year basis. The Mayor said these are the kinds of questions Mr. Moir will take into consideration in making his report to Council. Ald. Ibsen clarified the intent of the Dec. 31st deadline stipulated in his motion for receiving a report and the motion was then adopted by Council.

ALD. HART

3) Ald. Hart moved, seconded by Ald. Greenough, that:

the Solicitor be instructed to incorporate the following in the City's legislation for 1979:  
Section 151: a plebiscite shall be held in the municipality or in an area of it when so directed by a resolution of Council. Said Chapter 43 (A) is amended by adding thereto, immediately following Section 133, the following section:  
133 (A) (1): the Council may, by resolution, authorize the City Clerk to obtain the opinions of residents of the City by statistical polls or questionnaires on any matters ancillary to the powers and responsibilities of Council.

(2) the statistical polls or questionnaires shall not delegate to the residents the power of Council to decide any such matter.

The Solicitor noted that the legislation for 1979 is now completed and ready for submission to the legislature, so it might not be possible to include

the change proposed by Ald. Hart in time for this sitting of the legislature.

Ald. Hart explained the reasons why she felt it would be advantageous to have the authority to hold plebiscites on major issues of particular importance to the citizens. She pointed out that in this way, Council is able to receive a clear expression of opinion on a significant issue, but any final decision to be made still rests with Council and is not eroded in any way by the proposed legislation. Ald. Fredericks and Crawford did not agree with the holding of plebiscites and felt that the authority to do so could be misused for items of lesser importance, thereby relinquishing the responsibility which Council has to make decisions. Ald. Fredericks said he could support the second part of the motion, permitting the use of statistical polls or questionnaires to solicit opinions from the public, but he would be opposed to any change in legislation for the holding of plebiscites.

Ald. Brennan said there would have to be some parameters setting out the use of plebiscites, before he would be willing to support the idea. Ald. Ritchie and Thompson spoke against the motion, but it was supported by Ald. Valardo and Greenough who were in favour of having the right to go to a plebiscite if the need arose and did not consider that this right would be abused by Council or would result in plebiscites being held to decide issues of little consequence. Ald. Valardo suggested that with the authority to hold plebiscites, a municipal council has some means of voicing a strong expression of opinion on areas where Provincial and/or Federal jurisdictions are involved. He said the proposed legislation could even be changed to reflect this intent.

Following further debate along the lines of the points already noted, Ald. Hart and Greenough moved

referral back to the Solicitor for a redrafting of the motion, taking into consideration the views expressed by Council. The motion to refer carried with Ald. Crawford and Fredericks voting against.

1978 ANNUAL REPORT:  
INDUSTRIAL COMMISSION

The members of Council have received copies of the 1978 annual report for the Industrial Commission and the Chairman, Mr. Roy Steed, was present to answer questions and receive comments on the work of the Commission last year. He made reference to the taxation generated by a continuing industrial expansion in north Dartmouth and commended Council for the decision taken to proceed with acquisition of the Commodore lands so that this expansion can be further encouraged and expedited. Observations on various items of information in the report were made by members of Council and Mr. Steed was complimented for his own personal efforts on the Commission and for the work of the Commission generally in 1978. Ald. Crawford asked why industrial development is not being promoted in other areas of the City rather than concentrating all of the Commission's efforts on the Burnside Park. Mr. Steed said this concern is to be looked at by the Planning Committee set up by the Commission. Ald. Crawford also expressed his objection to the recent purchase of the Commodore lands for industrial purposes and to the fact that Commission meetings are held without the press or the public being allowed to attend. Mr. Steed said the Commission is not a secret society and it depends on what items are being discussed as to whether or not they should be publicized. Items of a confidential nature, involving negotiations with companies interested in coming to Dartmouth and/or the Burnside Park have to be dealt with in camera, but other items of a general nature do not require the same kind of confidentiality. On motion of Ald. Valardo and Thompson, the report from the Commission was received and filed.

AWARD TENDER:  
CONTRACT 7903

Tenders were received as follows for Contract 7903, covering the Harbourview NIP project which includes reconstruction of Shore Road and Geary Street and the construction of a parking lot on Bridge Commission lands, Lyle Street:

Ocean Contractors Ltd.	\$224,538.00
Woodlawn Construction Ltd.	234,249.89
Steed & Evans Ltd.	235,098.60

Several things have been done to try to bring this project within the budget figure of \$210,000. approved by the NIP staff. By using fill from the street construction, the low bidder has been able to reduce his tender price to \$214,658., and the CNR has agreed to share on a 50/50 basis in the cost of \$14,450. for a chain link fence along 1700' of CN property. The resulting net price is therefore reduced to \$207,433., and it is recommended that the tender be awarded to Ocean Contractors Ltd. to carry out the revised project 7903 in the amount of \$214,658., on the understanding that the City will receive \$7,225 in cost-sharing from the CNR. Council awarded the tender as recommended, on motion of Ald. Thompson and Backewich.

AT. SEWER:  
PORT WALLACE

In a report to Council, Mr. Moir has presented details of a proposal for water and sewer lateral connections to properties on Waverley Road from the new lines installed by the City. Basically, the recommendation is that the City engage the services of Harbour Construction Co. Ltd. as an extra to the existing contract, to install service laterals to the street line for all existing homes on the following basis: cost plus 10% for overhead, plus 10% profit. Further, that the City adopt the procedure spelled out in Mr. Moir's report for financing and recovery of the costs involved from the property owners.

Ald. Greenough raised several questions about the arrangements for financing, particularly

in relation to the approx. cost of connecting to the City lines, and at Mr. Moir's suggestion, it was moved by Ald. Greenough and Thompson that the item be referred back to staff for an approx. cost figure. In the meantime, Ald. Greenough and Irvine will discuss with Mr. Moir whether a public meeting in the area or some other form of communication with the residents is required to explain the proposal being recommended and the cost factors involved. Generally, Council favoured this approach in arranging for properties to be connected so that Waverley Road can be reinstated as quickly as possible after the necessary excavations. The motion to refer was put and carried.

CONTRACT: AMALGAMATED  
TRANSIT UNION

On motion of Ald. Fredericks and Backewich, Council approved a report submitted by Mr. Moir, outlining contract changes contained in the collective agreement negotiated with the Amalgamated Transit Union Employees (Division 508), including the City's offer of a 10% increase, effective Feb. 1/79 and subsequent 2% increase effective May 1/79 and a one-year contract.

AWARD TENDER:  
SCHOOL BUSES

On motion of Ald. Backewich and Brennan, Council adopted a report from the Purchasing Agent on the awarding of the tender for six school buses and one mini school bus for the transit system, as recommended by the City Administrator. Details on the tenders received are contained in Mr. Whitman's report of April 27/79.

WATER SUPPLY:  
CRICHTON AVE./  
DAHLIA ST. AREA

The next report to Council from Mr. Moir dealt with water supply problems in the general area of Crichton Ave. and Dahlia Street, involving the new senior citizens complex and water service to that building, particularly in relation to the sprinkler system and the adequacy of a water supply for fire-fighting purposes in the event of this service being required. Two recommendations are made in Mr. Moir's report:

- 1) that Council approve the installation of a 10" transmission main along Dahlia Street from Pine Street to Crichton Ave., at an estimated cost of \$76,000., and that the existing dead-end 6" line on Beech St.



be extended from its present location west of Dahlia Street to the existing 6" main on Tulip Street, at an estimated cost of \$6,000. The completion of these two projects would solve the existing problem at the senior citizens complex, as well as a number of other water-related problems in that area.

- 2) It is further recommended that the City advise the owners of the building that a water booster pump and stand-by power unit will be required in the basement of the complex at such time as the flow of water to the area is approved by the City.

Mr. Moir made the point that there is now sufficient water pressure in the area to set off the sprinkler system, should a fire occur in the senior citizens building; difficulties may develop, however, if there were a heavy fire in the complex. Until the water mains recommended have been installed, a contingency plan has been worked out, whereby water could be taken from Sullivan's Pond for fire-fighting purposes, and Mr. Moir expressed the opinion that adequate precautions have been provided for in the contingency plan to permit the occupancy of the building upon its completion.

Ald. Greenough and Fredericks moved the adoption of Mr. Moir's report, and debate on the motion was mainly concerned with the safety aspect of the issue and the question of whether tenants should be permitted in the senior citizens complex or in only a portion of it prior to the new water main installations being recommended. Ald. Brennan said he would not want to see the building occupied until the contingency plan for fire-fighting within the complex has been tested to the satisfaction of the Fire Chief. Mr. Moir said he would make arrangements with the Fire Chief to have the plan checked out and insure that water can be pumped up to the required number of floors, in case it should be needed in the event of a fire.

The members of Council have been provided with a letter from CMHC on the subject of the water problem and its relation to an occupancy permit for the complex.

Mr. Frank Ross was present for this item on behalf of Fraser-Brace Maritime Ltd., the general contractor for the building, and he indicated that approx. eight weeks would be required to secure the water booster pump specified in the recommendation before Council. Ald. Ibsen felt that it would be preferable to delay any occupancy of the building until both recommendations from Mr. Moir have been complied with completely. After further discussion, the vote was taken on the motion and it carried.

RESOLUTIONS: SALE  
OF LAND

On motion of Ald. Valardo and Thompson, Council adopted the attached Resolutions #79-13, 79-33 and 79-38, executing deeds for the sale of City-owned land at 15/17 Birchdale Ave., 9 Locks Road, and 95 Lakecrest Drive ; these properties have been previously approved for sale by Council.

On motion of Ald. Greenough and Thompson, Council adjourned to meet in camera for two additional items of business.



G. D. Brady,  
Deputy City Clerk.

NOTICE OF MOTION:  
ALD. BRENNAN

(A notice of motion was given by Ald. Brennan prior to adjournment, as follows:

That City Council request staff to solicit the cooperation of the Federal and Provincial Governments, and to undertake a study of the Dartmouth Cove sanitary sewer outfall, with regard to eliminating odour therefrom, and to advise Council on various sources of funding from other levels of government.)

T-1

This Indenture made this

City of

A. D., 19

BETWEEN

CITY OF DARTMOUTH,  
a body corporate

hereinafter called the "GRANTOR"

OF THE ONE PART

and

SEAGULL DEVELOPMENTS LIMITED,  
a body corporate with Head  
Office at Dartmouth in the  
County of Halifax, Province  
of Nova Scotia

hereinafter called the "GRANTEE"

OF THE OTHER PART

WITNESSETH that in consideration of

- one -

Dollars

The Grantor hereby conveys to the Grantee the lands described in the Schedule marked "A" hereto annexed.

SCHEDULE "A"

ALL that certain lot situate, lying and being on the southwestern side of Birchdale Avenue in the City of Dartmouth and being Lot "A-73" as shown on a plan of subdivision of lands of M. & S. Construction Limited in the City of Dartmouth prepared by K. W. Robb, P.L.S., dated December 30th, 1964, approved by the Town Planning Board on February 25th, 1965, and filed in the Registry of Deeds at Halifax as Plan No. 7600 in Drawer 119, the said lots being more particularly described as follows:

BEGINNING at a point on the southwestern side of Birchdale Avenue distant sixty feet (60') northerly from the northern side line of Valleyford Avenue, the said point marking the most northerly corner of Lot A-74 and the southeasterly corner of Lot A-73;

THENCE running south sixty-three degrees fifteen minutes ( $63^{\circ} 15'$ ) west along the northern side of Lot A-74 a distance of one hundred and ten feet (110') more or less to the northeastern side of a lot shown as Portion X;

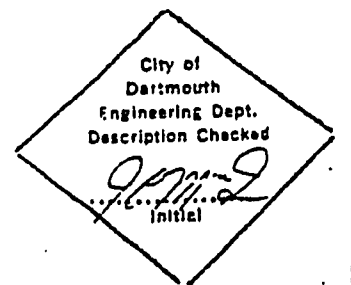
THENCE running north twenty-six degrees forty-five minutes ( $26^{\circ} 45'$ ) west along the northeastern side of Portion X a distance of fifty-four feet (54') more or less to the most southerly corner of Lot A-72;

THENCE running north sixty-three degrees fifteen minutes ( $63^{\circ} 15'$ ) east along the southern side of Lot A-72 a distance of one hundred and ten feet (110') more or less to the southwestern side of Birchdale Avenue at the southeastern angle of Lot A-72;

THENCE running south twenty-six degrees forty-five minutes ( $26^{\circ} 45'$ ) east along the southwestern side of Birchdale Avenue a distance of fifty-four feet (54') more or less to the place of beginning.

ALL bearings being magnetic for the year 1951.

Being or intended to be Lot "A-73" of the lands conveyed to the City of Dartmouth as recorded in the Registry of Deeds, Halifax in Book 2612, Page 388.



