

Dartmouth, N. S.

October 2/79.

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

Present - Mayor Brownlow

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

MINUTES

On motion of Ald. Backewich and Greenough, the minutes of the meetings of August 30, Sept. 4, Sept. 11 and Sept. 18 were adopted.

LETTER:
LICENSING BY-LAW

A letter was before Council from the company Automatic Amusement, with regard to the licensing by-law C-314. On motion of Ald. Thompson and Williams, the letter was referred to staff for study and report back to Council.

REQUEST FOR TAXI
FARE INCREASE

A submission has been received from the Dartmouth Cab Assn., requesting a fare structure increase as outlined. Ald. Fredericks felt that a staff report to the next Committee meeting would be in order and he moved referral for an update on the present fare structure and other comparative information; the motion was seconded by Ald. Williams.

Council then heard Mr. James Latter on behalf of the Halifax International Airport Taxi Committee, who are seeking the establishment of uniform taxi rates for Dartmouth, Halifax and the County of Halifax. A letter to this effect, from the Committee, has been directed to the three metropolitan municipal Councils and copies were circulated at this time. It was recognized by the members that the matter of the fare increase requested by the Dartmouth Cab Assn. and the request from the Airport Taxi Committee are two separate items and they were dealt with as such.

Mr. Cyril Adams spoke on behalf of the Dartmouth Cab Assn. and explained why he felt that the increase

requested is justified and should be granted without any delay by Council. It was pointed out by the Mayor that the Taxicab By-law would have to be amended to reflect the new fare structure and this amendment would have to come back to Council anyway for three readings, even if the increase were to be approved at this meeting of Council.

Ald. Valardo suggested that perhaps the standards of taxi service in the City should be reviewed in conjunction with the fare structure and staff should also look at this aspect as well. Ald. Crawford and Irvine were in favour of granting the request without a referral to staff, while Ald. Ibsen suggested that the setting of fares should be left to the taxi industry themselves to regulate.

Mr. Moir said that it may not be possible to have the background information for a report compiled in time for the Committee meeting of October 9th. Council agreed to deal with the item as quickly as possible once the report is ready. The motion to refer carried.

On motion of Ald. Hart and Greenough, Council received and filed the letter from the Halifax International Airport Taxi Committee on the matter of uniform taxi rates for the metropolitan area.

In accordance with notices of motion previously given, the following motions were presented at this time:

ALD. THOMPSON

1) Ald. Thompson moved, seconded by Ald. Crawford, that City staff be requested to survey City walkways that are unpaved and unlandscaped, work up a cost to bring them all to a standard equal to that required under subdivision regulations, and to recommend a financing program to carry out this work over a period of three to five years. The motion carried.

ALD. HART

2) Ald. Hart moved, seconded by Ald. Cunningham, that Council approve a sensitivity session and orientation from heads of staff for all Aldermen, no later than two weeks following the swearing in of the new Council after the November 3rd election. Ald. Hart explained the intent of her motion and debate proceeded.

Ald. Williams did not support the idea of a sensitivity session, but other members felt that an orientation for new Council members would be worthwhile. Ald. Valardo and Crawford were of the opinion that Council would benefit more from outside sources of expertise. Ald. Crawford moved a motion of referral to staff to have a list compiled of potential persons who would be willing to provide instruction in both parliamentary procedure and the overall procedures of government, and at the same time, City department heads would be available (ie. at the session) to give Council details as to what they are able to do and provide in the way of services, for the information of new Council members. Ald. Thompson seconded the motion to refer.

Ald. Backewich felt that rather than finding out what department heads and senior staff will do in relation to the new Council members, an orientation would mainly permit the members to get to know one another better. He was against the motion to refer and it was also opposed by Ald. Ibsen; Ald. Ibsen said he was prepared to support the main motion, however. When the vote was taken, the motion to refer was defeated. The original motion carried with Ald. Williams voting against. Ald. Valardo said he hoped the session would be planned by the Mayor in terms of an approach that would make use of professional expertise, based on information along these lines that the Mayor is awaiting from Ottawa.

ALD. VALARDO

3) Ald. Valardo began the introduction of his motion with information on a report with recommendations brought in by the Salaries Committee in July of 1978. He referred to an oversight in having the recommendations adopted by Council when they were dealt with in Committee, and proposed the introduction of recommendations #3 and #6 at this time. Rising on a point of order, Ald. Backewich said it was his understanding as the mover of the motion at the August 21/79 meeting, when the recommendations were again before Committee in camera, that recommendation #3 had been deleted when

recommendations #4 and 5 were being approved, in conjunction with Mr. Moir's recommendation on the salary adjustments for senior staff members. The minutes of that meeting were read by the Mayor and indicated that only recommendations #4 and 5 received approval. Both Ald. Backewich and Ald. Brennan (who seconded the motion at the meeting of Aug. 21/79) felt there had been a misinterpretation of what was intended in their motion - ie. to delete recommendation #3, while adopting #4 and #5.

Based on the wording of the motion in the minutes, the Mayor ruled that Ald. Valardo would be in order to deal with recommendation #3 at this meeting. Ald. Valardo therefore moved, seconded by Ald. Crawford, that Council approve recommendation #3, which reads: 'The Salaries Committee be an on-going committee of Council, appointed by Council, and that this committee be struck in the month of May, and after their recommendations have been dealt with by Council, they be disbanded until the following year.'

Ald. Backewich and Brennan did not agree with the motion, maintaining that Council has already made a decision on the issue at the meeting of August 21st. Other members, including Ald. Thompson and Ritchie, agreed with their opinion that recommendations should come to the full Committee-of-the-Whole and not just to a small committee of Council. Ald. Crawford and Cote favoured the procedure of appointing a Salaries Committee and felt that with the additional attention of the committee, Council would be assisted when it comes time to make decisions on salary adjustments. Ald. Valardo referred to the Grants Committee as an example of the value there is to be gained when members give additional time to specific issues requiring review and involving expenditures. The motion on the floor carried with Ald. Ritchie and Backewich voting against.

Ald. Valardo's second motion was to adopt recommendation #6 in the Salaries Committee report, which reads: 'That

the Salaries Committee recommends that the City Administrator's initial report on salaries for department heads and assistant department heads, as well as all subsequent reports, be dealt with in strictest confidence until such time as said reports have received final approval of Council. The motion to adopt recommendation #6 was seconded by Ald. Irvine and it carried.

ALD. FREDERICKS

4) Ald. Fredericks later introduced his motion, for which notice was given at the Sept. 18th Council meeting. He moved that staff prepare a cost study for sidewalk along Pleasant Street from Irving Street to Renfrew Street, southwest side of Pleasant Street, for inclusion in the 1980 Capital Works Program. The motion was seconded by Ald. Crawford and it carried.

BORROWING RESOLUTIONS

On motion of Ald. Thompson and Crawford, Council approved the following Borrowing Resolutions, copies of which are attached:

\$120,000. - Fire Equipment - 78-4
20,000. - Bus Shelters - 77-14

AMENDMENTS: DOWN-TOWN PORTION OF MDP

In a report to Council, Mr. Zwicker of the Planning Dept. has outlined proposed changes in By-law C-391, the by-law which amends the Municipal Development Plan, with respect to the Downtown area of the City. These changes are in compliance with recommendations from the office of the Municipal Affairs Minister, who has to approve By-law C-391, and have been drafted in conjunction with the City Legal Dept. staff. Mr. Zwicker went through each of the proposed changes individually and they were given approval by Council as follows:

- 1) Page 1 (the introduction to the amendment has been elaborated to show more clearly the relationship between the Downtown Study and the Municipal Development Plan): adopted on motion of Ald. Ibsen and Backewich.
- 2) Page 2 - Land Use & Zoning (A new sentence has been added respecting existing land uses in the downtown) adopted on motion of Ald. Greenough and Ritchie. Ald. Crawford expressed his concerns and asked for assurance that this additional wording does not change the situation in the King Street area. Mr. Zwicker said that on the contrary, this change gives additional zoning protection.

the Salaries Committee recommends that the City Administrator's initial report on salaries for department heads and assistant department heads, as well as all subsequent reports, be dealt with in strictest confidence until such time as said reports have received final approval of Council.' The motion to adopt recommendation #6 was seconded by Ald. Irvine and it carried.

MDP. FREDERICKS

4) Ald. Fredericks later introduced his motion, for which notice was given at the Sept. 18th Council meeting. He moved that staff prepare a cost study for sidewalk along Pleasant Street from Irving Street to Renfrew Street, southwest side of Pleasant Street, for inclusion in the 1980 Capital Works Program. The motion was seconded by Ald. Crawford and it carried.

BORROWING RESOLUTIONS

On motion of Ald. Thompson and Crawford, Council approved the following Borrowing Resolutions, copies of which are attached:

\$120,000. - Fire Equipment - 78-4
20,000. - Bus Shelters - 77-14

AMENDMENTS: DOWN-
TOWN PORTION OF MDP

In a report to Council, Mr. Zwicker of the Planning Dept. has outlined proposed changes in By-law C-391, the by-law which amends the Municipal Development Plan, with respect to the Downtown area of the City. These changes are in compliance with recommendations from the office of the Municipal Affairs Minister, who has to approve By-law C-391, and have been drafted in conjunction with the City Legal Dept. staff. Mr. Zwicker went through each of the proposed changes individually and they were given approval by Council as follows:

- 1) Page 1 (the introduction to the amendment has been elaborated to show more clearly the relationship between the Downtown Study and the Municipal Development Plan): adopted on motion of Ald. Ibsen and Backewich.
- 2) Page 2 - Land Use & Zoning (A new sentence has been added respecting existing land uses in the downtown) adopted on motion of Ald. Greenough and Ritchie. Ald. Crawford expressed his concerns and asked for assurance that this additional wording does not change the situation in the King Street area. Mr. Zwicker said that on the contrary, this change gives additional zoning protection.

- 3) Page 3 Land Use & Zoning (con't) (An additional paragraph has been included to clarify the purpose and effect of introducing schedules into the Zoning By-law.): adopted on motion of Ald. Ibsen and Ritchie.
- 4) Page 6 - Policy DA-9 (A sentence has been added to introduce design and development elements in the use of schedules.): adopted on motion of Ald. Thompson and Ibsen.
- 5) Page 7 - VIEWS (c) (Two sentences have been added elaborating on the protection of corridor views.): adopted on motion of Ald. Ritchie and Cunningham.
- 6) Page 8 - Policy Ea-3 (The last two sentences of the original Policy Ea-3 have been deleted because of a legal contradiction within this policy.) Adopted on motion of Ald. Irvine and Ritchie.