SCHEDULE "A"

ALL that certain lot of land situate, lying and being Lot "A74" on the western corner of Birchdale Avenue and Valleyford Avenue as shown on a plan of subdivision of lands of M & S Construction Limited, dated December 30, 1964, signed by K.W. Robb, P.L.S., approved by the Development Officer for the City of Dartmouth April 17, 1979, registered at the Registry of Deeds, Halifax as Plan Number \_\_\_\_\_ Drawer Number \_\_\_\_\_, being in the City of Dartmouth, County of Halifax, Province of Nova Scotia, the said lot being more particularly described as follows:

BEGINNING on the southwestern boundary of Birchdale Avenue at the eastern corner of Lot "A73";

THENCE S 26° 45' E, 60.0 feet along the southwestern boundary of Birchdale Avenue to the northwestern boundary of Valleyford Avenue;

THENCE S 63° 15' W, 110.0 feet along the northwestern boundary of Valleyford Avenue to the eastern corner of Portion "X";

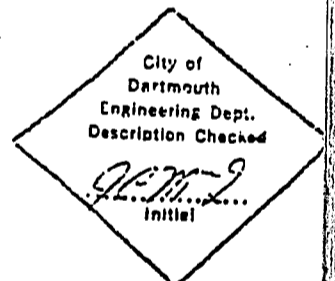
THENCE N 26° 45' W, 60.0 feet along the northeastern boundary of Portion "X" to the southern corner of Lot "A73";

THENCE N 63° 15' E, 110.0 feet along the southeastern boundary of Lot "A73" to the point of beginning.

CONTAINING by calculation an area of 6,600 square feet.

ALL bearings being magnetic for the year 1951.

BEING or intended to be Lot "A74" of the lands conveyed to the City of Dartmouth and recorded at the Registry of Deeds, Halifax in Book 2612 Page 388.



THE GRANTOR

covenants with the Grantee that the Grantee shall have quiet enjoyment of the lands, that the said Grantor has a good title in fee simple to the lands and the right to convey them as hereby conveyed, that they are free from encumbrances and that the said Grantor will procure such further assurances as may be reasonably required.

IN WITNESS WHEREOF the said Grantor hath hereunto set its corporate seal and subscribed these presents by the hands of its proper officers, its Mayor and its City Clerk, in that behalf duly authorized the day and year first above written.

SIGNED, SEALED AND DELIVERED  
in the presence of

CITY OF DARTMOUTH

*Daniel P. Brownlow*  
\_\_\_\_\_  
Mayor

*N. C. Cohoon*  
\_\_\_\_\_  
City Clerk

PROVINCE OF NOVA SCOTIA  
COUNTY OF HALIFAX, SS

ON THIS \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_,  
before me, the subscriber personally came Frances Melanson  
subscribing witness to the foregoing instrument who being by me sworn, made oath, and said  
that Daniel P. Brownlow Mayor, and N. C. Cohoon clerk of  
the City of Dartmouth signed the same and affixed the seal of the said  
City thereto in her presence.

RESOLUTION No. 79-33

WHEREAS the City of Dartmouth is authorized to sell land;

AND WHEREAS Dartmouth City Council has authorized the sale of lands at 95 Lakecrest Drive in the City of Dartmouth to G. & M. Clair;

BE IT RESOLVED that the Mayor and City Clerk are hereby authorized and instructed to execute on behalf of the City the Deed attached as Schedule "A" to this resolution.

*Daniel P. Brantley*  
*Daniel P. Brantley*  
*[Signature]*  
*[Signature]*

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>F. Roberts</i> Departmental Solicitor
APPROVED this <i>8th</i> day of <i>June</i> 19 <i>77</i>
<i>[Signature]</i> Minister of Municipal Affairs

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 79-33 of the City of Dartmouth which was duly passed by Dartmouth City Council on May 7, 1979.

*[Signature]*  
*[Signature]*  
N. C. Cohoon  
City Clerk-Treasurer

WITNESSETH that in consideration of

- ONE -

Dollars

The Grantor hereby conveys to the Grantee the lands described in the Schedule hereto annexed.

T-1

This Indenture made this

City of

A. D., 19

BETWEEN

CITY OF DARTMOUTH,  
a body corporate

hereinafter called the "GRANTOR"

OF THE ONE PART

and

GULZAR SINGH CLAIR of Dartmouth,  
County of Halifax, Province of  
Nova Scotia and MUKHTAR SINGH CLAIR,  
his wife, of the same place as  
Joint Tenants.

hereinafter called the "GRANTEE"

OF THE OTHER PART

WITNESSETH that in consideration of

- one -

Dollars

The Grantor hereby conveys to the Grantee the lands described in the Schedule hereto annexed.



SCHEDULE "A"

ALL that certain lot situate, lying and being Lot "L-4A" on the northern side of Lakecrest Drive as shown on a plan of subdivision of a portion of the Subdivision of the Muriel Thomas property, dated October 25, 1976, signed by Darryl R. Spidle, N.S.L.S., approved by the Development Officer for the City of Dartmouth January 19, 1977, being in the City of Dartmouth, Province of Nova Scotia, the said lot being more particularly described as follows:

BEGINNING on the northern boundary of Lakecrest Drive at the southwestern corner of lands of James L. and Winifred Stevens, the said point being N76° 06' 53"W, 323.05 feet of Nova Scotia Control Monument Number 5251;

THENCE N24° 03' 29"W, 110.21 feet along a portion of the western boundary of lands of James L. and Winifred Stevens to the southeastern corner of Parcel "V";

THENCE S73° 06' 41"W, 57.01 feet along a portion of the southern boundary of Parcel "V" to the northeastern corner of Lot 3, lands of Leonard and Thelma LeBlanc;

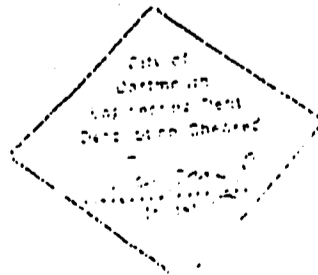
THENCE S20° 42' 37"E, 104.55 feet along the eastern boundary of the said Lot 3 to the northern boundary of Lakecrest Drive;

THENCE N77° 37' 23"E, 64.00 feet along the northern boundary of Lakecrest Drive to the point of beginning.

CONTAINING an area of 6,428 square feet.

ALL BEARINGS being 3° Modified Transfer Mercator Grid Bearings, Central Meridian 64° 30' West Longitude.

BEING or intended to be a portion of the same lands conveyed to the City of Dartmouth and recorded at the Registry of Deeds, Halifax in Book 3057, Page 233.



THE GRANTOR

with the Grantee that the Grantee shall have quiet enjoyment of the lands, that the said Grantor has a good title in fee simple to the lands and the right to convey them as hereby conveyed, that they are free from encumbrances and that the said Grantor will procure such further assurances as may be reasonably required.

IN WITNESS WHEREOF the said Grantor hath hereunto set its corporate seal and subscribed these presents by the hands of its proper officers, its Mayor and its City Clerk, in that behalf duly authorized the day and year first above written.

SIGNED, SEALED AND DELIVERED  
in the presence of

CITY OF DARTMOUTH

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

PROVINCE OF NOVA SCOTIA  
COUNTY OF \_\_\_\_\_ SS

ON THIS \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19\_\_\_\_,  
before me, the subscriber personally came and appeared \_\_\_\_\_,  
a subscribing witness to the foregoing Indenture,  
who having been by me duly sworn, made oath and said that \_\_\_\_\_  
of the parties thereto, signed, sealed, and delivered  
the same in his presence.

\_\_\_\_\_  
A Commissioner of the Supreme Court of  
Nova Scotia

PROVINCE OF NOVA SCOTIA  
COUNTY OF \_\_\_\_\_ SS

I CERTIFY that on this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_,  
\_\_\_\_\_ mentioned in the foregoing and annexed Indenture, signed and executed the said Indenture in my presence and I have signed as a witness to such execution.

\_\_\_\_\_  
A Commissioner of the Supreme Court of  
Nova Scotia

RESOLUTION NO. 79-13

WHEREAS the City of Dartmouth is authorized to sell lands;

AND WHEREAS Dartmouth City Council has authorized the sale of lands at 15 and 17 Birchdale Avenue in the City of Dartmouth to Sea Gull Developments Limited.

BE IT RESOLVED that the Mayor and City Clerk are hereby authorized and instructed to execute on behalf of the City the Deed attached as Schedule "A" to this resolution.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>J. Roberson</i> Departmental Solicitor
APPROVED this <i>8th</i> day of <i>June</i> 19 <i>77</i> .
<i>[Signature]</i> Minister of Municipal Affairs

*[Signature]*  
*[Signature]*  
*[Signature]*

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 79-13 of the City of Dartmouth which was duly passed by Dartmouth City Council on May 7, 1979.

*[Signature]*  
*[Signature]*  
N. C. Cohoon  
City Clerk-Treasurer

RESOLUTION 79-38

WHEREAS the City of Dartmouth is authorized to sell land;

AND WHEREAS Dartmouth City Council has authorized the sale of lands at 9 Locks Road in the City of Dartmouth to Sherman and Beverley Matthews;

BE IT RESOLVED that the Mayor and City Clerk are hereby authorized and instructed to execute on behalf of the City the Deed attached as Schedule "A" to this resolution.

*Donald F. Bourke*  
*[Signature]*

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 79-38 of the City of Dartmouth which was duly passed by Dartmouth City Council on May 7, 1979

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>J. Roberts</i> Departmental Solicitor
APPROVED this <i>8th</i> day of <i>June</i> 1979.
<i>[Signature]</i> Minister of Municipal Affairs

*[Signature]*  
N. C. Cohoon  
City Clerk-Treasurer

T-1

This Indenture made this

day of

A. D., 19

BETWEEN

CITY OF DARTMOUTH,  
a body corporate

hereinafter called the "GRANTOR"

OF THE ONE PART

and

SHERMAN GEORGE MATTHEWS of  
Porter's Lake in the County of  
Halifax, Province of Nova Scotia  
and BEVERLY ANNE MATTHEWS, his wife,  
of the same place, as Joint Tenants  
and not as Tenants in Common

hereinafter called the "GRANTEE"

OF THE OTHER PART

WITNESSETH that in consideration of

- one -

Dollars

The Grantor hereby conveys to the Grantee the lands described in the Schedule marked "A" hereto annexed.

SCHEDULE "A"

ALL that certain lot of land situate, lying and being Lot "C1" on the northern side of Locks Road as shown on a plan of subdivision of lands of Mildred Isabell Dunn and of the City of Dartmouth, dated May 5, 1978, signed by Darryl R. Spidle, N.S.L.S., approved by the Development Officer for the City of Dartmouth, May 30, 1978, registered at the Registry of Deeds, Halifax as Plan Number \_\_\_\_\_ in Drawer \_\_\_\_\_, being in the City of Dartmouth, County of Halifax, Province of Nova Scotia, the said lot being more particularly described as follows:

BEGINNING on the curved northern boundary of Locks Road at the southeastern corner of Lot "D1", lands of Mildred Dunn;

THENCE N 31° 16' 39" E, 96.32 feet along the southeastern boundary of Lot "D1" to the southwestern boundary of Lot "A", lands of Gerald and Audrey Bendell;

THENCE S 61° 35' 21" W, 29.00 feet along a portion of the southwestern boundary of Lot "A" to an angle therein;

THENCE N 83° 27' 02" E, 27.09 feet along the southern boundary of Lot "A" to the northwestern corner of lands of William H. Anderson and Emmeline Anderson;

THENCE S 01° 32' 22" E, 65.88 feet along a portion of the western boundary of lands of William H. Anderson and Emmeline Anderson to the northeastern corner of Parcel "C2", now a portion of Locks Road;

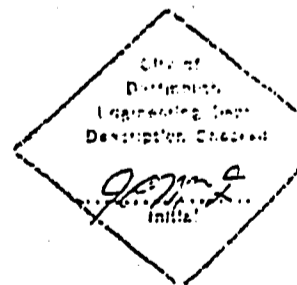
THENCE S 82° 15' 00" W, 64.02 feet along a portion of the northern boundary of Parcel "C2" to the beginning of a curve to the right of radius 100.0 feet;

THENCE westerly, following the arc of said curve to the right 41.15 feet along a portion of the northern boundary of Parcel "C2" to the point of beginning.

CONTAINING an area of 5,961 square feet.

ALL bearings being 3° Modified Transverse Mercator Grid Bearings, Central Meridian 64° 30' west longitude.

BEING or intended to be a portion of the lands conveyed to the City of Dartmouth and recorded at the Registry of Deeds, Halifax in Book 2718, Page 478.



THE GRANTOR

covenant with the Grantee that the Grantee shall have quiet enjoyment of the lands, that the said Grantor has a good title in fee simple to the lands and the right to convey them as hereby conveyed, that they are free from encumbrances and that the said Grantor will procure such further assurances as may be reasonably required.

IN WITNESS WHEREOF the said Grantor hath hereunto set its corporate seal and subscribed these presents by the hands of its proper officers, its Mayor and its City Clerk, in that behalf duly authorized the day and year first above written.

SIGNED, SEALED AND DELIVERED  
in the presence of

CITY OF DARTMOUTH

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Clerk

PROVINCE OF NOVA SCOTIA  
COUNTY OF HALIFAX, SS

ON THIS \_\_\_\_\_ day of \_\_\_\_\_, A.D., 19 \_\_\_\_\_

before me, the subscriber personally came  
subscribing witness to the foregoing instrument who being by me sworn, made oath, and said  
that \_\_\_\_\_ Mayor, and \_\_\_\_\_ clerk of  
the City of Dartmouth signed the same and affixed the seal of the said  
City thereto in his presence.

\_\_\_\_\_  
A Commissioner of the Supreme  
Court of Nova Scotia

Dartmouth, N. S.

May 8/79.

Prior to the Committee meeting of this date, Council met to complete the May 7th agenda.

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Cote	Valardo
Brennan	Crawford
Hart	Backewich
Ritchie	Fredericks
Cunningham	
City Solicitor, S. Hood	
City Clerk-Treasurer, N. C. Cohoon.	

The first action taken by Council was to ratify the action taken in camera at the conclusion of the May 7th meeting. This was done on motion of Ald. Crawford and Thompson for the two items discussed (Sivaco land option and tax agreement, Hfx. Atlantic Investments Ltd.)

As requested, the Lakes Advisory Board has completed and submitted a report on the water quality of Little Albro Lake, with four main recommendations at the end of the report. Ald. Crawford and Ritchie moved the adoption of the report and recommendations. Ald. Brennan asked that Engineering staff also be asked to look at the possibility of any treatment for storm sewer outfalls into the lake; he directed this request to Mr. Fougere who was present for the meeting.

Ald. Valardo expressed his appreciation to the Lakes Advisory Board for the report and said he would want to see the recommendations in it carried out, including the idea of a public meeting with residents living around the lake to explain some of the problems and seek their co-operation in trying to alleviate them. Ald. Cote agreed that in following the recommendations of the report, we would be making an attempt to improve the condition of the lake in conjunction with the residents living near it. The motion on the floor carried.

Ald. Hart asked for information on the status of the staff report on the Housing Advisory Board paper; Mr. Cohoon to check on this.

WATER QUALITY REPORT:  
LITTLE ALBRO LAKE

NOTICES:  
HART



ALD. VALARDO

Inquiries made by Ald. Valardo were as

follows:

- 1) he asked that the Parks & Recreation Dept. replace the tree removed last year from City property in the vicinity of 41 Birchwood Terrace; Mr. Cohoon noted that the tree maintenance program was not included for funding at budget time.
- 2) his second inquiry, concerning the need for a 4-way Stop sign at Slayter and Russell Streets, was referred to the T.M.G. by the Mayor, with the concurrence of Council.
- 3) requested a report from the Engineering Dept. on the maintenance of the brook reserve area located at Ernest Ave. and Albro Lake Road; Ald. Valardo said he would like to take a look at the situation with the City Engineer.
- 4) asked about this year's sand-sealing program; Mr. Fougere advised that there is none.

ALD. BRENNAN

Ald. Brennan's inquiries were as follows:

- 1) asked if a date has been set for Arbor Day; the Mayor said this would have to be checked out with the Recreation Director to see if a program is planned.
- 2) has the Planning Dept. given any consideration to the issues raised and the amendments suggested when the Municipal Development Plan was being considered? Mr. L'Esperance agreed to take this inquiry up further with Mr. Bayer.
- 3) asked that consideration be given to a Stop sign on Newcastle Street (north and south) at Parker to deal with speeding problems on Newcastle St.
- 4) when will the Police Commission be meeting? the Mayor said a meeting is planned for Thurs., May 17th.
- 5) asked if it would be too late for resolutions to go to the F.C.M. conference; the Mayor advised that it is. Following up on the subject of resolutions, Ald. Brennan asked for any recent information received by the Mayor on the Q. & M. pipeline debate.
- 6) would it be possible to receive an update on the status of the nursing home proposal; Ald. Ritchie noted that no action is being taken on this matter at present.

ALD. IBSEN

The following inquiries were made by Ald.

Ibsen:

- 1) noted that there are instances where gravel is being filled in instead of earth where construction has taken place around some fire hydrants (ie. in the area between curb and property line which is supposed to be reinstated with earth). Mr. Fougere made a note of this.

- 2) asked to have the Juvenile Division look into complaints about young people playing street hockey in cul-de-sac areas; he referred in particular to Piper Street.
- 3) asked to have the T.M.G. look at the hazardous situation at Bel Ayr Ave. and Portland Street; suggested there is a need for a traffic control point here.
- 4) would the T.M.G. also look at the new billboard located near Peterson Pontiac which is very large and potentially distracting to motorists on this heavily-travelled artery; suggested that perhaps our billboard regulations should be reconsidered if they now permit signs this large.

D. FREDERICKS

Inquiries made by Ald. Fredericks were:

- 1) about the senior citizen housing situation; the Mayor said a meeting has been requested to discuss this item, but he will check on it again.
- 2) asked if there is anything further to report on Highway 107; the Mayor reported there is nothing further yet on the by-pass from the Dept. of Highways.
- 3) discussed with the Mayor the status of Ald. Fredericks' motion on the adoption of a single emergency phone number.
- 4) he raised the matter of phone calls that are received about a lack of efficiency on jobs being done by the Water Utility (ie. men not working on the job). Mr. Fougere said it would be helpful in these instances if specific details could be provided so that action could be taken accordingly. Ald. Fredericks said the location involved in this particular instance was on Pleasant Street in the area of the Immaculate Conception Church.

D. BACKEWICH

Mr. Fougere agreed to check on Ald. Backewich's first inquiry which dealt with the contract for work to improve the corner at Victoria and Albro Lake Road for trucks turning at this point.

His second inquiry concerned the property at 102 Pinecrest (vacant lot between apartment buildings) and he asked to have something done about this situation as soon as possible.

D. CRAWFORD

Ald. Crawford's inquiries were as follows:

- 1) asked to have the Works Dept. clear the debris out of the concrete pots and crocks on Portland St.
- 2) a clean-up is required of the parking lot to the rear of Wentworth Street and Green Street.

- 3) asked that action be taken by the Building Inspection Dept. to have the property cleaned up at 76 Fairbanks Street, where there are many bags of garbage piled up behind the building.
- 4) asked if there is a plan to re-finance the Bridge Commission debt or a portion of it; the Mayor said that the Chairman and the Premier will be making an announcement on this.
- 5) Mr. Cohoon said he would check on Ald. Crawford's inquiry as to the status of the sub-station across from the main police building.

ALD. THOMPSON

Ald. Thompson's first inquiry dealt with the need for traffic lights at Caldwell Road and Portland Street. He asked that a letter be forwarded to the Province, pointing out that lights are required but the City was unable to provide for them in this year's budget.

His second question was about the fact that the Halifax-Dartmouth Bridge Commission report indicates an unfunded pension plan; the Mayor agreed to get a full report on this for the Alderman.

ALD. COTE

Ald. Cote made an inquiry on the action taken by Council on the motion introduced with respect to a Solicitor for the City, and questioned whether in fact the motion goes far enough in terms of the recommendation to be submitted by the City Administrator. He discussed this subject further with the Mayor and suggested that the City would probably be better off to go the route of retaining external counsel, but at the same time, should get back into the tendering process to select a Solicitor (or firm).

ONE MEETING

The Mayor noted that many of the Aldermen will be away from the City during the first week of June and on motion of Ald. Backewich and Hart, Council agreed to change the date of the first June Council meeting from June 5th to 12th.

CLERICALS: NON-  
UNION EMPLOYEES

As requested during the budget discussions, a comparative salary analysis has been provided for clerical staff positions which correspond salary-wise

with classifications of the same type in private industry and in other government offices. This information was provided to Council to show a justification for the salary increases projected in the 1979 budget, covering non-union positions among City Hall employees, which include those of the clerical staff, draftsmen, surveyors, etc. Council received the report at the May 7th meeting and Ald. Fredericks did not consider the members have had enough time to look at it; he therefore moved referral to the next meeting of Council and the motion was seconded by Ald. Ibsen.

Mr. Cohoon responded to a number of questions on the analysis report itself and the reasons why only certain classifications were selected for comparison purposes. Ald. Brennan felt that it would have been helpful to have received information on the technical staff positions as well as the clerical ones. Mr. Fougere was later asked to comment on the salaries paid to draftmen, surveyors and engineers in his department and he explained the problems with staff turn-over and the difficulties in securing new staff because our salary range is not comparable for similar positions in other government offices.

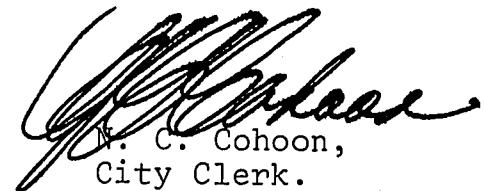
Ald. Valardo said Council should not be expected to make decisions on reports that are received at the last-minute as this one has been. He was in favour of referral, but Ald. Backewich, Crawford, Ritchie and Cunningham felt the report should be dealt with at this meeting since the authorization for salary increases in these classifications was given at budget time when the necessary funding was approved. Decisions on the individual salary increases will be made by the administration staff, based on the funding approved. Job descriptions and functions were detailed by Mr. Cohoon during the debate and he commented on the salary adjustments recently made for comparable positions among the library staff, noting the disparity

which now exists between the salary scale for those employees and City Hall staff. When the vote was taken on the motion to refer, it was defeated by a vote of 6 to 5 with Ald. Ibsen, Fredericks, Brennan, Hart and Cote voting in favour.

Ald. Crawford and Ritchie then moved approval of the report provided by the City Comptroller to substantiate the salary increase projected in the budget for non-union employees of the City. Further questions were raised by Ald. Cote for discussion with Mr. Cohoon, followed by further debate on the motion. The vote was then taken and the motion carried with Ald. Cote, Valardo, Hart and Brennan voting against.

Council then went into Committee to deal with the agenda for this date, on motion of Ald. Backewich and Thompson.

Meeting adjourned.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

May 15, 1979

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

Present - Mayor Brownlow

Ald. Hart	Irvine
Thompson	Cunningham
Crawford	Ritchie
Ibsen	Valardo
Greenough	Backewich
Fredericks	Brennan
City Solicitor - S. Hood	
City Administrator - C. A. Moir	

At the opening of the meeting, Council was asked to add a number of items to the agenda which would be discussed following the public hearings. Mr. Moir has requested that City Council delete from the agenda an item dealing with the water and sewer installation in the Port Wallace area in view of the fact that a clear concensus of opinion has not been received by the residents of Waverley Road from Breeze Drive to Montague Road, including Montague Road to Lynwood Drive, regarding services from the main to the street line. Mr. Moir explained that some misunderstandings have arisen and concern expressed by residents concerning the estimated cost per lineal foot would be clarified through discussions with the general contractor, and further information will be circulated to the property owners to clarify the matter. On motion of Aldermen Ritchie and Irvine, the additional items were added with the exception of the water and sewer installation in Port Wallace.

AMENDMENTS TO MDP  
RECREATION & OPEN  
SPACE BY-LAW C378

This meeting of Council constituted a public hearing for the incorporation of the Recreation Master Plan policies into the Municipal Development Plan. By-law C-378 which would amend the Municipal Development Plan to include the policy statements has been circulated to Council.

It was moved by Aldermen Thompson and Ritchie and carried that leave be given to introduce the said By-law C-378 and that it now be read a first time.

It was moved by Aldermen Ritchie and Backewich that By-law C-378 be read a second time.

Mr. Zwicker of the Planning Department briefly outlined the eighteen policies proposed for inclusion in the Municipal Development Plan. An amendment to Policy R-15 adding the words "and encourage the participation of citizens in the development of these areas" was introduced by Aldermen Ibsen and Ritchie, and received the unanimous consent of Council.

Mr. John Bell, representing the Downtown Residents Association expressed the willingness of this organization to assist in discussions concerning Policy R-15.