Council was then informed by Mr. Zwicker of advice given by both the Municipal Affairs Dept. office and the City Legal Dept. on By-law C-392A (amendments to Zoning By-law) with respect to the Downtown area. It is the legal opinion of these two departments that the advertisement for the public hearing did not meet the necessary requirements of the Planning Act completely in regard to identifying the area involved, and it is therefore recommended that the by-law be re-advertised and a new public hearing set by Council. By doing this, the legality of the by-law will be insured so that it will stand up in the courts if it should be contested. Ald. Brennan expressed concern about the necessity of going through another public hearing after controversial issues affecting citizens have already been resolved. He asked that an explanation be offered when the advertisement is inserted in the newspaper for the second time. On motion of Ald. Thompson and Ritchie, Council set October 23rd as the date for public hearing of By-law C-392, as recommended by the Planning Dept.

Tenders have been received as follows for installation of a right-hand turning lane at Windmill Road and Wright Ave. and modifications to the median at Akerley Blvd. adjacent to 1000 Windmill Road:

Municipal Spraying & Contracting Ltd.	\$22,940.00
L. J. Casavechia Contracting Ltd.	23,745.00
Ocean Contractors Ltd.	25,858.00
Woodlawn Construction Ltd.	26,317.50
B. & B Construction Ltd.	32,683.00
W. Eric Whebby Ltd.	43,310.00

WARD TENDER:
TURNING LANE
WINDMILL RD. &
WRIGHT AVE.

Acceptance of the low tender received from Municipal Spraying & Contracting Ltd. is recommended in Mr. Moir's report, and Council awarded the tender as recommended, on motion of Ald. Thompson and Irvine.

WARD TENDER:
HIGHWAY SALT

A single tender for highway salt for the 1979/80 winter season has been received from the Canadian Salt Co. Ltd., the price quoted being \$20.20 per ton for salt delivered up to Sept. 30/79 and \$20.70 per ton for salt delivered from October 1/79 until April 30/80. Mr. Moir's recommendation is to accept the tender received, as outlined, and Council approved this recommendation on motion of Ald. Irvine and Ritchie.

WATER MAINS:
PORTLAND ST.

A report from Mr. Moir was considered on the proposed renewal of the water main on Portland Street by the installation of a 10" water main from Alderney Drive to the Medical Centre; details of the plans for replacement procedures have been outlined in the report. The cost of the project, based on the approved authorization that the work will be carried out by the City Works Department, is:

- | | |
|-------------------------------------------------------------------------|-----------|
| (a) for the section from Alderney Drive
(City Hall) to Wentworth St. | \$98,000. |
| (b) from Wentworth St. to Alderney Dr.
(Medical Centre) | 85,000. |

(These prices do not include funds for renewal of service lines.)

The recommendation is that the replacement cost be covered by the Water Dept. Maintenance Account, as would be the case under normal renewal programs. If the project is approved by the Dept. of Municipal Affairs, as anticipated, the costs will be shared under the Municipal Services Act. Ald. Backewich and Fredericks moved the adoption of Mr. Moir's report on the water main installation. Ald. Brennan said it would be unfair to disrupt the business of the merchants on Portland St. without providing other parking alternatives. Mr. Moir advised that this problem is being taken into account and one area for parking that will be suggested is at the foot

of Ochterloney Street. Other possibilities are also being considered. The motion was put and carried.

APPOINTMENTS:
HOUSING ADVISORY
BOARD

Two appointments have been recommended to the Housing Advisory Board by Mr. Moir, replacing former members: (1) the appointment of Mr. Richard Hanley (Chairman of the Dartmouth Housing Authority) to replace Mr. Kevin McNamara, and (2) Mr. James Duke of Interfaith Housing, to replace Mr. Michael MacDonald. Council approved these two appointments on motion of Ald. Greenough and Valardo.

SALE OF FERRY
BOATS

Mr. Moir has reported to Council on the tenders called for the sale of the two ferry boats, Dartmouth II and Halifax II. Only one bid was received, submitted by Parsons Bros. of Halifax; the bid was \$7,000. for the Halifax II, \$4,500. for the Dartmouth II, but Parsons Bros. would pay a total of \$12,000. if they were awarded the tender for both boats. Subsequently, a proposal has been received from the Dartmouth Jaycees for the use of one of the boats on the Dartmouth side of the harbour as a museum, bandstand and general tourist attraction for the City. Also, interest in the ferries has been indicated from other areas outside the province, and for these reasons, Mr. Moir recommends that Council reject the tender submitted by Parsons Bros., and that a committee of Council and staff be set up to explore the Jaycee proposal in more detail, plus the possibility of recalling tenders by advertising on a wider basis than in the case of the first tender call.

Ald. Backewich and Valardo moved the adoption of the recommendation, after which Mr. Parsons was heard by Council on behalf of the company submitting the only tender received for the ferries. He commented on the condition of the boats at the present time, stating that they will become a liability to the City if they cannot be disposed of as soon as possible. He said it has been indicated to him that the W.D.C. would not want one of

the ferries as part of the waterfront development program in Dartmouth, and he felt his company should be awarded the tender without the delay that will be required for meetings and discussions with the Jaycees.

Mr. Randy Eisiner spoke for the Jaycees, explaining the type of tourist attraction they have in mind for the City, using one of the ferries, which would be located on land somewhere in the waterfront area. Ald. Ibsen felt that tenders should be recalled and efforts be directed at getting rid of both boats rather than only one of them. Ald. Williams said the City will begin to have problems with the ferries if they are kept in the water over the fall and winter months, because of their deteriorating condition. Ald. Ritchie and Thompson were willing to proceed with the awarding of the tender at this time and considered that Mr. Parsons should be permitted to purchase the ferries as the only bidder for them.

Ald. Crawford and Thompson moved in amendment that Ald. Williams be one of the members of Council appointed to serve on the committee recommended, if it comes into being; the amendment carried. Ald. Fredericks made the suggestion that the committee take a look at the Lunenburg experience with retaining boats as tourist attractions, and also, that there be consultation with W.D.C. representatives. Ald. Valardo questioned the legality of Council not accepting the bid received and Mr. Moir quoted from the tender call in which it is stated that the low tender or any other tender received will not necessarily be accepted. After further debate, the motion was put and it resulted in a tie vote; the Mayor voted in favour and declared the motion carried. On motion of Ald. Crawford and Ibsen, the Mayor and Ald. Backewich were appointed to serve, along with Ald. Williams, on the committee to be formed as part of Mr. Moir's recommendation.

PUBLIC CROSSING:
OCHTERLONEY ST.

A further report from Mr. Moir was before Council on the public railway crossing at Ochterloney Street, advising that the City is required to bear the entire cost of the signalization of this crossing, without cost-sharing, in view of the fact that it was the City that made application to have it made a public crossing. On motion of Ald. Thompson and Crawford, Mr. Moir's recommendation was adopted to the effect that Council authorize this project, since the Ferry Plaza development necessitates the continued use of the crossing.

AWARD TENDERS:
SNOW REMOVAL
EQUIPMENT

Tenders have been received for snow removal equipment for the season 1979/80, and it is Mr. Moir's recommendation that the equipment and/or trucks offered by the companies and or individuals indicated on the attached list be used by the City during the winter season 1979/80, when required for snow removal, with the stipulation that, whenever possible, we use equipment or trucks offered by companies or individuals located in the City, but that the hourly rate will also be taken into consideration when rental of equipment is necessary. The tenders were awarded as recommended, on motion of Ald. Greenough and Thompson. Ald. Valardo again made reference to the damage done by snowplow operators to curbing (asphalt curbing) and asked that this point be brought to the attention of the people who are being awarded tenders for plowing and removal services.

AWARD TENDERS:
SNOW PLOWING
EQUIPMENT

The attached list of tenders have been received for snow plowing equipment for the 1979/80 season, and Mr. Moir recommends the acceptance of all the machines listed, for a total of 7 graders and 5 loaders. Payment for loaders and graders is on the basis of a monthly retainer of \$425. per machine, the same retainer paid in the 1978/79 season. The tenders were awarded as recommended, on motion of Ald. Thompson and Greenough.

WARD TENDER:
TRAFFIC LIGHTS
ROAD

Mr. Moir has reported to Council on the single tender received for Contract 7914 (traffic signal installation, Gaston Road), from Portland Electric Ltd.; this company quoted a 'lump sum' price of \$20,005.50. Acceptance of the tender, in the amount quoted, is recommended to Council, and the tender was awarded accordingly, on motion of Ald. Crawford and Fredericks.

SALE OF LAND:
CATHY CROSS DR.

On motion of Ald. Thompson and Irvine, Council approved the sale of City-owned land on Cathy Cross Drive (Lot 17) to Mr. Eric Romkey, the owner of the land at 14 Cathy Cross Dr. Mr. Romkey will be purchasing 22 feet of City land at a price to be in keeping with the sale price of other lands in the area; he will also bear the full cost of preparation of the necessary plans and legal documentation. Concerns expressed by Ald. Brennan over the status of the drainage ditch in this area and flooding problems that have existed in the past, were discussed with the City Engineer. Mr. Fougere said there will be no flooding problem created as a result of Mr. Romkey's use of the 22-foot strip of City land concerned. Ald. Ibsen and Thompson spoke in support of Mr. Romkey's request. The motion carried with Ald. Cote abstaining from the vote.

INTERSECTION:
SPRING AVE. &
COLLINS GROVE

An item added to the agenda was dealt with next, involving a T.M.G. recommendation on the channelization of the intersection of Spring Ave. and Collins Grove. A sketch indicating the configuration that would improve pedestrian and vehicular traffic safety at this intersection was provided in conjunction with the T.M.G. report, and on motion of Ald. Thompson and Backewich, Council approved the recommendation that Council approve the changes proposed and that funds be taken from the 1979 Capital budget under Traffic Management.

Ald. Ritchie expressed his concern about the dumping of garbage in the Eisener Drive area and Mr. Moir noted the comments of the Alderman for further investigation.

NOTICES OF MOTION:

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

ALD. IRVINE

1) Ald. Irvine: (a) to introduce a motion seeking Council's approval for a cost analysis regarding main artery beautification within the City, with a request that it be prepared prior to the 1980 budget.