During the debate on second reading, questions were raised by Ald. Fredericks and Brennan concerning the water linkage from the Shubenacadie Canal area to Sullivan's Pond, and it was explained that this would be included in the amendments to the Downtown Plan. Alderman Fredericks noted the delay in action by the Federal Government in declaring the Shubenacadie Canal Park area an historic waterway and requested the Mayor to write the Department of Lands and Forests regarding the plans for the Shubenacadie River Basin.

Concern was expressed by a number of Council members about the obligation of the City to implement the policies of the Recreation Master Plan in view of the recent restraints practiced with respect to the Recreation Department. The Mayor explained that the City is under no financial obligation, but that the plan is a framework from which to work when funds are available.

In discussing Policy R-2, and specifically the improvements to the visual approaches to the City, Alderman Valardo moved in amendment that the following words be added to the end of the policy, "with citizen participation where applicable". On a point of

clarification, Mayor Brownlow explained that there is nothing in the policies precluding the participation of citizens in any area. The amendment did not receive a seconder. Most Council members spoke in favour of the by-law, and again Mr. John Bell addressed Council, stressing the need for a very strong Unsightly Premises by-law. When the vote was taken on second reading, it carried.

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

It was moved by Aldermen Greenough and Thompson and carried that By-law C-378/<sup>as amended</sup> 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.

This meeting of Council also constituted a public hearing with respect to amendments to the Municipal Development Plan which would incorporate the policy statements included in the "Downtown Dartmouth Development and Revitalization Report, Phase 2" which was adopted on January 30, 1979.

It was moved by Aldermen Backewich and Thompson and carried that leave be given to introduce By-law C-391, incorporating the policies, and that it now be read a first time.

It was moved by Ald. Irvine and Crawford that By-law C-391 be read a second time.

The Planning Department circulated proposed adjustments to the M.D.P. and it was moved in amendment by Aldermen Crawford and Ritchie that these adjustments be approved as presented. The amendment carried unanimously.

Mr. Lukan of the Planning Department reviewed the policy statements included in By-law C-391. As debate proceeded on second reading, Alderman Brennan pointed out that an area of land, bordered by Pleasant Street, Portland Street and Prince Albert Road, has been excluded in Policy DA1 on Map 8A and he moved

AMENDMENTS TO MDP  
DOWNTOWN BY-LAW  
391



in amendment that this area be included on Map 8A in order to reflect the intention of Council to stabilize the existing neighbourhood residential areas north of Ochterloney, west of Victoria, and south of Prince Albert Road. 8A. The amendment was seconded by Alderman Crawford and it carried.

Speaking on behalf of Mr. Douglas Bauld, Mr. Churchill Smith presented a brief to Council, stressing the need for citizen participation in the development of downtown, the protection of existing sound housing, the protection of the heritage of the people in the Prince Albert Road area and generally an equal opportunity for all residents encompassed by the boundaries of the downtown plan.

Reverend Donald Fairfax addressed Council on the subject of the rezoning suggestion of downtown Dartmouth which has caused some concern to eleven homeowners in the area directly across from the Starr Manufacturing Limited on Prince Albert Road. Reverend Fairfax said the City Planning Department has not taken into consideration the complications involving the suggested rezoning which would affect the eleven properties in question; these properties which have become landmarks in the City. He felt the historical significance of the area has been ignored in the preparation of the plan and requested further consultation with city planners on this subject, as well as the question of rezoning the Starr Manufacturing lands. It was felt by Reverend Fairfax that the Victoria Road Baptist Church which he explained is rich in heritage, has been overlooked in Policy DA-11 of the plan. In response to this concern, Mr. Lukan explained that the policy named Christ Church as the general location for the preservation of historical buildings and streetscape, but that this location is serving as an identification point, and that the Victoria Road Baptist Church should fall into this category.

Brenda Gorman Wright, 11 North Street in Dartmouth presented a brief to Council regarding proposed By-laws C-391 and C-392. In her presentation, Ms. Wright outlined a number of conflicts she feels are evident between the plan and the rezoning proposals. Ms. Gorman explained the existing conflicts involving the Municipal Development Plan and the Zoning By-law, as well as the fact that Policy DA-2 should be amended to reflect Council's action of previous rezonings. Ms. Wright was adamantly opposed to By-law C-391 and C-392 as they now read.

Council heard from a number of members in the audience regarding their concerns about the historic area set out in the amendments to the MDP, and specifically from Mr. Pat King. Mr. King expressed concern that his office building and parking lot located on Queen Street fall within the historic zone. Mr. King called for a re-thinking of this area in terms of historic value and that his office building and parking lot be excluded. Mr. Lukan explained that the purpose of the plan is to limit new development to comply with the historic significance of the area and that it is a worthwhile policy in terms of protecting the heritage of the community. Although an area as a whole is termed historic in the plan, Mr. Lukan explained that this does not mean that each individual building is a historic site.

Mr. John Bell, representing the Downtown Residents Association, suggested that the source of many problems has to do with Policy DA-2 in that the policy is broad and does not specifically describe the term 'moderate and high density'. Mr. Bell requested a more specific explanation of this term, together with a definition of the zones. Mr. Zwicker agreed to look at the suggestion and reply to Mr. Bell.

Mr. Bill Lydon, Consultant of Downtown Planning Associates explained the intent of the by-law to incorporate the 'conceptual plan', re-interating the remarks of Mr. Lukan that the policies are concepts and a framework from which Council and the community could work in the long-range planning and rezoning of parcels of land in the downtown area.

Mr. Fred Evans of Wentworth Street said his concern dealt with Map 8A and the fear that the Dell property may be developed and lead to a high-rise situation, instead of a high-density situation.

When the vote was taken on second reading of the by-law as amended, it carried.

Unanimous consent was not given for third reading of By-law C-391.

This meeting also constituted a public hearing with respect to the proposed zoning of the downtown area and By-law C-392 has been circulated in accordance with the proposed zoning.

It was moved by Alderman Crawford and Thompson and carried that leave be given to introduce the said By-law C-392 and that it now be read a first time.

It was moved by Aldermen Thompson and Fredericks that By-law C-392 be read a second time.

The Planning Department circulated adjustments to By-law C-392 and on motion of Ald. Brennan and Crawford Council approved the adjustments for incorporation into the by-law.

Mr. Zwicker described the proposed zoning of the downtown in detail with members of Council.

Council heard Mr. Joe Ross, Executive Director of the Police Association of Nova Scotia regarding the ramifications of the proposed zoning of the PANS Social and Recreation Club on Alderney Drive from GC Commercial to R4 Residential in light of the Club's intention to build a new complex on the site. Mr. Ross explained that while the City and Waterfront

BY-LAW C-392  
DOWNTOWN ZONING

Development Corporation have advised the Club that such a complex might well be approved by City Council, the proposed rezoning would prohibit this. Mr. Ross said the PANS Club is looking into developing a building between thirty and forty thousand square feet in size. Mr. Ross discussed with Council the Club's further objection to the proposed policy of Council to encourage moderate to high density residential development adjacent to the Commons, the Waterfront Park and Sullivan's Pond. A formal brief was circulated in this regard.

Mr. Wilfred Warner, a downtown businessman addressed Council with respect to the downtown plan and his concern that the proposed rezoning in some areas is in conflict with the policies set out in the downtown plan. In particular, Mr. Warner cited the downzoning of the property occupied by Berwick Bakeries from C-2 to R2-TH what he considered to be a deviation from the report in that it does not mention rezoning for parkland and it does not propose RUC as recommended in the report, but recommends downgrading of the C-2 area by removing the C-2 and adding a new zone TH.

Mr. Warner suggested that if Council was to rezone and implement recommendations of the Planning Department at this meeting, then the block area bordered by Prince Albert Road, Pleasant Street and Portland Street should be excluded from the rezoning area until further study has taken place.

Mr. Warner questioned the changes in rezoning and land acquisition before the establishment of a Downtown Dartmouth Revitalization Committee and asked Council to defer rezoning recommendations until such time as this committee is established and the public has has an opportunity to be heard further.

On motion of Aldermen Brennan and Hart,

Council agreed to meet past the hour of 11 p.m.

When the vote was taken on second reading, it carried with Alderman Hart voting against.

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

Council proceeded to deal with a fourth public hearing for an application to rezone from Mr. Gerald Greenough to have all existing properties fronting on Ridgecrest Drive rezoned from R-1 to R-2. In a report from the Planning Department, it is recommended that the proposal is a reasonable one in that it will generate no apparent conflict with adjacent land use and therefore should be granted. By-law C-376, an amendment to the Zoning by-law has been circulated in accordance with the rezoning request.

It was moved by Aldermen Hart and Thompson and carried that leave be given to introduce the said By-law C-376 and that it now be read a first time.

It was moved by Aldermen Thompson and Irvine and carried that By-law C-376 be read a second time.

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

It was moved by Aldermen Crawford and Thompson and carried that By-law C-376 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law of behalf of the City.

On motion of Ald. Backewich and Fredericks, Council approved an application for permit to build alterations and additions to Westphal Shopping Centre 12,135 square feet of office space in second storey addition and modifications to all existing rental areas by J. W. Lindsay Limited, as recommended by Committee, and subject to the conditions stipulated in the staff report.

APP. TO REZONE  
RIDGECREST DRIVE  
BY-LAW C- 376

PERMIT TO BUILD  
114 MAIN ST.

PERMIT TO BUILD  
AT 41E VIDITO DR.

On motion of Aldermen Irvine and Greenough, Council approved an application for permit to build from J. W. Lindsay a multiple warehousing structure on Lot 41E Vidito Drive, as recommended by Committee, subject to the conditions stipulated in the staff report.

PERMIT TO BUILD  
SIGMA ENTER.

On motion of Ald. Cunningham and Crawford, Council approved an application for permit to build a one storey structure and mezzanine on the corner of Windmill Road and Wrights Cove Road by Sigma Enterprises Limited, as recommended by Committee, and subject to the conditions stipulated in the staff report.

SIGNATION:  
C. COHOON

On motion of Ald. Hart and Irvine, Council accepted, with regret, the resignation of Mr. N. C. Cohoon, City Clerk-Treasurer, effective June 30, 1979. Mr. Cohoon has accepted the position of City Manager, City of St. John's, Newfoundland.

TENDER: STREET LINE  
PAINTING

On motion of Aldermen Thompson and Fredericks, Council awarded a tender to Seaside Lane Marking Limited in the amount of \$21,565 for street line painting for 1979 as recommended by the City Administrator. The following bids had been received for this tender call:

Sea Side Line Marking Limited	\$21,565.00
MPM Services Limited	29,500.00
Parker Brothers 1972 Limited	49,500.00

TENDERS: HIGH SCHOOLS

A report was circulated from the Secretary of the School Board regarding tenders for renovations and alterations to Dartmouth High School and Prince Andrew High School. A copy of the report is attached.

On motion of Aldermen Ibsen and Valardo, Council awarded the tender for renovations and alterations to Prince Andrew High School to Blunden Construction Limited, the low bidder. On motion of Aldermen Irvine and Ritchie, Council awarded the tender for renovations and alterations to Dartmouth High School to the low bidder, Urban Construction Limited, as set out in the

Architect's report.

Meeting adjourned.

G. D. Brady  
Deputy City Clerk

(The provisions of the resolution regarding the signing of cheques must conform with the provisions of the relative Municipal or School Act.)

RESOLUTION RE BANKERS AND SIGNING OFFICERS  
(For Cities, Towns, Villages, Municipalities and School Boards)

RESOLVED:

(1) That ..... Mr. N. C. Cohoon ..... the Secretary-Treasurer/Treasurer  
of the ..... City of Dartmouth, 000-006-7 .....  
(Insert the full name of the Municipal Council or School Board)

(hereinafter called the "corporation"), be and is hereby authorized for and on behalf of the corporation to negotiate with, deposit with, or transfer to THE ROYAL BANK OF CANADA (but for credit of the corporation's account only) all or any cheques and other orders for the payment of money, and for the said purpose to endorse the same or any of them on behalf of the corporation either in writing or by rubber stamp.

(2) That all cheques of the corporation be drawn in the name of the corporation and be signed on its behalf by ..... William G. McNeil or Paul Greene or Gail Jollimore or Sheldon Langille or Marylou Griswold  
(Insert name of officer and indicate whether he is Mayor, Reeve, Warden, Overseer, Chairman, Trustee, Clerk, Treasurer or Secretary-Treasurer)

and signed/countersigned by ..... N/A .....  
(Insert name of officer and indicate whether he is Mayor, Reeve, Warden, Overseer, Chairman, Trustee, Clerk, Treasurer or Secretary-Treasurer)

(3) That ..... Eric Bonn ..... be and is/are  
(Insert name of officer(s) and indicate title of his office)  
hereby authorized for and on behalf of the corporation from time to time to receive from the said Bank a statement of the account of the corporation together with all relative vouchers and all unpaid bills lodged for collection by the corporation and all items returned unpaid and charged to the account of the corporation, and to sign and deliver to the said Bank the Bank's form of verification, settlement of balance and release.