(b) to introduce a motion seeking Council's approval for the establishment of a Shubenacadie Canal Commission;
The Commission to be comprised of members from the community, two Aldermen and the Mayor. The prime responsibility of the Commission will be to press for and attain confirmation that the Canal area be identified as an historic site, and secondly, to pursue the availability of Federal funds for restoration; and thirdly, to act as a catalyst with both the Provincial and Federal Governments to protect the environmental quality of the site.

ALD. GREENOUGH

2) Ald. Greenough: to introduce a motion to request that when the City of Dartmouth sells surplus lands in the form of building lots within an existing neighbourhood, that restrictive covenants be placed in the deeds to ensure that the kind of housing placed on the said lots will be at least of a standard and compatibility of the housing presently existing on the street concerned.

Council adjourned to meet in camera on motion of Ald. Thompson and Hart, and after reconvening in open meeting at a later time, the action taken in camera (11 Windmill Rd. and a tax request) was ratified, on motion of Ald. Hart and Greenough.

Meeting adjourned.



G. D. Brady,
Deputy City Clerk.

\$20,000

City of Dartmouth
Borrowing Resolution
Renewal of 10,000 for Bus Shelters - 77-14
Temporary Borrowing of \$10,000 for Bus Shelters -77-14

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum or sums not exceeding Ten Thousand Dollars (\$10,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for other facilities for public transportation services, and acquiring or purchasing materials, machinery, motor vehicles and plant deemed requisite or advisable for public transportation services; namely for bus shelters;

AND WHEREAS pursuant to a resolution passed by the Council on the 6th day of September, 1977, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed a sum or sums not exceeding Ten Thousand Dollars (\$10,000) in total for the purpose set out above;

AND WHEREAS it is deemed expedient to borrow a sum or sums not exceeding Ten Thousand Dollars (\$10,000) in addition to the amount previously borrowed for the purpose set out above;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from any chartered bank or trust company carrying on business in Nova Scotia relating to the first, Ten Thousand Dollars (\$10,000) 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;

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow an additional sum or sums not exceeding Ten Thousand Dollars (\$10,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City borrow an additional sum or sums not exceeding Ten Thousand Dollars (\$10,000) in total from any chartered bank or trust company carrying on business in Nova Scotia;

THAT the additional sum or sums be borrowed from any chartered bank or trust company carrying on business in Nova Scotia 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 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 2nd day of October, 1979.

APPROVED AS TO FORM AS TO AMOUNT
[Signature]
SOLICITOR

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 5th day of October, 1979.

[Signature]

MAYOR

[Signature]

Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 18th day of Oct. 1979
<i>[Signature]</i> Minister of Municipal Affairs

\$120,000

City of Dartmouth
Borrowing Resolution
Renewal of \$100,000 for Fire Equipment - 78-4
Temporary Borrowing of \$20,000 for Fire Equipment - 78-4

WHEREAS the City of Dartmouth is authorized by law to borrow by the issue and sale of debentures of the City a sum or sums not exceeding One Hundred Thousand Dollars (\$100,000) for the purpose of equipping a fire department for the city, or acquiring or purchasing apparatus, machinery, and implements for use in extinguishing fires in the City;

AND WHEREAS pursuant to a resolution passed by the Council on the 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed a sum or sums not exceeding One Hundred Thousand Dollars (\$100,000) in total for the purpose set out above;

AND WHEREAS it is deemed expedient to borrow a sum or sums not exceeding Twenty Thousand Dollars (\$20,000) in addition to the amount previously borrowed for the purpose set out above;

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs, the authorized period of borrowing from any chartered bank or trust company carrying on business in Nova Scotia relating to the first, One Hundred Thousand Dollars (\$100,000) 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;

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow an additional sum or sums not exceeding Twenty Thousand Dollars (\$20,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to Section 236 of the Dartmouth City Charter and that the City borrow an additional sum or sums not exceeding Twenty Thousand Dollars (\$20,000) in total from any chartered bank or trust company carrying on business in Nova Scotia;

THAT the additional sum or sums be borrowed from any chartered bank or trust company carrying on business in Nova Scotia 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

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

APPROVED
AS TO FORM

[Signature]
SOLICITOR

APPROVED
AS TO AMOUNT

[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 2nd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 5th day of October, 1979.

[Signature]

MAYOR

[Signature]

Acting CityCLERK

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i>	
Deputy Minister	
APPROVED this <u>18th</u> day	
of <u>October</u> 19 <u>79</u>	
<i>[Signature]</i>	
Minister of Municipal Affairs	

Dartmouth, N. S.

October 4/79.

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

Present - Mayor Brownlow

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

City Administrator, C. A. Moir

PRESENTATION:
T. REC. LTD.

This meeting of Council was called to deal with the presentation of plans for the proposed recreational complex, made by Dartmouth Recreation Ltd., the company formed for this purpose.

The Mayor opened the meeting by introducing the Board of Directors for Dartmouth Recreation Ltd., the following members being present: Hon. L. Stirling, Mr. Moir, Mr. J. Guildford (Chairman), Mr. C. Dolan (Vice-Chairman), Mr. Wm. Withers, Mr. A. Manuel, Mr. P. Hope, and Mr. D. Tanton. Mr. Dolan made the presentation on behalf of the company, copies of which had been previously circulated for the information of Council. Mr. Drew Sperry, the Architect for the project, presented the plans and there was a period of adjournment so that Council and members of the public could have the opportunity to walk around the Council Chamber and view the plans for themselves. Mr. Sperry was available during this informal period to answer individual questions about specific details.

During the question-and-answer part of the meeting, the Board members and Mr. Sperry responded to all types of inquiries from Council about aspects of the project ranging from construction details to the operational costs and arrangements. The latter concern was expressed throughout the question period, and there was a consensus among the members of Council that the Board of Dartmouth Recreation should give particular attention to projections of revenue and operating costs expected so that the City can have some idea as to what is involved in the way of

expenditures to operate the facility once it has been constructed. Associated with this request for cost projections and anticipated revenue figures, was a suggestion that some type of organization structure should also be recommended for operating the complex, this being a decision that Council will ultimately have to make when the facility is turned over to the City. Alternatives would be to have a commission responsible for operating the complex, have it operated under the City Recreation Dept., or by a manager responsible to a board or responsible to the City Administrator, etc. It was felt that Dartmouth Recreation could assess these various alternatives and make some kind of recommendation that would be helpful in assisting Council to come to a decision.

Another concern that received considerable attention from Council was the adequacy of parking provisions for the complex, and the possibility of traffic congestion being increased on the main arteries around the Memorial Rink site as a result of the additional cars that would be in the area because of events taking place at the complex. Mr. Sperry indicated the parking facilities already planned and also, the additional land available for further expansion on the same site if necessary. It was pointed out that the location lends itself to easy access by public transit and it is expected that many citizens would use this service in the same way that Dartmouth-residents are now making use of the ferry to get to the metro centre in Halifax. The availability of parking nearby in the Dartmouth Shopping Centre (ie. particularly during the evenings when the Centre is closed) was pointed out as well, and the suggestion was made that people could park their cars in the waterfront lot at the end of Ochterloney St. and walk up to the complex from there.

The other main question raised had to do with the capital funding requirements for building the complex and the guarantee of 2.3 million dollars being sought from the City to make up the difference between the four million that has been committed (by the Province and the City) and the 6.3 million-dollar total cost projected. Concern was expressed that there will be considerable difficulty in attempting to raise all or the major portion of the 2.3 million through a long-term fund-raising drive in the community. It was pointed out to Council that a number of service clubs and organizations have already come forward voluntarily with offers of assistance and participation in equipment costs, etc., and it is felt that with a strong campaign committee and chairman, the community will back the project and be willing to assist financially in order to have the complex become a reality. The Board of Dartmouth Recreation will be following up on all possible sources of funding at the federal government level as well and through any other means available. Ald. Brennan asked if any further commitment could be expected from the Province, but Mr. Stirling indicated that the 3.5 million committed is a firm figure. He went on to point out that this funding would be available only for the project in total and not for a phased project where only one section such as the arena would be built at present and the pool several years later. (The question of phasing the complex in this manner came up several times and was suggested as one means of avoiding the total 6.3 million-dollar capital expenditure all at one time.)

More specific questions from Council had to do with the plans for acoustics, the exterior materials to be used on the building, energy-saving features of the complex, the adequacy of the size of the pool, provision for any further expansion of the facility at a later time, and so on. The kind of programs and

events the complex can accommodate was another line of questioning covered. Reference was made to the facilities in the building that can assist the City in hosting conventions and trade fairs; considerable emphasis has been placed on the importance of this aspect and it was noted by Ald. Valardo that the principals of the Holiday Inn chain are enthusiastic about the complex in terms of tourist promotion and additional convention business for the City if these facilities become available. The hosting of swim meets and skating competitions was also discussed in this connection.

The general response of Council was favourable to the presentation, with the several reservations noted with respect to the capital costs and the commitment that Council is being expected to make at this stage in the project. (At the hour of 11:00 p.m., Council agreed to continue meeting until discussion was completed, on motion of Ald. Valardo and Crawford.)

The first motion to be introduced was put forward by Ald. Greenough, who favoured a public hearing and presentation of the plans prior to any approval in principle for the complex. He moved that before taking any decision to vote in principle on the approval of the complex, a date be set for a public hearing, to take place after the upcoming municipal election; Ald. Ritchie seconded the motion.

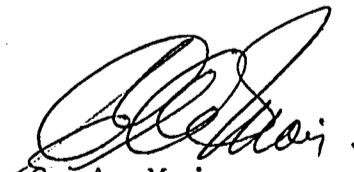
Ald. Irvine questioned the holding of a public hearing until after the final plans for the complex can be prepared, since the plans that would be available are in only a preliminary stage at present. Ald. Valardo commended the work of the Board of Directors of Dartmouth Recreation, as other members of Council did, and urged Council to take a positive attitude toward the complex as a facility the City needs and would be proud of

once it has been completed. He expressed the opinion that the additional funding required can be secured and that the community as a whole will give enthusiastic support to the project if Council gives the go-ahead for it to proceed.

The members of Council who spoke on the motion were not opposed to a presentation of plans for public viewing and input, but tended to favour a move forward toward the preparation of final plans and a call for tenders first, so that there will be a more definite indication of the actual cost of the complex before a final committment is made to it. The motion on the floor was put and defeated, with Ald. Greenough, Ritchie and Thompson voting in favour.