(4) That ..... Eric Bonn ..... be and is/are  
(Insert name of officer(s) and indicate title of his office)  
hereby authorized for and on behalf of the corporation to obtain delivery from the said Bank of all or any stocks, bonds and other securities held by the said Bank in safekeeping or otherwise for the account of the corporation and to give valid and binding receipts therefor.

(5) That this resolution be communicated to the said Bank and remain in force until written notice to the contrary shall have been given to the Manager for the time being of the branch of the said Bank at which the account of the corporation is kept, and receipt of such notice duly acknowledged in writing.

We hereby certify that the above is a true copy of a resolution passed at a meeting ..... of the Council

of the ..... City of Dartmouth .....  
(Insert the full name of the Municipal Council or School Board)

duly convened and regularly held in accordance with the law governing the said corporation on the ..... day  
of ..... June ..... 1979.....

(SEAL)

..... Mayor .....  
..... City Clerk/Treasurer ..... \*

\*-INSERT "MAYOR," "REEVE," "WARDEN," "OVERSEER," "CHAIRMAN," "TRUSTEE," "CLERK," "TREASURER" or "SECRETARY-TREASURER" as the case may be.  
†-INSERT "CLERK" or "SECRETARY," etc., as the case may be.

of Ald. Hart and Valardo.

4) Social Services (March): adopted on motion of Ald. Backewich and Cunningham.

5) Development Officer (April): adopted on motion of Ald. Valardo and Brennan.

On motion of Ald. Hart and Backewich, Council

adopted a recommendation from Committee to deny a rezoning request involving the property at the corner of Pinecrest Drive and Albro Lake Road. The request, from 7-Eleven

REZONING REQUEST:  
PINECREST DR. &  
ALBRO LAKE RD.



(The provisions of the resolution regarding the signing of cheques must conform with the provisions of the relative Municipal or School Act.)

**RESOLUTION RE BANKERS AND SIGNING OFFICERS**  
(For Cities, Towns, Villages, Municipalities and School Boards)

RESOLVED:

(1) That ..... Mr. N. C. Cohoon ..... the Secretary-Treasurer/Treasurer  
of the ..... City of Dartmouth, 000-006-7 .....  
(Insert the full name of the Municipal Council or School Board)

(hereinafter called the "corporation"), be and is hereby authorized for and on behalf of the corporation to negotiate with, deposit with, or transfer to **THE ROYAL BANK OF CANADA** (but for credit of the corporation's account only) all or any cheques and other orders for the payment of money, and for the said purpose to endorse the same or any of them on behalf of the corporation either in writing or by rubber stamp.

(2) That all cheques of the corporation be drawn in the name of the corporation and be signed on its behalf by ..... William G. McNeil or Paul Greene or Gail Jollimore or Sheldon Langille or Marylou Griswold .....  
(Insert name of officer and indicate whether he is Mayor, Reeve, Warden, Overseer, Chairman, Trustee, Clerk, Treasurer or Secretary-Treasurer)

and signed/countersigned by ..... N/A .....  
(Insert name of officer and indicate whether he is Mayor, Reeve, Warden, Overseer, Chairman, Trustee, Clerk, Treasurer or Secretary-Treasurer)

(3) That ..... Eric Bonn ..... be and is/are  
(Insert name of officer(s) and indicate title of his office)

hereby authorized for and on behalf of the corporation from time to time to receive from the said Bank a statement of the account of the corporation together with all relative vouchers and all unpaid bills lodged for collection by the corporation and all items returned unpaid and charged to the account of the corporation, and to sign and deliver to the said Bank the Bank's form of verification, settlement of balance and release.

(4) That ..... Eric Bonn ..... be and is/are  
(Insert name of officer(s) and indicate title of his office)

hereby authorized for and on behalf of the corporation to obtain delivery from the said Bank of all or any stocks, bonds and other securities held by the said Bank in safekeeping or otherwise for the account of the corporation and to give valid and binding receipts therefor.

(5) That this resolution be communicated to the said Bank and remain in force until written notice to the contrary shall have been given to the Manager for the time being of the branch of the said Bank at which the account of the corporation is kept, and receipt of such notice duly acknowledged in writing.

We hereby certify that the above is a true copy of a resolution passed at a meeting ..... of the Council

of the ..... City of Dartmouth .....  
(Insert the full name of the Municipal Council or School Board)

duly convened and regularly held in accordance with the law governing the said corporation on the ..... 12 ..... day  
of ..... June ..... 1979.....

(SEAL)

..... Mayor .....  
..... City Clerk/Treasurer .....  
\*  
†

\*-INSERT "MAYOR," "REEVE," "WARDEN," "OVERSEER," "CHAIRMAN," "TRUSTEE," "CLERK," "TREASURER" or "SECRETARY-TREASURER" as the case may be.  
†-INSERT "CLERK" or "SECRETARY," etc., as the case may be.

Dartmouth, N. S.

May 29/79.

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

Present - Mayor Brownlow

Ald. Ibsen	Valardo
Hart	Backewich
Irvine	Greenough
Williams	Cunningham
Brennan	Crawford
Fredericks	
City Solicitor, S.Hood	
City Clerk-Treasurer, N. C. Cohoon	

Ald. Valardo asked permission to add an item dealing with the purchase of trees and two additional reports from Mr. Moir were also included in the agenda at the beginning of the meeting.

On motion of Ald. Fredericks and Hart, Council received and filed a letter from the Dept. of Municipal Affairs on the subject of the Planning Act Review Committee, established to carry out a review of the Provincial Planning Act. Information on the composition of the Committee is included with the letter, and it was suggested by Ald. Cunningham that Council should receive regular reports on the progress of the review from Mr. L'Esperance who is serving as a Committee member in his position as President of the Municipal Development Officers' Assn. of Nova Scotia.

Reports recommended from Committee were approved by Council as follows:

- 1) Building Inspector (April): adopted on motion of Ald. Irvine and Valardo.
- 2) Minimum Standards (April): adopted on motion of Ald. Valardo and Backewich.
- 3) Fire Chief (April): adopted on motion of Ald. Hart and Valardo.
- 4) Social Services (March): adopted on motion of Ald. Backewich and Cunningham.
- 5) Development Officer (April): adopted on motion of Ald. Valardo and Brennan.

On motion of Ald. Hart and Backewich, Council adopted a recommendation from Committee to deny a rezoning request involving the property at the corner of Pinecrest Drive and Albro Lake Road. The request, from 7-Eleven

PLANNING ACT  
VIEW COMMITTEE

REPORTS

REZONING REQUEST:  
PINECREST DR. &  
ALBRO LAKE RD.

Convenience Stores, was to rezone from R-3 to C-1 Zone to permit a convenience store at this location. Denial of the application had been recommended to Committee by the Planning Dept. for the reasons outlined in their report of April 19th.

SUBDIVISION APPLICATION:  
10 & 22 GLENWOOD AVE.

On motion of Ald. Backewich and Hart, Council approved a recommendation from Committee in favour of a subdivision application involving Lots 20 and 22 of the Eisener Subdivision, located on Glenwood Ave. and owned by E. Burgess. This approval endorses the action of the Development Officer, in accordance with the report submitted to Committee, dated April 19/79.

ZONING APPLICATION:  
8 WAVERLEY ROAD

On motion of Ald. Valardo and Hart, a recommendation from Committee was adopted to deny an application to rezone property at 723 Waverley Road from the existing R-1 to R-2 Zone. There is presently a second unit on this property in a single-family zone, which is in violation of the Zoning By-law. Denial of the request was recommended in the Planning Dept. report to Committee.

TRAFFIC SIGNALS:  
PORTLAND STREET  
CALDWELL RD.

The T.M.G. has reviewed correspondence dealing with traffic control signals discussed for the intersection of Portland Street and Caldwell Road, and in a report to Council on this subject from Mr. Moir, it is recommended that a formal request be made to the Provincial Dept. of Highways to proceed with the design and installation of signals at their cost. This recommendation was adopted by Council, on motion of Ald. Fredericks and Backewich.

CLOSING OF PORTION  
OF LYLE STREET

A report from Mr. Moir was considered in connection with the CNR crossing on Lyle Street which would have to be signalized if it is to remain as a public crossing; this cost would be borne by the City. The recommendation is that Council take appropriate action to close Lyle Street from the east boundary of the CNR track to the water, thereby making this a private crossing. Further, that June 19th at 7:30 p.m. be set for the public hearing

required under By-law C-81 before a street can be closed.

Ald. Brennan expressed concern about access being closed off to a water lot the City has at the end of Lyle Street. Mr. Bayer said the City would not be giving up the rights to the water lot and he suggested that Ald. Brennan drop up to the Planning Dept. to see the plan of the area. Mr. Moir's recommendation was then adopted, on motion of Ald. Irvine and Greenough, and June 19th was set as the date for public hearing of the street closure.

RE DEPT. PUMPER

On motion of Ald. Greenough and Irvine, Council approved recommendations from Mr. Moir and the Fire Chief on the disposal of a 1952 International Pumper by donating it to the Maritime Fire Fighters Training School in Waverley. This vehicle is surplus to the requirements of the City Fire Dept., having been replaced by a 1976 840 Pumper.

POSITION OF WELDER

Mr. Moir has reported to Council on the need for a welder in the City Works Dept., as indicated by the cost for welding services in 1978, and it is his recommendation that Council authorize the creation of a welder's position in the Works Dept., and the necessary equipment for same, as outlined in his report. The recommendation was adopted on motion of Ald. Cunningham and Greenough.

TENDERS: UNIFORMS & CLOTHING

Tenders for Police and Fire Dept. uniforms and clothing have been recommended by the Purchasing Agent, as per the attached report, and approval of the tenders is recommended to Council by Mr. Moir. The tenders were awarded to the companies recommended, on motion of Ald. Greenough and Irvine. Questions from Ald. Valardo on some of the specifications were discussed with Mr. Cohoon and the Mayor.

LAW C-380

Proposed By-law C-380, which would amend By-law C-359 with respect to the operation of mini-bikes and off-road vehicles on City lands, was before Council for approval, having been recommended by Mr. Moir in his accompanying report.

It was moved by Ald. Hart and Cunningham and carried that leave be given to introduce the said By-law C-380 and that it now be read a first time.

It was moved by Ald. Irvine and Greenough that By-law C-380 be read a second time.

Ald. Fredericks noted that this by-law would not assist with the type of problem referred to by the Lakes Advisory Board in their concern expressed over lands in the Russell Lake area (report of May 2/79), and he later introduced a motion to have a committee reconstituted to look at the mini-bike problem generally throughout the City. The vote was taken on second reading and the motion carried.

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

It was moved by Ald. Greenough and Backewich and carried that By-law C-380 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.

On motion of Ald. Fredericks and Irvine, the Mayor was asked to appoint a committee of Aldermen and interested citizens to look into the mini/trail-bike problem in the City.

The following tenders have been received for Contract 7907, covering the supply and installation of a box culvert on Waverley Road near Lake Charles Drive:

L.J. Casavechia Contracting Ltd.	\$27,400.
W. Eric Wheby Ltd.	28,424.
Woodlawn Construction Ltd.	28,645.
Harbour Construction Co. Ltd.	31,780.

Acceptance of the low tender, received from L. J. Casavechia Contracting Ltd., is recommended and the tender was awarded as recommended, on motion of Ald. Williams and Greenough.

A report from Mr. Moir was before Council with regard to NIP proposal for recreational development of City-owned land in the area of Saint Peter's School. When this item was previously at Council, it was referred

WARD TENDER:  
CONTRACT 7907

CITY LAND:  
PETER'S SCHOOL  
AREA

back to the NIP group because of the opposition from abutting residents to proposal #3 which incorporates some active recreation facilities and was considered the scheme to best achieve the objectives of the Austenville NIP plan. Minutes of a subsequent NIP meeting indicate the decision taken to have the NIP group go back to Council in support of their original proposal which was #3.

Ald. Williams felt that the land in question should be left in its natural state and that the NIP group should be directed to allocate their funds for other uses; he presented a motion to this effect, seconded by Ald. Hart. Ald. Crawford said this motion would be premature in view of the fact that a motion is still on the floor from the previous meeting when the item was debated. The Solicitor was consulted and indicated to the Mayor that the motion of referral would have taken precedence over the motion referred to by Ald. Crawford, and the motion introduced by Ald. Williams at this time would therefore be in order. The Mayor ruled the motion as being acceptable, but Ald. Fredericks did not agree with the ruling.

Ald. Crawford stated his intention to support the decision of the NIP group in favour of proposal #3, since it is not possible to find an alternate site for recreational use within the Austenville NIP boundary. Ald. Brennan was also willing to support proposal #3 on the basis of the great need for a recreation facility in the Austenville area, and he felt that the concerns of the abutting property owners could be overcome with a park design criteria that would protect their interests. Ald. Fredericks, Greenough and Valardo spoke against the motion, Ald. Cunningham in favour. When the vote was taken, the motion was defeated with Ald. Hart, Williams, Backewich and Cunningham voting in favour.

Ald. Crawford and Fredericks then moved that Council support the NIP group in their choice of proposal #3 for the St. Peter's lands. It was moved in amendment by Ald. Brennan and Valardo that in the design of proposal #3, every effort be made to protect the privacy and integrity of the abutting private properties, and that provision be included for access to permit police surveillance of the area. The amendment carried and the amended motion carried with Ald. Hart and Williams voting against.

CONTRACT 7906:  
STREET CONSTRUCTION

Tenders have been received as follows for Contract 7906, Street Construction, under the 1979 Capital Program, covering the streets listed in Mr. Moir's report:

Steed & Evans Ltd.	\$583,952.00
Ocean Contractors Ltd.	553,015.25
Municipal Spraying & Contracting Ltd.	621,343.00

Acceptance of the low bid received, from Ocean Contractors Ltd., is recommended and Ald. Irvine and Greenough moved the awarding of the tender as recommended. Ald. Backewich and some of the other members questioned the length of time required by this contractor to complete projects for the City, and several instances were noted in connection with previous contracts where the work was delayed, streets not cleaned up as they should have been, etc. The Mayor suggested that specific instances should be brought to the attention of the Engineering Dept. and the company can then be asked to avoid these problems in future jobs for the City. The motion carried.

WATER SUPPLY:  
CRICHTON AVE/  
DAHLIA ST. AREA

A further report was before Council from Mr. Moir on the proposed installation of a 10" water transmission main along Dahlia Street from Pine St. to Crichton Ave., recommending that in order to save time on this project, Council authorize the installation of these services using the City Works force rather than proceeding by way of a tender call for the project.

Council adopted the recommendation and the report as presented, on motion of Ald. Williams and Backewich.

OF LAND: WYSE  
& THISTLE STREET

On motion of Ald. Greenough and Irvine, Council adopted a report from Mr. Moir, recommending that the Dartmouth Lions Club be granted permission to use City-owned land at the corner of Wyse Road and Thistle Street for the period July 29th to August 1st incl. as the location for the Gratini Circus. Approval of the request is subject to the same terms and conditions under which a similar use of the land was authorized in 1978.

DEWALK:  
CRICHTON AVE.

A report from Mr. Moir was considered on the negotiations that have taken place with the owners of the property at 177 Crichton Ave. for the acquisition of 1250 sq. ft. of land required in order to proceed with the construction of sidewalk on Crichton Ave. from Lakeview Ave. to the existing sidewalk, a distance of about 350 ft. The land acquisition cost is \$1,875. and the updated cost estimate for the sidewalk is \$12,000. On motion of Ald. Greenough and Valardo, Council approved a total expenditure of \$13,875. for this project, partly to come from the balance of a \$7,000. amount budgeted in 1977 and the remainder as a portion of the unexpended capital funds in the 1979 budget as approved in an earlier contract.

EXPENDITURE:  
PLAYING FIELDS

Three recreational areas are dealt with in a report submitted by Mr. Moir to Council, with recommendations in each case for further work on (a) the MicMac sportsfield, (b) the Ian Forsyth playground, and (c) the Notting Park School grounds; a total expenditure in the amount of \$16,426.60 is involved for the three projects. Details of the work required are outlined in the report and the recommendation is that Council authorize the total expenditure, with the funds to be taken from the Trust Account Subdivision Parklands (ie. funds acquired by the City through cash donations by subdividers to provide park lands). The recommendation was adopted



on motion of Ald. Irvine and Greenough.

WATER/SEWER SERVICES:  
PORT WALLACE AREA

Mr. Moir has submitted a further report on water and sewer services in the Port Wallace area, with respect to the individual residential connections and the proposal that they all be done at one time by the contractor, Harbour Construction Co. Ltd., in order to have Waverley Road reinstated as quickly as possible. A unanimous decision on this proposal cannot be obtained from the residents involved, and it is therefore recommended that Harbour Construction be permitted to reinstate Waverley Road, as called for in their contract, and that each individual property owner be required to obtain his/her own street opening permit and arrange his/her own contract and financing to have the water and sewer services installed. In order that all of the service connections will be made prior to the fall of 1979, it is further recommended that a letter be sent to all the property owners asking them to connect to the public sewer service as soon as it has been accepted by the City. Ald. Irvine and Ibsen moved the adoption of Mr. Moir's recommendations.

Ald. Williams said it was unfortunate a decision could not have been reached by the residents in favour of having all the connections done at one time so that Waverley Road would not have to be torn up numerous times again after it has been reinstated by the contractor on the job; similar viewpoints were also expressed by other members of Council. Ald. Greenough and Irvine spoke on the motion, explaining the position of the residents and the fact that various quotations have been received for the service connections, some of them considerably lower than the one given by Harbour Construction. It was noted during the debate, however, that street opening and reinstatement costs will have to be borne individually now by each of the residents. The motion on the floor carried.

WARD CONTRACTS:  
EDWARD RESERVOIR

A single tender has been received for Contract 7901

(design, materials and erection of pre-stressed concrete reservoir for water storage) from Canada Gunite (\$747,380.), and the following tenders, for Contract 7904 (Mount Edward Road reservoir site work):

Harbour Construction Co. Ltd.	\$278,000.00
L. J. Casavechia Contracting Ltd.	295,065.47
Woodlawn Construction Ltd.	297,515.00
Seaport Contractors Ltd.	348,400.00
Highland Paving & Construction Ltd.	358,000.00

Acceptance of the single tender for Contract 7901 and the low bid, from Harbour Construction Co. Ltd., is recommended, with a revised construction schedule of August 1/79 to November 23/79. Ald. Greenough and Williams moved the adoption of the recommendation.

Ald. Brennan considered this project to be a luxury the City cannot afford, and questions directed to Mr. Purdy from Ald. Ibsen had to do with the adequacy of water pressure levels during the construction period. Mr. Purdy explained how it will be possible to maintain water pressure in the system during construction. The motion was then put and carried.

PERMITS TO BUILD:

Permit to build applications were approved by Council as follows:

LOT 73  
SIMMONDS DR.

1) For a 12,000 sq. ft. truck terminal, lot 73, Simmonds Drive: the permit was approved on motion of Ald. Valardo and Irvine, subject to the requirements set out in the staff report.

168/170 MAIN ST.

2) For Arthur Treacher's Seafood Restaurant, 168/170 Main Street: permit approved on motion of Ald. Brennan and Valardo, subject to compliance with the staff requirements as reported.

590 PORTLAND ST.

3) For a fast food take-out restaurant (MacDonald's): 590 Portland Street - permit approved on motion of Ald. Greenough and Irvine, subject to compliance with the staff requirements as reported.

50  
AKERLEY BLVD.

4) For a warehouse & distribution center (Mahon's Stationery Ltd.), Lot 50, Akerley Blvd.: the permit was approved on motion of Ald. Valardo and Ibsen, subject to compliance with City requirements as set out in the staff report.

86  
JOSEPH ZATZMAN DR.

5) For a multi-tenant warehousing building, Lot 86, Joseph Zatzman Drive: permit approved on motion of Ald. Valardo and Hart, subject to compliance with City requirements as set out in the staff report.

GASTON ROAD  
TRAFFIC SIGNALS

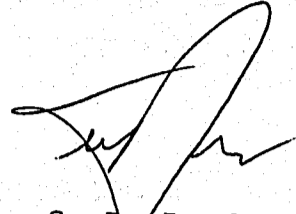
A report was considered from the T.M.G. on the traffic control signals proposed for Portland Street and Gaston Road, and including consideration of the need for traffic controls at the Manor Drive/Portland Street intersection. The T.M.G. recommendation to Council is that the lights presently authorized for Gaston Road not be installed and instead, that the intersection of Manor Drive/Portland Street/Chestnut Lane be signalized, incorporating controlled pedestrian movements. In association with this, directional islands would be developed at Gaston Road and Portland Street and all left turns would be removed from Gaston onto Portland and from Portland onto Gaston, as shown in Plan #2, accompanying the report.

Ald. Williams and Cunningham moved that this T.M.G. recommendation <sup>go</sup> to a voluntary public meeting in the area, to be held by the second week in July, to get the reaction of the residents involved. Mr. Bayer made the presentation of the new proposal, explaining how it will be possible to control both intersections with signals at Chestnut Lane/Portland Street/Manor Drive, without having to install lights at both control points. Ald. Hart and Brennan moved referral of the new proposal to the next Committee meeting, but this motion was defeated. The original motion carried with Ald. Crawford voting against.

PLANTING OF TREES

Ald. Valardo raised the item he had added to the agenda earlier and moved that Council give first approval to an over-expenditure of \$450. for the purchase of 25 trees to be planted in various areas of the City; Ald. Cunningham seconded the motion. It was noted that there is a recommendation on the planting of trees in the '20% or . . .' report, to be dealt with on May 31st, and Ald. Greenough and Backewich moved deferral of the item until after the Thursday Council meeting. The motion to defer was defeated and the vote was taken on the main motion.

It was also defeated, by a vote of 7 to 4.  
Meeting adjourned.



G. D. Brady,  
Deputy City Clerk.

Dartmouth, N. S.

May 31/79.

Regularly called meeting of City Council held  
this date at 5:00 p.m.

Present - Mayor Brownlow

Ald. Ibsen	Fredericks
Hart	Backewich
Valardo	Williams
Irvine	Greenough
Crawford	
City Comptroller, D. McBain	
City Solicitor, S. Hood	
City Clerk-Treasurer, N. C. Cohoon	

PUBLIC HEARING:  
REVENUE SOURCE  
REPORT

This meeting of Council constituted a public hearing for the revenue source report entitled '20% or . . . ' as directed by Council when the report was received during the budget debate.

On motion of Ald. Greenough and Backewich, it was agreed to proceed with the meeting in Committee from this point onward. Having reconvened as Council prior to adjournment, action was taken to table the 1978 Financial Statement, on motion of Ald. Backewich and Fredericks.

BLE 1978  
ANCIAL STATEMENT

The meeting then adjourned midway through the items under consideration. The remainder of the items, from the Dog License Fees to the end, will be scheduled for another meeting when the members of Council have returned from Quebec City.

N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

June 11/79.

Regularly called meeting of City Council  
held this date at 5:00 p.m. (Committee-of-the-Whole)

Present - Mayor Brownlow

Ald. Williams	Cunningham
Brennan	Crawford
Hart	Backewich
Irvine	Greenough
Valardo	Thompson
Ritchie	Fredericks
City Solicitor, S. Hood	
City Comptroller, D. McBain	
City Clerk-Treasurer, N. C. Cohoon	

PUBLIC HEARING:  
'20% OR . . . 'REPORT

Council met as Committee-of-the-Whole to  
continue with the public hearing on the '20% or . . .'  
report, commencing with the item on Dog License Fees.

DOG LICENSE FEES

(5) Dog License Fees (Item 12)

The proposal in this item is to increase the  
dog license fee from \$10. to \$25. per annum, starting  
in 1980. Mr. Cohoon noted that the present dog pound  
and patrol service costs the City between \$32,000. and  
\$35,000, while the fines and fees we receive do not  
cover this cost. It is felt that by increasing the  
license fee to \$25. and implementing ticketing procedures,  
there should be a considerable improvement in the dog  
problem generally.

Ald. Thompson suggested the imposition of a  
penalty fee as well in the case of dog owners who are  
delinquent in purchasing their licenses. Ald. Valardo  
agreed with this idea and went on to suggest that dog  
owners should be billed yearly in the same way that bills  
are sent out for other services and licensing requirements.  
Ald. Williams and Cunningham said they would be in favour  
of the increase recommended. Ald. Crawford and Brennan  
were the two members opposed to increasing the fee to \$25.  
and they felt that only a small increase of \$5. is  
warranted. Ald. Brennan wanted to see the emphasis  
placed instead on our enforcement practices and efforts  
directed at collecting more license fees rather than  
higher ones. Ald. Fredericks suggested a \$20. fee for

the first three months of 1980 and then increasing the fee to \$25. after that, as an incentive for owners to license their dogs during the three-month period.

Mr. A. Boyd was heard on the Dog License item and his concern was for the enforcement aspect in controlling the dog problem. Mr. Mike Marshall said he agreed with the recommendation that dog license fees be increased.