Ald. Valardo and Crawford then moved that Council approve the concept for the complex as presented and authorize the preparation of final plans and specifications and a tender call; further, that staff be asked to investigate the methods by which the City can guarantee an additional loan of 2.3 million dollars as required. It was moved in amendment by Ald. Greenough and Irvine that prior to the awarding of the tender, the detailed plans and tender call be presented to Council at a public meeting, at which time citizens would have an opportunity to have their views heard. The amendment carried and the amended motion carried unanimously.

The meeting then adjourned.


C. A. Moir,
City Administrator.

Dartmouth, N. S.

October 9/79.

Regularly called meeting of City Council held
this date at 12:00 noon.

Present - Mayor Brownlow

Ald. Ibsen	Fredericks
Irvine	Thompson
Hart	Williams
Valardo	City Administrator, C. A. Moir

School Board Commissioners: Comm. Ross	Worth
Supt. R. Harrison	Rissesco
Asst. Supt., M. Harris	Brownlow
G. Hubley	

Director of Maintenance, Mr. Harriott
Architects, Mr. Ledaire
Morris

Sigma Construction rep., Mr. Tim Nobes.

RECORDED: SOUTH
WOODSIDE SCHOOL
ADDITION

Council met for the official inspection and takeover of the South Woodside School addition. Following a tour of the building with the Architects and the Sigma Construction representative, a brief Council meeting was held in the School Library. On motion of Ald. Fredericks and Ibsen, the following resolution was unanimously adopted:


RESOLUTION #79-49

BE IT HEREBY RESOLVED that the addition to South Woodside School, Dartmouth, N. S., as constructed by Sigma Construction Ltd., be accepted by the City of Dartmouth as of October 9, 1979 as being completed, subject to the following:

- (a) Fifteen percent (15%) holdback until expiration of the Mechanics Lien period.
- (b) Any outstanding deficiencies as provided by the Architect, Ledaire, Morris & Associates, at the estimated cost of \$7,500.

Mr. Moir noted that the deficiencies referred to are in the gym equipment, plus two or three minor items in other parts of the building. Questions were answered from Ald. Valardo and Thompson, after which the motion was put and carried.

The meeting then adjourned.


C.A. Moir,
City Administrator.

October, 1979

RESOLUTION #79-49

BE IT HEREBY RESOLVED that the addition to South Woodside School, Dartmouth, N. S. as constructed by Sigma Construction Limited be accepted by the City of Dartmouth as of October 9, 1979 as being completed, subject to the following:

- (a) Fifteen Percent (15%) holdback until expiration of the Mechanics Lien period;
- (b) Any outstanding deficiencies as provided by the Architect, LeDaire Morris and Associates, at the estimated cost: \$7500.00

Ald. Judnick

Ald. Iben

Dartmouth, N. S.

October 9/79.

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

Present - Mayor Brownlow

Ald. Ibsen	Thompson
Williams	Cunningham
Brennan	Crawford
Hart	Backewich
Valardo	Greenough
Fredericks	
City Solicitor, S. Hood	
Acting City Administrator, D. Bayer	
Deputy City Clerk, G. Brady	

PUBLIC HEARING:
SKATEBOARD RAMP

This meeting of Council constituted a public hearing under the Nuisance By-law C-211, in connection with a petition received from residents who are being disturbed by the noise from a skateboard ramp located in the backyard of the property at 7 Clearview Crescent. The request from the residents is that the use of the ramp be terminated by Council for the following reasons:

- 1) the noise created is an invasion of privacy.
- 2) the noise pollution causes tension and nervousness among the residents affected.
- 3) also, the noise pollution causes losses in overall efficiency among the residents.
- 4) property values in the area are affected.
- 5) the noise pollution causes distress & annoyance.

Mr. Tom Davis was first heard as the Solicitor representing the residents involved and he elaborated further on the five reasons for the petition, as set out above. He gave a description of the skateboard ramp itself and the kind of noise produced when it is being used. He said that the ramp has changed the environment of what was previously a quiet residential neighbourhood into what could be compared to a semi-commercial or recreational type of area. The residents would like to see the ramp moved by the Recreation Dept. to some suitable location where it could be made use of without causing any disturbance, and they have requested that the skateboarding be stopped at 7 Clearview Crescent under the provisions of By-law C-211.

The first resident heard by Council was Dr. Frank Jerabek, whose property is situated next to #7 and the skateboard ramp. During his presentation, he played

a tape made by him from a window of his house (approx. 25 feet away) to give Council an idea of the noise level associated with the use of the ramp.

Mr. Ken Mitchell, who resides at #5 Clearview Crescent, concurred with the statements made on the extent of the disturbance being caused in the neighbourhood by the ramp, which he described as completely disruptive to ordinary living in the homes of the residents. He also expressed concern that the value of properties in the area is being devalued as a result of the noise problem, and asked that Council declare the skateboarding operation to be illegal and to cease, in compliance with the requirements of the Nuisance By-law.

Other residents heard in connection with the noise complaint were: Mrs. Gwen Dean, Mrs. Helen Adams, Mrs. Donna Creelman (34 Forest Rd.), Mr. Kevin McNamara (7 Lyngby Ave.), Mr. Steve Blasco (3 Lyngby Ave.), Mrs. Jerabek, Mr. Bob Daniels, and Mrs. Ring, a Crichton Park resident. Some of these people were bothered in varying degrees by the noise from the ramp, being situated at various distances from it. Several expressed an understanding for the need to provide young people in the community with a facility for skateboarding, and expressed the hope that the City Recreation Dept. would look at the possibility of relocating the ramp on a City-owned property or constructing a new facility altogether to meet this recreational need. Mrs. Ring, who said she is not disturbed by the ramp on Clearview Crescent, said there are not enough recreational facilities in the ward generally and this is an overall problem that requires attention.

Members of Council were permitted to ask questions of the residents at any point during the hearing, but there was no debate on the issue until after citizens on the other side of the controversy had their opportunity to speak.

Dr. Robert Reid, the owner of the property at 7 Clearview Crescent, explained to Council how the skateboard ramp came to be constructed in his back yard for the use of his son and other young people interested in and proficient at skateboarding. He went on to describe the materials used in construction and the efforts that have since been made to sound-proof the ramp so that it would not disturb the neighbourhood when it is in use. He noted that similar ramps are in operation on other privately-owned properties elsewhere in Dartmouth and the metropolitan area, without any adverse reaction from people living in these areas. One of the main points Dr. Reid put forward in his submission dealt with the basic but conflicting rights of a property owner to (a) a degree of peace and quiet that can be expected, and (b) the right to make use of his property for whatever purpose he wants to within reason. When these two rights are in conflict, all of the circumstances involved have to be taken into consideration and a compromise should be in order.

Dr. Reid provided photographs and other relevant information to assist Council in their understanding of the kind of recreational activity involved and its importance to the young people who have reached a degree of proficiency where they can enter skateboarding competitions in what is being recognized as a major sport in North America. He indicated his willingness to have the ramp moved by the Recreation Dept. to the Park School property, a possible site suggested for its location, in conjunction with other recreation facilities already in use there. Until arrangements could be made to move the ramp, restricted hours of use have been proposed by Dr. Reid, but the neighbours have not indicated any agreement with this compromise. Dr. Denis Johnson, a resident of Connaught Ave. in Halifax, was referred to by Dr. Reid as being one of the property owners with a skateboard ramp in use in his back yard, who feels there is a need for these facilities in the

Halifax-Dartmouth area.

Other citizens heard in support of the need for skateboard facilities were Ms. Sue Chipman, Mrs. Audrey Lancashire, and Mr. Robert Montgomery of 85 Fairbanks Street, the owner of a skateboard ramp used by his sons and their friends. Dr. Reid's son, Danny Reid, also spoke in favour of permitting the continued use of the ramp in their yard. He said that he and his friends did not wish to cause any problems in the neighbourhood, but felt they should at least have permission to use the ramp on a limited basis until some solution can be found by the City and facilities made available elsewhere through the Recreation Dept. He suggested that the members of Council take a look at the situation first-hand and assess for themselves the extent of the noise problem, if there is considered to be one.

Mr. Bayer was asked about the status of discussions between Dr. Reid and the Recreation Dept. with regard to the possibility of moving the skateboard ramp to the Park School property. It was pointed out to Council that the possible need for such facilities in the City is presently under study by the department, having come as a request from Council at a previous meeting. A number of factors have to be taken into consideration before the ramp could be moved and opened for public use; these would include the City's liability for the safety of people using the ramp, its protection from vandalism, whether this particular ramp would meet the need for a facility (ie. in terms of the general degree of skateboarding proficiency in the community), etc. It is hoped that a report with some recommendations for Council will come back within a month.

Ald. Valardo said he would be willing to sit down with the residents concerned to see if any mutually-acceptable solution can be worked out between the two groups, but basically Council is called upon to decide whether a nuisance exists under the provisions of the by-law and if so, to take action accordingly. Ald.

Greenough supported the idea of a limited use of the ramp during certain specified hours of the day, and moved that during the interim period while Council is waiting for the report from the Recreation Dept on the need for skateboard facilities and the provision of same, with answers to the questions of liability, protection from vandalism, etc., that the use of the skateboard ramp be limited to two hours on Tuesdays and Thursdays respectively, and three hours use on Saturdays. The intention would be that Dr. Reid would work out the specific hours of use with the neighbours. The motion was seconded by Ald. Hart. (The Mayor noted at this point that the three Aleremen not present for this public hearing will be unable to vote on the issue before Council if it comes back on a future agenda.)

Ald. Fredericks and Backewich felt that the residents themselves should be given another opportunity to resolve the problem in their neighbourhood, and moved in amendment that a representative from the Recreation Dept. and Ald. Valardo meet with them to see if some solution cannot be reached (including the possible use of additional and better insulation materials), for report back to Council at either the meeting of October 23rd or the first November meeting.

Ald. Cunningham asked if the residents wish to try to reach a compromise, and Mr. Davis indicated to Council that he did not believe a further meeting would be worthwhile; he said the residents he is representing do not wish to seek a compromise. Having received this information, the members of Council speaking on the amendment did not support it, considering that there would be little point in further discussions in view of the concensus of opinion among the residents opposed to the ramp. Ald. Crawford said he would welcome the addition of a skateboard facility at the Park School site, and suggested that the relocation should take place as quickly as possible. He felt that someone from the Recreation Dept. should have been present

for the hearing and to provide information when it is being requested during the debate. When the vote was taken on the amendment, it was defeated with Ald. Fredericks and Backewich voting in favour.