EMPLOYMENT TAX

(6) Employment Tax (Item 8)

Mr. Cohoon explained the employment tax concept being proposed in item 8, involving the imposition of an employment tax based on 1% of income or a flat fee of \$2.50 weekly, deductible at source. Homeowners would receive an offsetting credit on their real property tax equivalent to the value of the employment tax paid by them, if applicable. The proposal is that this would be an urban employment tax only, based on the fact that urban municipalities provide services that rural municipalities make use of and do not have to provide themselves.

Mr. Bob Douglas (representing the Dartmouth Chamber of Commerce) and Mr. Mike Marshall disagreed with this proposal and Mr. Douglas felt that the City of Halifax would impose a similar tax that would adversely affect Dartmouth people working there. Mr. Cohoon said a reciprocal arrangement would be worked out in that case with Halifax City so that in effect, relief would be provided for property owners in both cities.

Members of the Committee who spoke on the item did not tend to agree with the employment tax idea, but they were willing to recommend to the Province that municipalities should share in the income tax dollars received by the Provincial Government. Ald. Fredericks suggested making such a recommendation to the Union of N. S. Municipalities for discussion at that level.

PROVINCIAL SALES TAX

(7) Provincial Sales Tax (Item 22)

The recommendation in item 22 is to have the Province reduce the Provincial Sales Tax from 8% to 6%, and to recommend that the present exemptions under the Act be eliminated so that all items purchased are taxable, including food and clothing. Further, that the Province be requested to pay 20% of the proceeds from the Provincial Sales Tax into a grant fund that would be paid out to urban municipalities in the Province. The Committee was provided with two case studies showing the financial impact of the sales tax changes in comparison with the advantage of being able to reduce the tax rate in proportion to the additional assistance we would receive in proceeds from the Sales Tax. Mr. Cohoon commented on the two studies and the way in which marginal property owners would be assisted, while the person who would contribute most under the proposal would be the average wage-earner.

Mr. Boyd questioned the impact of the Sales Tax on food and clothing in the case of people with families and felt that a case study should be worked up to show how they would be affected. Mr. Douglas expressed the opposition of the Chamber of Commerce to a change in the Sales Tax to include food and clothing. The other person heard by the Committee was Mr. Mike Marshall and he did not feel that this recommendation ties in with the rest of the report and what it is trying to accomplish in terms of our own municipality.

Ald. Valardo said he would be prepared to support the recommendation, but other members considered it to be an interesting concept they were not willing to endorse. Ald. Fredericks was in favour of sending the idea to the Province for their consideration, without any recommendation. Ald. Crawford's concern was about the continuing rise in inflation and what escalating costs are doing to



our standard of living generally. Ald. Brennan said that the revenue requirement figures projected in the report should have taken into account what percentage of our income will result from new assessment, and we should be directing greater efforts toward this aspect of finding additional revenue as one of our first priorities.

## RENTAL PARKING FEES

(8) Rental Parking Fees (Item 17)

This recommendation would increase the rates for rental parking from \$10. to \$15. per month, as of July 1/79, in keeping with improvements to the parking facilities. Mr. Boyd said he agreed with this item and members of the Committee did not have any opposition to it.

HOTEL/MOTEL  
OCCUPANCY TAX(9) Hotel/Motel Occupancy Tax (Item 1)

Recommendation: that the City impose a \$1. per day charge on occupied hotel/motel rooms in the City. Mr. Douglas said the Chamber of Commerce opposes this item because hotel and motel operators in Dartmouth would be placed in a disadvantageous position. Members of the Committee did not share this concern and those who spoke on the recommendation were in favour of it.

FORMALIZED REVENUE  
RESERVE INVESTMENT  
FUND(10) Formalized Revenue Reserve Investment Fund (Item 9)

The proposal here would be to establish a formalized revenue reserve investment fund, the basis for which already exists from funds generated from the sale of lands in the Burnside Industrial Park. Mr. Cohoon went on to recommend that 1.6 million dollars from a 1978 surplus of 2.6 million in the City general funds be placed in this investment fund as well, the remaining million dollars being transferred to cover the Water Utility deficit and put the utility in a break-even financial position. These two major allocations (5.6 million from industrial land plus the 1.6 million from our surplus), combined with other smaller existing reserve funds would

produce a fund of approx. seven million dollars in total, yielding a yearly income of approx. \$700,000. The fund would be established in such a way that it could only be used (ie. the principal) in a crisis situation, and the interest produced would be allocated to general funds.

Mr. Douglas indicated the Chamber's support for this proposal, except that they would not want to see the 1978 surplus placed in the fund. Ald. Valardo said he agreed with item 9, but would like to see revenue generated being put back into the fund and the fund frozen for five years without being touched. Ald. Ritchie was another of the members who spoke in support, also Ald. Fredericks.

ESCORT SERVICE  
CHARGES

(11) Escort Service Charges (Item 18)

Recommendation: that commencing immediately, a \$50. fee be charged for escort services by the Police Dept., plus appropriate hourly rates for extended times. Mr. Douglas indicated that the Chamber would not be opposed to this recommendation and Ald. Irvine spoke in favour, with the exception of the fee for funerals. The general reaction of the other members was similar, except for Ald. Fredericks who suggested that perhaps a lesser fee of \$25. might be considered in the case of funeral escorts.

TREE PLANTING CHARGES

(12) Tree Planting Charges (Item 19)

Recommendation: that a fee of \$25. be charged for trees planted by the Parks & Recreation Dept. Mr. Douglas said the Chamber favoured the previous tree-planting policy of the City at no charge to citizens, but members of the Committee endorsed the idea of a charge for trees. Ald. Irvine suggested that people wishing to do so should be allowed to purchase the trees and plant them, rather than having the Recreation Dept. do it. Ald. Valardo maintained that trees which have been destroyed should still be replaced by the City at no charge.

REVENUE BASE  
SHARING FORMULA

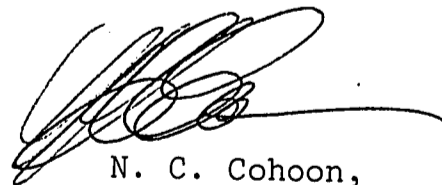
(13) Revenue Base Sharing Formula (Item 26)

Under this proposal, Council would request the Provincial Government to amend legislation to establish a revenue base-sharing formula for the metropolitan area of Halifax County on future non-residential developments in the region. In this way, development taking place in any one of the three metropolitan municipalities would benefit all three at once and there would be mutually-beneficial sources of revenue available to produce an economic stability in the region as a whole.

The Chamber of Commerce did not support this concept and Ald. Valardo said he was not sure it would be advantageous to Dartmouth in particular or to the metropolitan area generally. He suggested that in fact, industries might choose to locate in other regions altogether. Ald. Fredericks considered the idea to be worth exploring further and the members went on to discuss instances where a particular type of development would assist each municipality, depending on the location of the development.

The Committee decided to leave the remainder of the items (approx. 12) for the Council meeting scheduled for June 20th to deal in particular with the McNab's Island recommendation.

The meeting then adjourned.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

June 11/79.

Regularly called meeting of City Council  
held this date at 5:00 p.m.

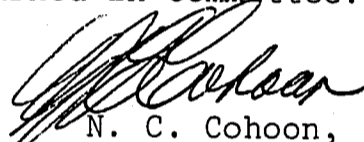
Present - Mayor Brownlow

Ald. Williams	Cunningham
Brennan	Crawford
Hart	Backewich
Irvine	Greenough
Valardo	Thompson
Ritchie	Fredericks
City Solicitor, S. Hood	
City Comptroller, D. McBain	
City Clerk-Treasurer, N. C. Cohoon	

PUBLIC HEARING:  
'20% OR . . .' REPORT

Council met to continue with the public  
hearing on the '20% or . . .' report, resumed from  
the May 31st meeting, and went into Committee, on  
motion of Ald. Irvine and Backewich.

The meeting adjourned in Committee.

  
N. C. Cohoon,  
City Clerk.

Dartmouth, N. S.

June 12/79.

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

Present - Mayor Brownlow

Ald. Ritchie	Fredericks
Irvine	Greenough
Hart	Backewich
Cote	Valardo
Crawford	Brennan
Williams	Cunningham
Thompson	

City Comptroller, D. McBain  
City Solicitor, S. Hood  
Acting City Administrator, N. C. Cohoon.

A number of items were added to the agenda at the beginning of the meeting and Ald. Backewich requested permission to have the Bullbird Social Club application for permit to build brought forward on the agenda. Council agreed to permit this.

MINUTES

On motion of Ald. Valardo and Backewich, Council approved the minutes of meetings held on: April 24, 26, May 1, May 7, May 8, May 15, May 29 and May 31st.

Y-LAW C391:  
THIRD READING

By-law C-391 (amend M.D.P. re Downtown Dartmouth) was before Council for third reading, accompanied at this time by a number of policy amendments being recommended by the Planning Dept., as set out in their report of June 7/79. Mr. Lukan proceeded to review the amendments with Council and the two items receiving particular attention during the review were Policy DA-1 and DA-2, involving the lands of Dell Holdings and the Starr Manufacturing lands respectively. Ald. Crawford and Brennan expressed their concerns about the Starr Mfg. lands and the possibility of a major high-rise development going on this site if it is not down-zoned to prevent this from happening in the future. Mr. Lukan noted that the zoning question would actually come under By-law C-392, the next item on the agenda, and he explained the feeling of the Planning Dept. that the policy statement as set out in DA-2 is the correct one for this particular piece of land.

Ald. Fredericks' concern was for the adequacy

of the view plane provisions of the by-law and the number of storeys in a building that would be permitted with the 200 ft. restriction specified. Mr. Lukan discussed these points further with Ald. Fredericks and explained the policy statements concerned.

The amendments before Council were approved, on motion of Ald. Hart and Backewich.

It was then moved by Ald. Backewich and Thompson and carried that the said By-law C-391, as amended, be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the by-law on behalf of the City. (Ald. Fredericks voting against.)

APPLICATION TO BUILD:  
BULLBIRD SOCIAL CLUB

As agreed at the beginning of the meeting, Council dealt next with an application from the Bullbird Social Club for permission to carry out renovations and establish a social club at 10 Ferguson Road, this property being zoned C-2 and the location of the former flea market. The estimated value of the work to be carried out is \$20,000. Approval of the application has been recommended by staff, subject to compliance with all of the requirements detailed in their report. The application by this group for a Club License has been approved in principle by the Liquor License Board, subject to the various conditions set out in a letter from the Administrator, dated April 27/79. The application is before Council because of the concern expressed by area residents over parking problems, traffic and noise, and because of the direction given by Council some time ago that permits involving the issuing of liquor licenses are to have Council's consideration.

Mr. L'Esperance presented the Planning Dept. recommendation in favour of granting the application, pointing out that it is in compliance with the zoning requirements and the provisions of the National Building Code. Ald. Fredericks and Irvine moved the adoption of the staff recommendation.

A petition signed by area residents opposed to the application has been received and Mr. John MacDonald appeared on behalf of these people, explaining to Council their concern about traffic on Ferguson Road and all the problems associated with it, also the noise factor to be taken into account if a social club is established at the proposed location. He said that Ferguson Road is a storm drainage route and in the wintertime, ice is formed on the street, making it even more dangerous than at other times of the year. Both he and Ald. Backewich, who spoke next, referred to the serious traffic problems already in existence on Ferguson Road, which is a narrow street and not capable of taking care of the traffic already using it. Ald. Backewich and Hart spoke about the kind of difficulties that will be created for the residents in this area, and suggested that there are other more appropriate locations in commercial sections of the City where a social club would be compatible with the land uses around them.

Ald. Cunningham questioned whether Ferguson Road can actually handle the additional traffic this social club would generate. Mr. Bayer explained that the present condition of Ferguson Road is inadequate and the additional traffic will contribute to what is already a bad situation. However, it is the opinion of staff that the permit cannot be denied on this basis since the problems already exist and have been identified before the application came up for consideration.

The legal position of Council was questioned by Ald. Irvine, in relation to the clause in the zoning by-law which refers to 'obnoxious uses and uses creating a hazard to the public . . .', and Council's right to deny a building permit in such cases. The Solicitor pointed out that the necessary City requirements have been met and in her opinion, a court action can ensue if Council were to deny the permit. She commented more

specifically on the obnoxious and hazardous uses, as they relate to the Bullbird application, but Ald. Cote felt they could be applicable since the traffic would be hazardous to the local residents as a direct result of the club being situated within their neighbourhood. Both he and Ald. Williams indicated they would not support the application and felt there would be a good chance of Council's position being upheld if the issue went to court. The Solicitor pointed out that the problem involved is with the zoning that is on the land itself and not with the uses that are permitted under this particular zone. Ald. Fredericks also considered the main problem to be the location of a C-2 property in a residential area, plus the fact that Ferguson Road has not been brought up to the standard it should be.