As debate on the main motion resumed, more of the members tended to agree with Ald. Brennan's opinion that the question Council has to decide is whether a nuisance does exist at 7 Clearview Crescent, is it noise, and if so, it should be stopped. Ald. Backewich pointed out that in the case of two previous hearings, involving the Red Lion tavern and the Matador Lounge, time was given for the problems involved to be corrected before any action was taken by Council to close these establishments. He said the same procedure should be followed in the present situation. The motion on the floor did not receive the support of Council and it was defeated with Ald. Greenough and Backewich voting in favour.

Ald. Hart and Williams then moved that the complaint against 7 Clearview Crescent be declared a nuisance under By-law C-211 and that the skateboarding operation at that address cease immediately. The motion carried with Ald. Ibsen, Backewich, and Greenough voting against.

Proposed By-law C-393, which sets out a new rate structure for taxicab fares, as requested by the Dartmouth Cab Assn., was before Council for consideration.

It was moved by Ald. Backewich and Fredericks and carried that leave be given to introduce the said By-law C-393 and that it now be read a first time.

It was moved by Ald. Backewich and Greenough that By-law C-393 be read a second time.

Section 1. (j), with respect to special rates for senior citizens, received particular attention during second reading, and Ald. Ibsen suggested that the Association should be asked to give this section further consideration, to see if a uniform rate could be determined among the various cab companies, possibly with some type of subsidization to permit a reduced rate.

Ald. Brennan later gave a notice of motion along these lines.

During second reading, Council heard Mr. Cyril Adams on behalf of the taxicab operators and Mr. Earl Cooke, who spoke on the subject of fares for senior citizens. The motion for second reading carried.

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

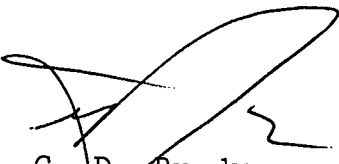
It was moved by Ald. Greenough and Crawford and carried that By-law C-393 be read a third time and that the Mayor and the City Clerk be authorized to sign and seal the said by-law on behalf of the City.

NOTICE OF MOTION:
ALD. BRENNAN

Ald. Brennan gave notice of motion for the next regular Council meeting:

That Council instruct staff to meet with the taxicab drivers Association to examine current cab fares and determine if some increase in the general fare could be implemented to offset a reasonable subsidy to the senior citizens of Dartmouth through amendments to By-law C-393.

On motion of Ald. Greenough and Thompson, Council adjourned to meet in Committee to deal with the regular agenda for this date.



G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

October 22/79-.

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

Present - Mayor Brownlow

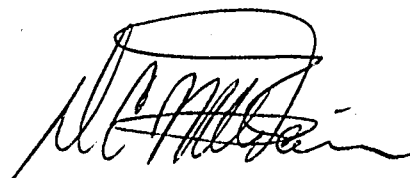
Ald. Ibsen	Cunningham
Thompson	Williams
Ritchie	Brennan
Hart	Crawford
Irvine	
City Comptroller, D. McBain	
City Administrator, C. A. Moir	

WOOD GUNDY LTD.
PRESENTATION

Council met to hear a presentation given by Ms. Jocelyn Dionne for Wood Gundy Ltd., giving a comparative analysis of the investment portfolio administered by Royal Trust for the City Pension Plan. She indicated the average position in which the City's fund has been situated over the last four-year period, and advised that in the last twelve-month period, that position has been slightly below the median performance level. This means that the fund has not done poorly, but it has not made any outstanding progress either. She commented on the selection of components by the fund manager and showed how these investment decisions are reflected in the median position of the fund in recent months. She responded to questions from the members and illustrated her answers with the use of graphs from her presentation.

Mr. Moir suggested that Royal Trust should be contacted to see why their representatives were not present for the meeting, and that they should be informed on the details of the fund's performance as it has been reviewed at this time.

No official action was required on the part of Council and at the conclusion of the information session, the meeting adjourned.



D. McBain,
City Comptroller.

Dartmouth, N. S.

October 23/79.

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

Present - Mayor Brownlow

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

LAW C-392:
ZONING DOWNTOWN

This meeting of Council constituted a public hearing in connection with the re-advertisement of By-law C-392, approved previously by Council in May and June. Because of a deficiency in the original advertising of the by-law in May, it was necessary to go through the process again and to hold another public hearing as required. The by-law presented for Council's consideration at this time was unchanged from the original one approved.

It was moved by Ald. Crawford and Williams 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 Ald. Backewich and Greenough that By-law C-392 be read a second time.

Mr. Zwicker explained why it was necessary to re-advertise the by-law and go through the public hearing process again. He also noted that when the by-law is forwarded to the Municipal Affairs Department, all of the briefs originally presented and considered at the former public hearing will become part of the submission and have not been forgotten.

The members of Council were provided with copies of a letter from the President of a firm known as Service-Master Contract Services, located at 91 to 93 Ochterloney Street, objecting to the zoning change proposed for his property, from SC and MF-3 to R-2 and TH zones. Mr. Zwicker commented on the request from the company that they be permitted to remain in a commercial zone, and

indicated to Council that the Planning Dept. would not be opposed to a zoning change to C-1, R-3 for the property in question. He pointed out, however, that a degree of control over the property would be lost with the C-1, R-3 zoning, but with a contract zoning agreement, control could be maintained and at the same time, the property owner would have the opportunity to reinstate his structure in the same form and for the same purpose it is presently serving, if the existing building were to be destroyed by fire. He said these are the two options open to Council, depending on the measure of control that is considered to be desirable for the property, located as it is in a close proximity to the Christ Church area and the residential neighborhood behind the church.

Mr. Bert Wood, the President of Service Master, presented the position of his company and said he felt it is unfair to change the zoning after the property was purchased on the understanding that it was zoned for commercial purposes. He pointed out that every effort has been made to retain the original character of the building and make it as attractive as possible in its location, without any large signs for advertising, etc.

Council's general attitude was sympathetic toward Mr. Wood's position and the members did not wish to see him relocate or have his business disrupted by a zoning change. The main concern, however, was with future uses the property could be put to if it changes hands and is subject to development for the type of commercial purposes permitted under C-1 zoning. It was felt that contract zoning would give Mr. Wood the protection he is seeking for his property and his business, while insuring that the property remains in keeping with the aims of the Downtown Plan for the Christ Church area of the City. It was indicated that if Mr. Wood were to make immediate application for a contract zoning agreement, Council would look favourably on

it if the present type of structure and use were adhered to by the owner.

Mr. Wood again stated his opposition to the rezoning and to the contract zoning suggested. He said he did not feel he should be subjected to this kind of harassment and would go away from the meeting feeling that he has been treated unjustly. He noted that C-2 zoning has been extended to include the Ferguson property in the same block as Service Master, and questioned why it could not have taken in the whole block down to the end of his property.

After Mr. Wood had been heard and there was further debate, Ald. Hart moved in amendment that the properties with frontage on Ochterloney St., in the remaining portion of the block to the corner of Dundas St., be zoned C-1,R-3 from the proposed C-2 zoning at the corner of Victoria Road; Ald. Valardo seconded the amendment. The Mayor noted that the affect of the amendment would be to change the proposed zoning under By-law C-392, and he asked if anyone in the Chamber wished to speak on the amendment. There was no one wishing to be heard.

Ald. Brennan, Cunningham and Fredericks were against the amendment; Ald. Brennan said the preservation of the Christ Church block as an historical zone would be jeopardized if the amendment were to be adopted. When the vote was taken, the amendment was defeated with Ald. Ibsen, Hart, Greenough and Valardo voting in favour. The Mayor asked if any members of the public would like to be heard either for or against any other aspect of the zoning proposed under the by-law. There was no one wishing to be heard at this time. He then took the vote on second reading and it carried with Ald. Greenough, Hart and Valardo voting against.

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

The Mayor pointed out that only those members of

Council present for this meeting will be able to vote on third reading.

Members of Council received, just prior to the public hearing, copies of a letter from Dr. R. A. Rosere, stating his objection to some of the rezoning proposed under By-law C-392. He felt there should be further study with input from developers and landowners in the downtown area.

MEMBERSHIP:
TRANSIT ADVISORY
BOARD

On motion of Ald. Backewich and Crawford, Council adopted a report from the Transit Advisory Board, recommending the addition to the Board of a representative from the Metropolitan Transit Commission (Ald. Hart), and also, that the City Administrator be a voting member of the Board until the appointment of a permanent replacement for the City Clerk-Treasurer.

SCHOOL ENTRANCE
AGE

As requested, the School Board has provided reports on the subject of school entrance age, in response to a motion introduced some time ago by Ald. Greenough. Ald. Backewich and Brennan moved that the reports be received and filed, but Ald. Greenough requested that his motion be placed on the Continuing Agenda until such time as the Primary Review study being carried out by the Dept. of Education has been completed and released. The motion to receive and file was defeated, after which Ald. Greenough and Valardo moved that the item be placed on the Continuing Agenda as requested. This motion carried, with Ald. Crawford and Thompson voting against.

PUBLIC MEETING:
LITTLE ALBRO LAKE

On motion of Ald. Greenough and Ibsen, Council received and filed a report from the Chairman of the Lakes Advisory Board on the public meeting held with residents living in the area around Little Albro Lake, and follow-up action to be taken from discussion at the meeting.

INQUIRIES:

ALD. RITCHIE

Ald. Ritchie made the following inquiries:

- a) what is the status of the traffic lights for the Gaston Road/Portland St. intersection? Mr. Moir and Mr. Bayer advised that they will be installed as soon as all the equipment for them arrives.
- b) what is the status of lighting for the ball-fields; Mr. Moir said there will be a report for Council at budget time.
- c) concerning a bus service for Gaston Road; notice of motion was later given on this subject.
- d) what is being done about the dumping of garbage in the Eisener Drive area; Mr. Moir advised that notice has been served and legal action is pending.

ALD. VALARDO

Ald. Valardo made the following inquiries:

- a) asked if the Mayor has received a letter with regard to the increasing use of drugs and the selling of drugs in Dartmouth; the Mayor said he was not aware of such a letter having been received.
- b) Ald. Valardo went on to comment on the situation developing in the City re the drug problem, and asked if the Halifax Police Dept. could be asked for some assistance in coping with the problem, in view of our manpower shortage in this area.
- c) asked for a report from the Police Dept. on the use of 'magic mushrooms' which produce an hallucinogenic drug being used.
- d) asked for a staff report on: the standards for cars used in the Fire Dept. (from the Chief down); the Police Dept. (from the Chief down); and in the Works Dept., etc. He suggested that some of these vehicles exceed the requirements of the department.
- e) commented on the need to reinstate the street sign program and referred to areas of the City where signs are still required.
- f) asked that the plug-in facilities in the press section of the Council Chamber be activated for their use.