Both Ald. Valardo and Ald. Ritchie were unable to take part in the debate or to vote on the issue because of a conflict of interest.

Ald. Crawford questioned the adequacy of parking spaces on the property where the Club would be operated and was advised by Mr. L'Esperance that there is provision in the plan for 73 parking spaces behind the building, in addition to those in the front. Ald. Crawford and Brennan said they would not support the approval of the application; Ald. Cunningham spoke in favour, on the basis that City regulations have been complied with and there is no zoning violation involved.

Council heard Mr. John Keating, President of the Tufts Cove NIP group. He indicated that the NIP people would have been willing to meet with members of the Bullbird Club to try and work out a solution with them if NIP had been approached. He maintained that the primary consideration in the issue should be the people living in the area. If the permit is granted,



their whole neighborhood will be jeopardized for the pleasure of other people.

A resident of Tidewater Lane was also heard in opposition to the application and Mrs. Murphy, a non-resident, expressed her concern about the traffic on Windmill Road at present and the dangerous situation at the Ferguson and Windmill Road intersection.

Mr. Durnford, President of the Bullbird Club, presented the Club's position, pointing out that the members are respectable people who would be good neighbors in the area and would not cause the kind of problems about which the residents have complained. He outlined the type of activities that would take place when the Club is open and stated that traffic would not be excessive because people would be travelling together in their cars to and from the club. It would not be open late on weekdays and only until 1:00 a.m. on the weekends.

When the vote was taken on the motion on the floor, it was defeated with Ald. Thompson, Fredericks, Irvine and Cunningham voting in favour; Ald. Valardo and Ritchie abstaining from the vote.

Proposed By-law C-392 was presented for third reading, with respect to zoning in Downtown Dartmouth, in accordance with amendments to the Municipal Development Plan. Mr. Zwicker recommended the following amendment to By-law C-392, to be added as Section 9:

'Subject to Section 40 of the Planning Act, this by-law is to be effective from the date the Minister of Municipal Affairs approves By-law C-391, amending the Municipal Development Plan'.

The amendment was adopted for addition to the by-law, on motion of Ald. Brennan and Valardo.

By-law C-392 was then reviewed by Mr. Zwicker and, as in the case of By-law C-391, the main area of concern discussed was the C-2 zoning designated for the Starr Manufacturing lands. Ald. Crawford and

LAW C-392:  
THIRD READING

Brennan again requested that consideration be given to a down-zoning of these lands to R-2 and TH Zones, to prevent a major high-density development from taking place on them. Mr. Zwicker explained the reasons why his department considers the C-2 zoning to be appropriate in this situation, in order to permit flexibility for future development of the Starr Manufacturing lands and leave all possible options open to encourage interested developers.

It was moved by Ald. Brennan and Crawford that By-law C-392 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.

They then moved in amendment that the Starr Manufacturing and Crane properties (designated as Area 2) be amended from C-2 to R-2 and TH zoning. Ald. Fredericks was against the amendment, while Ald. Greenough and Thompson were concerned about the fact that Council would be moving to rezone lands when the owners are not present and do not know about it. Ald. Greenough also made the point that the main objective of the Downtown Development Plan is to encourage development and if the C-2 zoning is intended to accomplish this, then it should be maintained.

Debate continued along these lines and Council agreed to hear Rev. Fairfax, representing area residents who are seeking the down-zoning to R-2 and TH in order to protect the existing residential neighborhood. Mr. John Bell, representing the Downtown Residents Assn., also spoke in favour of the amendment introduced by the Aldermen representing the area.. When the vote was taken on the amendment, it was defeated with Ald. Irvine, Brennan, Crawford and Cunningham voting in favour. The motion for third reading, as amended by adding Section 9, was put and carried. (Ald. Williams and Cote were unable to vote because of not being present for the public hearing, as in the case of By-law C-391 also.)

GRANT RECOMMENDATIONS

The Grants Committee has made its recommendations on the allocation of funds set aside in the budget for this purpose and in addition to the recommendations, the members of Council have received copies of the minutes of the Committee meetings. Ald. Williams and Valardo moved the adoption of the recommendations from the Committee. Ald. Fredericks felt that the outstanding taxes owed by the Dartmouth Boys & Girls Club should have been exempted as part of the assistance to that organization, and he moved in amendment that the part of the recommendation, requiring them to pay the outstanding taxes, be deleted from inclusion in the motion; the amendment was not seconded.

Mr. Warner expressed concern on behalf of the Club that they are expected to pay the tax bill owing the City out of the grant they are to receive; he said they are placed in a difficult financial position by this requirement.

Council agreed to continue meeting beyond the hour of 11:00 p.m. and debate on the motion continued with most of the speakers being in favour of the Committee's recommendations. Ald. Cote did not agree, however, that the Committee should make the decisions on allocations from the non-recurring grant fund; he thought these requests should come to Council to be decided. Ald. Fredericks continued to support the position of the Boys Club with respect to the payment of taxes owing by them and he voted against the motion, which carried.

On motion of Ald. Valardo and Greenough, Council approved an application for permit to build an addition to the Imperial Oil refinery for Esso concentrate building (Pleasant St.), subject to compliance with the necessary City requirements, as detailed in the staff report. Ald. Brennan's concern was for the environmental con-

PERMIT TO BUILD:  
IMP. OIL REFINERY

siderations involved and he felt that the Development Officer should be consulting with the various agencies involved when this type of application is being processed. Ald. Fredericks suggested that Council get a report from the Planning Dept. on this particular application from the environmental point of view.

AWARD TENDER:  
BURNSIDE PARK

Tenders were received as follows for the installation of services and road improvements in the Burnside Park, for the purpose of developing ten 1 and 2 acre sites:

Harbour Construction Ltd.	\$217,520.00
Bernard Fancy Trucking	217,818.40
Woodlawn Construction Ltd.	218,949.25
W. Eric Whebby Ltd.	224,190.50
B. & B. Excavators Ltd.	234,277.50
Seaport Contractors Ltd.	239,465.00
L. J. Casavechia Construction	249,397.00
Stewiacke Construction Ltd.	257,175.50

Acceptance of the low bid, received from Harbour Construction Ltd., is recommended by the Acting City Administrator. Ald. Irvine and Thompson moved the adoption of the recommendation. Ald. Valardo noted that the second lowest bidder has quoted an earlier completion date (by 2 months) and this should be taken into consideration, in view of the slight difference in the cost. He moved in amendment that the tender be awarded to the second low bidder, Bernard Fancy Trucking, because of the earlier completion date. The Mayor ruled the amendment out of order as being contrary to the motion. The motion carried with Ald. Valardo and Crawford voting against.

DR CROSSINGS:  
LE STREET  
CHTERLONEY ST.

Council has been asked to set another date for the public hearing on the closing of Lyle Street, in connection with the CNR crossing located on that street, and it was moved by Ald. Williams and Greenough that July 17th be set for this purpose.

Ald. Brennan and Crawford moved referral of this item and also the Ochterloney St. crossing (a

later item on the agenda) to the Solicitor to examine the possibility of an appeal to the Canadian Transport Commission with regard to the cost of signalization for these two crossings. The motion to refer carried.

TRAFFIC LIGHTS:  
GASTON RD. &  
PORTLAND STREET

Council has received a report on the public meeting held to explain the proposal for traffic signalization on Portland Street, involving the intersections of Gaston Road and the Manor Park/Chestnut Lane intersection. The people attending the meeting were in favour of traffic signals at the Gaston Road intersection, and on motion of Ald. Williams and Crawford, Council approved the installation of lights at this point on Portland Street.

PETITION:  
WOODLAWN RESIDENTS

Ald. Thompson submitted a petition from residents of the Woodlawn area who are opposed to the operation of go carts on a section of the Woodlawn Mall parking lot. He questioned the legality of the operation and the matter was referred to the Solicitor for a report to the Committee meeting of June 19th.

UNDERGROUND CONDUIT:  
MT. EDWARD ROAD

On motion of Ald. Valardo and Backewich, Council approved a request from Maritime Tel & Tel for permission to install an underground conduit system on Mount Edward Road, from the end of the existing conduit at Spring Ave. to Ridgecrest Drive, with an underground crossing at Wildwood Blvd. Approval was recommended by the Asst. City Engineer.

SIGNING OFFICERS:  
SOCIAL ASSISTANCE  
DEPT.

On motion of Ald. Valardo and Greenough, Council approved the following signing officers in the Social Services Dept. (Account #000-006-7):

Wm. McNeil  
Paul Greene  
Gail Jollimore  
Sheldon Langille  
Marylou Griswold

Council then adjourned to meet in camera, on motion of Ald. Backewich and Williams. After later

reconvening in open meeting, the action taken in camera (involving property acquisition and sale of City land) was ratified, on motion of Ald. Valardo and Hart.

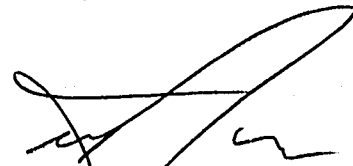
RESOLUTION #79-39

Another item dealt with prior to adjournment was Resolution #79-39, requested by the Dept. of Municipal Affairs and authorizing the sale of City property at 496 Main Street. A copy of the resolution is attached and it was approved on motion of Ald. Backewich and Irvine.

RECONSIDERATION:  
BY-LAW C-392

Ald. Hart and Crawford gave notice of reconsideration in connection with the third reading of By-law C-392, given by Council at an earlier point in the meeting, as recorded on pages 5 and 6 of the minutes.

The meeting then adjourned.



G. D. Brady,  
Deputy City Clerk.

RESOLUTION No. 79-39

WHEREAS by Section 139 of the Dartmouth City Charter it is enacted that the City may convey land in any manner that the Council seems advisable or expedient as long as it is conveyed for not less than its fair actual value;

AND WHEREAS it is deemed expedient to sell the property described as follows:

Parcel 43 on the south side of Main Street known as 496 Main Street;

AND WHEREAS the price hereinafter mentioned is considered by Dartmouth City Council to be fair and reasonable;

BE IT THEREBY RESOLVED that the City of Dartmouth do sell and convey the property above described to Gerald B. Greenough for the price of (\$3,790.50)

AND BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and instructed to execute on behalf of the City the deed attached as Schedule "A" to

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

*[Signature]*  
Departmental Solicitor

APPROVED this 31<sup>st</sup> day  
July 1979

*[Signature]*  
Minister of Municipal Affairs

*[Signature]*  
Mayor

*[Signature]*  
City Clerk - Treasurer

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 79-39 of the City of Dartmouth duly passed by City Council on June 12, 1979.

*[Signature]*  
City Clerk-Treasurer

Dartmouth, N. S.

June 20/79.

Regularly called meeting of City Council  
held this date at 5:00 p.m.

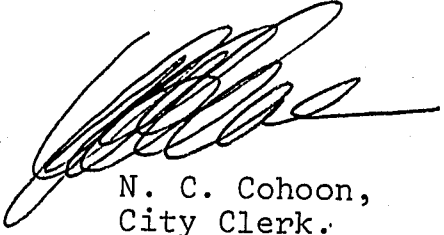
Present - Mayor Brownlow

Ald. Ibsen	Thompson
Hart	Fredericks
Cote	Valardo
Williams	Cunningham
Brennan	Crawford
Irvine	
City Comptroller, D. McBain	
City Administrator, C. A. Moir	

MCNAB'S ISLAND  
DEVELOPMENT  
POTENTIAL

Council met to hear a presentation on the potential which McNab's Island has for development, this being one of the recommendations contained in the '20% or . . .' report (item #24) as a means of financially benefiting the whole metropolitan region. On motion of Ald. Thompson and Valardo, Council agreed to meet in Committee for the remainder of the meeting

The meeting adjourned in Committee.



N. C. Cohoon,  
City Clerk.



Dartmouth, N. S.

June 20/79.

Regularly called meeting of City Council  
held this date at 5:00 p.m.

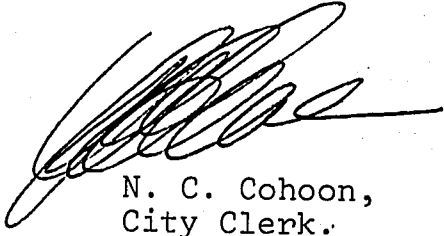
Present - Mayor Brownlow

Ald. Ibsen	Thompson
Hart	Fredericks
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The meeting adjourned in Committee.



N. C. Cohoon,  
City Clerk.