ALD. BRENNAN

Ald. Brennan made the following inquiries:

- a) asked that the T.M.G. look at three traffic safety hazards:
 - (1) obstruction of the view at the intersection of Ochterloney St. and Pine St., and to rank this intersection in terms of priority for lights.
 - (2) the dangerous situation created by relocating the Pleasant St. bus stop up near the Newcastle St. intersection.
 - (3) laning lines that need to be painted on Wyse Road between Nantucket and Boland Road.

- b) are residents of the St. Peter's complex eligible to vote in the civic election and where; Mr. Brady advised that they can either vote in the ward where they are living or go back to vote in their own ward.
- c) asked if polls could be set up in the complex and also in Alderney Manor so that the residents do not have to go outside the buildings to vote; Mr. Brady said it is not possible to do this under the present Election Act, but a series of recommendations such as this will be made following the election so that amendments to the Act can be considered.

Ald. CUNNINGHAM

Ald. Cunningham asked to have garbage picked up that has been left in front of the house at 28 Tremont Street; Mr. Moir noted his request.

Ald. IBSEN

Ald. Ibsen asked what is being done to insure there is no damage caused by vandals to 'Evergreen' house and the contents of the building. Mr. Moir said he is discussing this matter with Mr. Gosley to see what can be done to secure the house and give it some protection.

Ald. Ibsen made reference to a newspaper article indicating the extension of the W.D.C. boundaries in downtown Dartmouth, and expressed concern that there was no mention in the article of the City's involvement. He discussed the inquiry further with the Mayor.

Ald. Ibsen's third inquiry concerned signs erected on light poles by siding companies working on homes in residential areas of the City. He asked if there is a by-law that would prohibit this practice.

Ald. FREDERICKS

Ald. Fredericks asked to have the Police Dept. and the T.M.G. look at the crosswalk located on Pleasant Street at Mayfield; he suggested that the location is dangerous for people crossing at this point.

He inquired about plans for the upgrading of Pleasant St. from the Circumferential Highway to the City limits. The Mayor and Mr. Moir reported on the plans indicated by the Dept. of Highways for the section beyond the City limits.

D. BACKEWICH

Ald. Backewich asked for information on the status of the report he requested on streets that are not of an acceptable width to be taken over by the City. He expressed concern that at present, people with properties on such streets are paying taxes on land where they are not able to build (ie. because of not fronting on a City street). The Mayor said that the inquiry made by Ald. Backewich will be passed to staff for an update.

D. CRAWFORD

Ald. Crawford's inquiries were as follows:

- a) what is the status of the rooming house legislation? Mr. Moir advised that it will go to the next sitting of the House with our Bill, which was not dealt with at the last session.
- b) residents of the St. Peter's complex are requesting some type of bus shelter in the Sullivan's Pond area to give them some protection from the weather; Mr. Moir said he would look at the request.
- c) asked for more frequent Police patrols, including weekends, on Rose Street, down to the cul-de-sac, where residents are being frightened and harassed.
- d) asked the T.M.G. to look at the need for a crosswalk on Victoria Road at Nantucket.
- e) asked Mr. Bayer to bring before the T.M.G. the dangerous corner at Old Ferry Road and Pleasant Street, to see if anything can be done to improve the situation there; he suggested that the flashing light is not adequate protection at present.
- f) also asked Mr. Bayer to have the T.M.G. look at the triangular traffic flow in the Esdaile/Newcastle Street section; Mr. Bayer advised that a report on this matter will be placed on the next Committee agenda for consideration.
- g) discussed with Mr. Purdy the soil erosion problem coming down Maitland Street into Newcastle St.; Mr. Purdy advised that fill is required there to re-direct the water flow so that erosion does not continue. The Mayor asked for a further report on this.
- h) Another inquiry involving the Maitland Street area had to do with the odour from the main sewer outfall and what can be done about the problem; discussed with Mr. Purdy.
- i) commended the Works Dept. for the paving completed in front of a home on Pleasant Street where it was requested.

ALD. THOMPSON

Ald. Thompson asked about the status of the traffic boulevard required at Collins Grove and Spring Ave.; Mr. Moir noted that Council has authorized this project to be done and it will be started as soon as possible.

Ald. Thompson said he is receiving complaints about noise in the Mount Edward Road area, from work going on at night at the reservoir. Mr. Moir and Mr. Purdy explained that concrete is being poured at present and this phase of the project will soon be completed.

Ald. Thompson asked the T.M.G. to look at the need for a crosswalk at Settle and Portland Street.

NOTICES OF MOTION:

ALD. IBSEN

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

- 1) Ald. Ibsen: (a) that a suitable marker be placed on the shore of Oathill Lake, to commemorate the first game of hockey played in Canada at that site.
- (b) Since both the Library and Museum are vital segments of our City, and since both are operating in cramped, inadequate quarters, I will move that City Council direct our staff to do a study as to the impact a new Library would have on the core area of the City, if one were to be established in the downtown area; the study to be returned to Council within a three-month period.
- 2) Ald. Ritchie: that Council give permission for the Transit Operations Manager, Mr. Russell, to operate a bus service on Gaston Road.

ALD. RITCHIE

PASS BILLS

Council adopted a motion to pass bills, as moved by Ald. Crawford, seconded by Ald. Backewich.

RENEWAL OF
BORROWING
RESOLUTIONS

On motion of Ald. Williams and Greenough, Council approved the following Renewal of Borrowing Resolutions, copies of which are attached:

\$1,100,000.	- Transit
112,000.	- Streets
42,000.	- Streets
500,000.	- Street paving
2,076,000.	- Sewers
1,400,000.	- School

REPORTS

Reports recommended from Committee were adopted as follows:

- (1) Building Inspector (September) approved on motion of Ald. Williams and Greenough.

- (2) Minimum Standards (Sept.) (revised): approved on motion of Ald. Hart and Cunningham. Ald. Crawford made inquiries concerning:
20 Fairbanks St.
81-83 Rose St.
27 Prince Albert Rd.
90 Windmill Rd.
13 Green St.

These were discussed with Mr. Bayer.

- (3) Fire Chief (Sept-): approved on motion of Ald. Hart and Williams.
- (4) V.O.N. (July & August): approved on motion of Ald. Ritchie and Backewich.
- (5) Social Services (August): approved on motion of Ald. Thompson and Brennan.
- (6) Transit (August): approved on motion of Ald. Williams and Thompson.
- (7) Development Officer (Sept.): approved on motion of Ald. Williams and Hart.

PERMIT TO BUILD:
LOT 13A FIELDING AVE.

On motion of Ald. Thompson and Greenough,

Council approved an application for permit to build an office-warehouse, multi-tenant building on Lot 13A, Fielding Ave., as recommended from Committee. Approval is conditional on the requirements contained in the staff report from the Planning Dept.

IMPROVEMENTS:
PARKSTONE RD.
WINDMILL RD.

On motion of Ald. Backewich and Hart, Council authorized the calling of tenders for demolition of the house on the property at 350 Windmill Road, as required to proceed with the improvements to the Parkstone/Windmill Road intersection. The report from Mr. Purdy in this connection was recommended from Committee.

CONTRACT ZONING:
DOROTHEA DRIVE

On motion of Ald. Hart and Valardo, Council adopted a recommendation from Committee, setting November 27th as the date for public hearing of a contract zoning request from Maritime Tel & Tel, that would permit a portion of the Iona Church property on Dorothea Drive to be used as a site for a mobile-radio building & antenna for special services.

REPORT ON RESCUE:
MILLAR'S MOUNTAIN

On motion of Ald. Williams and Hart, Council received and filed a report from the Fire Dept. on a rescue operation carried out at Millar's Mountain on Sept., 26/79, this information having been requested by Ald. Brennan at Committee. Ald. Brennan said he

would like to have seen some recommendations for the prevention of similar situations in the future. He discussed this point with the Fire Chief.

BY-LAW C-394:
PRICING POLICY

Proposed By-law C-394, which would change the pricing policy for land in the Burnside Industrial Park, was before Council, the pricing changes having been recommended by the Industrial Commission, as detailed in Mr. Rath's report accompanying the by-law. Mr. Moir has recommended the adoption of By-law C-394, bringing the new price changes into effect as of December 1/79.

It was moved by Ald. Brennan and Greenough and carried that leave be given to introduce the said By-law C-394 and that it now be read a first time.

It was moved by Ald. Thompson and Ritchie that By-law C-394 be read a second time.

Ald. Fredericks said he hoped that a price increase at this time would not have any detrimental affect on the sale of land in our industrial park, and if this were to occur, it should be brought to Council's attention so that changes could be made accordingly. Mr. Moir and the Mayor explained why the changes in the price structure are considered to be necessary, and that it is not felt by the Industrial Commission that they will adversely affect land sales. Ald. Crawford raised a number of questions having to do with the purchase of the Commodore lands and the relationship between the cost involved for that purchase and the proposed increase in the price for industrial sites. Mr. Moir indicated that there is no basis for the increase in relation to the land purchased from Commodore; the pricing changes reflect increasing development costs for the industrial land in the existing Park and in the Lynch Estate lands, and are in keeping with the study required under the terms of the last DREE agreement. The agreement specified that an economic study was to be carried out to determine whether the price being charged for land should be increased in

line with expenditures to insure that development of the Park remains viable.

Ald. Valardo spoke in support of the recommended price increases and the work being done by the Commission to promote the Park. When the vote was taken on second reading, the motion carried with Ald. Crawford voting against.

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

ARCHITECT:
NOTTING PARK
ADDITION

On motion of Ald. Fredericks and Greenough, Council approved a recommendation from the School Board that the architectural firm of Ledaire, Morris & Associates be appointed as the architects for renovations and an addition to the Notting Park School. This capital expenditure has been referred to the 1979/80 budget.

WARD TENDER:
AKERLEY BLVD. EXT.

Tenders have been received as follows for the extension of Akerley Blvd., as authorized by Council in September:

Carl B. Potter Ltd.	\$615,800.
BOT Construction (Canada) Ltd.	680,177.
HARBOUR CONSTRUCTION Co. Ltd.	680,800.
L.J. Casavechia Contracting Ltd.	684,590.
W. Eric Whebby Ltd.	738,013.
Woodlawn Construction Ltd.	785,551.
Seaport Contractors Ltd.	818,500.

CAF

Mr. Moir recommends acceptance of the tender submitted by Carl B. Potter Ltd. in the amount of \$615,800., the project to be financed - \$400,000. from the sale of 64 acres of land required for right-of-way and \$215,800. to be provided from Industrial Park surplus from sale of land account. The tender was awarded as recommended, on motion of Ald. Greenough and Ibsen.

WARD TENDER:
CONTRACT #7912

Tenders were received as follows for Contract #7912, St. Peter's Park (labour, plant materials & equipment required for completion of a multi-use athletic court, playground equipment & landscaping):

H.S. Walker Construction Ltd.	\$31,180.
BIC Enterprises Ltd.	37,900.
W. Eric Whebby Ltd.	38,270.
Terra Nova Landscaping Ltd.	47,900.

Acceptance of the low tender, submitted by H. S. Walker Construction Ltd., is recommended and the tender was awarded on motion of Ald. Crawford and Valardo. (Ald. Williams voting against.)

ARD TENDER:
NTRACT #7193

Tenders were received as follows for Contract #7193, Pine Street Park (labour, plant materials and equipment required for the completion of a tennis court, playground equipment and landscaping):

H. S. Walker Construction Ltd.	\$72,300.00
W. Eric Wheby Ltd.	85,965.00
BIC Enterprises Ltd.	93,900.00


Acceptance of the low tender, submitted by H. S. Walker Construction Ltd., is recommended and the tender was awarded on motion of Ald. Crawford and Valardo. (Ald. Williams voting against.)

SOLUTION #79-51

On motion of Ald. Hart and Valardo, Council approved the attached Resolution #79-51, authorizing the signing of a zoning contract for the Halifax Ferry Terminal building to accommodate the extra height of this building, which exceeds the limit permitted under the zoning by-law in the City of Halifax.

Council went in camera to deal with two additional items of business, on motion of Ald. Greenough and Valardo. Having reconvened in open meeting, the action taken in camera was ratified, on motion of Ald. Crawford and Valardo. One of the items dealt with land acquisition and the second, with the appointment of Mr. Bruce Smith as the new City Clerk-Treasurer, filling the vacancy that has existed since Mr. Neil Cohoon's resignation.

The meeting then adjourned.


G. D. Brady,
Deputy City Clerk.

CITY OF DARTMOUTH
Renewal of Borrowing Resolution

\$1,400,000

School

78-8

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 One Million Four Hundred Thousand Dollars (\$1,400,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools;

AND WHEREAS pursuant to a resolution passed by the City Council on the 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding One Million Four Hundred Thousand Dollars (\$1,400,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of One Million Four Hundred Thousand Dollars (\$1,400,000) 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.

AS TO FORM

[Signature]
SOLICITOR

APPROVED
AS TO AMOUNT

[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

[Signature]

MAYOR

[Signature]

Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 9th day of November 1979
<i>[Signature]</i> Minister of Municipal Affairs

City of Dartmouth
Renewal of Borrowing Resolution

\$1,100,000

Transit

78-1

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 One Million One Hundred Thousand Dollars (\$1,100,000) for generally any City purpose;

AND WHEREAS it is provided by Section 164 of the Dartmouth City Charter that subject to the provisions of the Public Utilities Act, the City may undertake to provide within and outside the City, transportation and may purchase, operate and conduct any public utilities and all buildings, materials, machinery, plant, equipment and appurtenances necessary in connection therewith;

AND WHEREAS pursuant to a resolution passed by the City Council on the 8th day of February, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 15th day of June, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding One Million One Hundred Thousand Dollars (\$1,100,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of One Million One Hundred Thousand Dollars (\$1,100,000) 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 AS TO AMOUNT

[Signature]
SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

[Signature]
MAYOR

[Signature]
Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 9th day of Nov. 1979
<i>[Signature]</i> Minister of Municipal Affairs

CITY OF DARTMOUTH
Renewal of Borrowing Resolution

\$112,000

Streets - Additional

78-3

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 One Hundred Twelve Thousand Dollars (\$112,000) for the purpose of laying out, opening, 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 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding One Hundred Twelve Thousand Dollars (\$112,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of One Hundred Twelve Thousand Dollars (\$112,000) 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
AS TO FORM
[Signature]
SOLICITOR

APPROVED
AS TO AMOUNT
[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

[Signature]
MAYOR

[Signature]
Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 9th day of Nov 1979
<i>[Signature]</i> Minister of Municipal Affairs

City of Dartmouth
Renewal of Borrowing Resolution

\$42,000

Street Equipment

78-3

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 Forty-two Thousand Dollars (\$42,000) for the purpose of laying out, opening, 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 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Forty-two Thousand Dollars (\$42,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Forty-two Thousand Dollars (\$42,000) 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.

AS TO AMOUNT
[Signature]
APPROVED
AS TO AMOUNT
[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
[Signature]
Deputy Minister
APPROVED this 9th day of Nov. 1979
[Signature]
Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
Acting City CLERK

City of Dartmouth
Renewal of Borrowing Resolution

\$500,000

Street Paving

78-5

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 Five Hundred Thousand Dollars (\$500,000) 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 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Five Hundred Thousand Dollars (\$500,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Five Hundred Thousand Dollars (\$500,000) 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 AS TO AMOUNT
[Signature]
.....*[Signature]*

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

[Signature]

MAYOR

[Signature]

Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Deputy Minister	
APPROVED this	9 th day
of	Nov. 1979
<i>[Signature]</i> Minister of Municipal Affairs	

City of Dartmouth
Renewal of Borrowing Resolution

\$2,076,000

Sewers

78-6

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 Two Million Seventy-six Thousand Dollars (\$2,076,000) for the purpose of constructing, acquiring, altering, extending and improving public sewers or drains for the City, and acquiring or purchasing materials, machinery, implements or plant deemed requisite or advisable therefor or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the City Council on the 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Two Million Seventy-six Thousand Dollars (\$2,076,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Two Million Seventy-six Thousand Dollars (\$2,076,000) 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
AS TO FORM

[Signature]
COUNCIL CLERK

APPROVED
AS TO AMOUNT

[Signature]
COUNCIL CLERK

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 23rd day of October, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 1st day of November, 1979.

[Signature]

MAYOR

[Signature]
Acting City CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 9th day of Nov. 1979
<i>[Signature]</i> Minister of Municipal Affairs

Dartmouth, N. S.

October 30/79.

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

Present - Mayor Brownlow

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

Council met to give third reading to the two
by-laws dealt with at the October 23rd meeting and
to deal with several other items.

LAW C-392:
THIRD READING

The first by-law presented for third reading
was C-392 (Downtown Zoning), given first and second
reading on Oct. 23rd.

It was moved by Ald. Fredericks and Thompson
and carried that By-law C-392 be read a third time
and that the Mayor and the Deputy City Clerk be
authorized to sign and seal the said by-law on behalf
of the City.

LAW C-394:
THIRD READING

By-law C-394 (pricing policy, Ind. Park) was
presented next for third reading. It was moved by
Ald. Greenough and Ibsen that the said By-law C-394
be read a third time and that the Mayor and the Deputy
City Clerk be authorized to sign and seal the said
by-law on behalf of the City.

Ald. Crawford felt that representatives from
the Industrial Park Committee and the Industrial
Committee of the Chamber of Commerce should have
an opportunity to express their opinions on the
changes in pricing policy for lands in the Burnside
Park, and he moved deferral for two weeks to permit
further hearing from these representatives before
third reading is completed; the motion to defer was
not seconded. It was noted by Ald. Backewich and
Valardo that Mr. Charlie Douglas, a member of the
Industrial Commission, is able to express the views

of tenants in the Park and has represented the Chamber of Commerce in his capacity as a Commissioner. They supported third reading at this time, along with Ald. Fredericks and Thompson.

The motion for third reading carried with Ald. Crawford voting against. Ald. Crawford gave notice of reconsideration, but it did not receive a seconder as required.

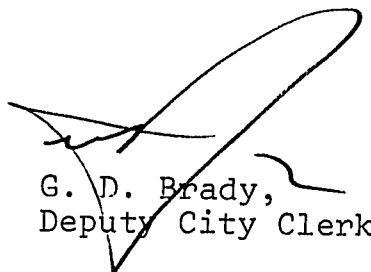
BUILDING PERMIT:
CAMBRIDGE ENTERPRISES

On motion of Ald. Thompson and Valardo, Council approved an application for permit to build an addition to the existing Avco Building at 165-169 Main Street, subject to compliance with the staff requirements set out in the report from the Planning Dept.

BUILDING PERMIT:
SIMPSONS LTD.

On motion of Ald. Backewich and Ibsen, Council approved an application for permit to build an office and warehouse, submitted by Simpsons Ltd, for Lot 41 Toppie Drive, subject to compliance with the staff requirements contained in the Planning Dept. report.

Meeting adjourned.



G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

November 13/79.

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

Present - Mayor Brownlow

Ald. Ibsen	Sarto
Williams	Cunningham
Crawford	Brennan
Valardo	Withers
Hawley	Greenwood
Fredericks	Greenough
City Solicitors,	S. Hood
	M. Moreash
City Administrator,	C. A. Moir
City Clerk-Treasurer,	B. Smith

SWEARING IN
CEREMONIES

This meeting of Council constituted the swearing
in ceremonies for Mayor-Elect Brownlow and seven
Aldermen-Elect, namely:

Condo J. Sarto, representing Ward 1
Guy Williams, representing Ward 2
Norman Crawford, representing Ward 3
Wm. T. Withers, representing Ward 4
Leo Greenwood, representing Ward 5
Ralph Hawley, representing Ward 6
L. M. Fredericks, representing Ward 7

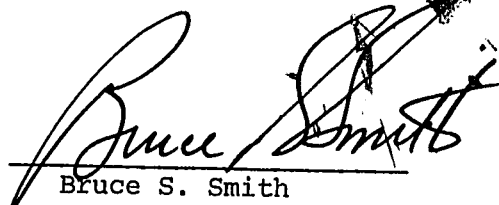
Mr. Justice Gordon L. S. Hart was present to
perform the swearing in of the Mayor and Aldermen.
Following the ceremony, he congratulated the newly-
elected Council members and addressed Council. Mayor
Brownlow extended a welcome to Justice Hart on behalf
of Council and also extended his congratulations to
the new Aldermen. A presentation was made to Justice
Hart by the Mayor, after which the meeting adjourned
and a reception followed.

Attached is the resolution signed by the City
Clerk-Treasurer, in compliance with requirements of
the Municipal Elections Act.

Bruce Smith,
City Clerk-Treasurer.

I, Bruce S. Smith, City Clerk-Treasurer of the City of Dartmouth do hereby certify that on this day the following Aldermen-Elect and Mayor-Elect to the Oath of Allegiance and of Office in Form 32 of the Municipal Elections Act as required by Section 134 of the Act.

Mayor-Elect Daniel P. Brownlow
Aldermen Elect Condo J. Sarto
Guy Williams
Norman Crawford
William T. Withers
Leo Greenwood
Ralph Hawley
L. M. Fredericks


Bruce S. Smith
City Clerk-Treasurer

OATH OF ALLEGIANCE AND OF OFFICE

I, Daniel P. Brownlow, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and successors according to law, So help me God.

And that I am duly qualified as required by law for the office of MAYOR of the City of Dartmouth.

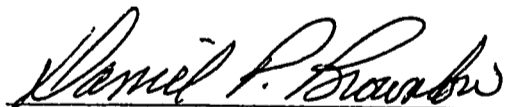
And that I will truly, faithfully and impartially execute the duties of the office to which I have been elected to the best of my knowledge and ability.

And that I have not received and will not receive any payment or reward or promise thereof for the exercise of any partiality or other undue execution of the duties of my office, So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Judge of the Supreme Court of
Nova Scotia



Daniel P. Brownlow

OATH OF ALLEGIANCE AND OF OFFICE

I, Condo J. Sarto, do swear that
I will be faithful and bear true allegiance to Her
Majesty Queen Elizabeth the Second, Her Heirs and
successors according to law, So help me God.

And that I am duly qualified as required by law for the
office of ALDERMAN of the City of Dartmouth.

And that I will truly, faithfully and impartially execute
the duties of the office to which I have been elected to
the best of my knowledge and ability.

And that I have not received and will not receive any
payment or reward or promise thereof for the exercise of
any partiality or other undue execution of the duties of
my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,

Gordon L. S. Hart

Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia

Condo J. Sarto

Condo J. Sarto

OATH OF ALLEGIANCE AND OF OFFICE .

I, Guy Williams, do swear that
I will be faithful and bear true allegiance to Her
Majesty Queen Elizabeth the Second, Her Heirs and
successors according to law, So help me God.

And that I am duly qualified as required by law for the
office of ALDERMAN of the City of Dartmouth.

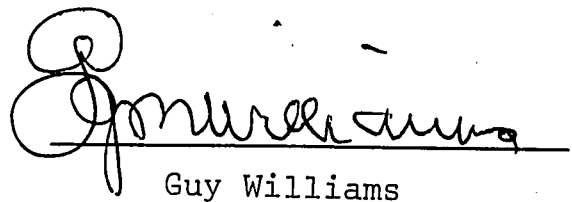
And that I will truly, faithfully and impartially execute
the duties of the office to which I have been elected to
the best of my knowledge and ability.

And that I have not received and will not receive any
payment or reward or promise thereof for the exercise of
any partiality or other undue execution of the duties of
my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia


Guy Williams

OATH OF ALLEGIANCE AND OF OFFICE .

I, Norman Crawford, do swear that
I will be faithful and bear true allegiance to Her
Majesty Queen Elizabeth the Second, Her Heirs and
successors according to law, So help me God.

And that I am duly qualified as required by law for the
office of ALDERMAN of the City of Dartmouth.

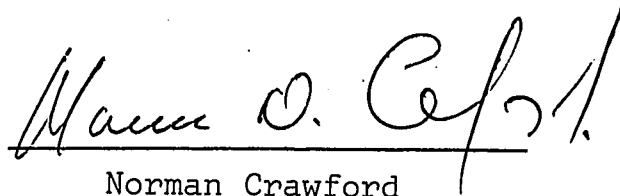
And that I will truly, faithfully and impartially execute
the duties of the office to which I have been elected to
the best of my knowledge and ability.

And that I have not received and will not receive any
payment or reward or promise thereof for the exercise of
any partiality or other undue execution of the duties of
my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia



Norman Crawford

OATH OF ALLEGIANCE AND OF OFFICE


I, William T. Withers, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and successors according to law, So help me God.

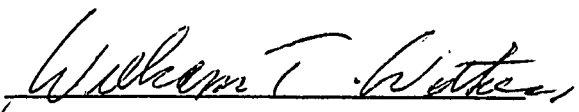
And that I am duly qualified as required by law for the office of ALDERMAN of the City of Dartmouth.

And that I will truly, faithfully and impartially execute the duties of the office to which I have been elected to the best of my knowledge and ability.

And that I have not received and will not receive any payment or reward or promise thereof for the exercise of any partiality or other undue execution of the duties of my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,


Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia


William T. Withers

OATH OF ALLEGIANCE AND OF OFFICE .

I, Leo Greenwood , do swear that
I will be faithful and bear true allegiance to Her
Majesty Queen Elizabeth the Second, Her Heirs and
successors according to law, So help me God.

And that I am duly qualified as required by law for the
office of ALDERMAN of the City of Dartmouth.

And that I will truly, faithfully and impartially execute
the duties of the office to which I have been elected to
the best of my knowledge and ability.

And that I have not received and will not receive any
payment or reward or promise thereof for the exercise of
any partiality or other undue execution of the duties of
my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia



Leo Greenwood

OATH OF ALLEGIANCE AND OF OFFICE

I, Ralph Hawley, do swear that I will be faithful and bear true allegiance to Her Majesty Queen Elizabeth the Second, Her Heirs and successors according to law, So help me God.

And that I am duly qualified as required by law for the office of ALDERMAN of the City of Dartmouth.

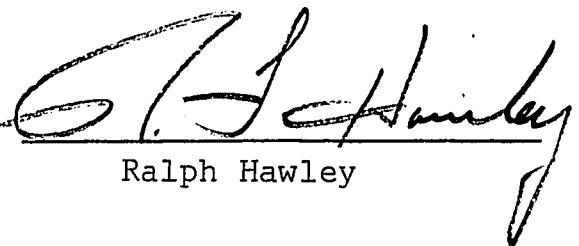
And that I will truly, faithfully and impartially execute the duties of the office to which I have been elected to the best of my knowledge and ability.

And that I have not received and will not receive any payment or reward or promise thereof for the exercise of any partiality or other undue execution of the duties of my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia



Ralph Hawley

OATH OF ALLEGIANCE AND OF OFFICE .

I, L. M. Fredericks , do swear that
I will be faithful and bear true allegiance to Her
Majesty Queen Elizabeth the Second, Her Heirs and
successors according to law, So help me God.

And that I am duly qualified as required by law for the
office of ALDERMAN of the City of Dartmouth.

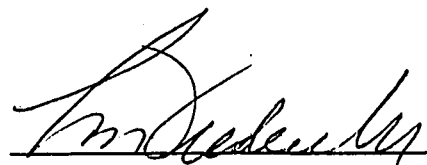
And that I will truly, faithfully and impartially execute
the duties of the office to which I have been elected to
the best of my knowledge and ability.

And that I have not received and will not receive any
payment or reward or promise thereof for the exercise of
any partiality or other undue execution of the duties of
my office. So help me God.

Sworn to at DARTMOUTH
in the County of HALIFAX
this 13th day of November,
1979, before me,



Mr. Justice Gordon L. S. Hart
Supreme Court of Nova Scotia



L. M. Fredericks

Dartmouth, N. S.

November 15/79.

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

Present - Mayor Brownlow

Ald. Sarto	Ibsen
Williams	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks
City Solicitor, M. Moreash	
City Administrator, C. A. Moir	
City Clerk-Treasurer, B. Smith	
Deputy City Clerk, G. Brady	

APPOINT DEPUTY
MAYOR

The first item on this agenda was the appointment of a Deputy Mayor and the names of Ald. Ibsen and Crawford were put forward in nomination by Ald. Ritchie (seconded by Ald. Brennan) and Ald. Valardo (seconded by Ald. Greenwood) respectively. Following a vote by secret ballot, Ald. Ibsen was declared to be appointed Deputy Mayor for the coming year.

A motion to destroy the ballots was adopted, moved by Ald. Williams, seconded by Ald. Greenough.

APPOINTMENTS TO
SCHOOL BOARD

The Solicitor was asked by the Mayor to explain the legalities involved in making appointments from Council to serve on the School Board (ie. with respect to Aldermen employed in the Dartmouth school system). Mr. Moreash quoted from the relevant section of the School Boards Membership Act and gave the legal opinion that any Alderman who is employed as a teacher, principal or vice-principal in the Dartmouth system, is not eligible to sit on the School Board. It was noted by the Mayor that Ald. Greenough would be exempt from this regulation because of the fact that he is employed by the Vocational School Board and not by the Dartmouth School Board. Ald. Crawford asked what the legal ruling would be with reference to School Board items that come before Council. Mr. Moreash said it would not be possible to give a blanket ruling for all such items, but the eligibility of the Aldermen to vote on any specific item would have to depend on the nature of the item itself and each situation would have to be decided individually at the time.

Ald. Hawley questioned the opinion given by the Solicitor on the eligibility of Aldermen to serve on the School Board, and suggested that appointments to the Board should be held in abeyance until the eligibility question can be looked at further. Mr. Moreash said there was no question in his mind but that the stipulations of the Membership Act have the effect of disqualifying from the School Board those Aldermen who are teachers or principals within the local school system. Ald. Valardo and Hart expressed the opinion that the law has to be upheld in this instance and cannot be altered in its application.

Nominations were then received by the Mayor for appointment to the School Board, the following names being put forward before nominations ceased:

Ald. Cunningham, Brennan, Fredericks, Greenough
& Hart

Two votes by secret ballot were required to determine the School Board appointments; the names of the members appointed are:

Ald. Brennan	Ald. Greenough
Fredericks	Cunningham

A motion to destroy ballots was adopted, moved by Ald. Valardo, seconded by Ald. Fredericks.

The appointment of the four members listed above was confirmed by Council, on motion of Ald. Hart and Valardo.

LIBRARY BOARD

Members of Council appointed to the Regional Library Board were as follows:

Ald. Withers	Ald. Sarto
Greenough	Fredericks
Hawley	

Council confirmed the reappointment of the two citizens-at-large on the Library Board (Mrs. J. Pelletier and Mrs. C. Gallant), on motion of Ald. Greenough and Williams.

MUSEUM BOARD

Members of Council appointed to the Museum Board were:

Ald. Withers	Ald. Hart
Fredericks	Ritchie

HOSPITAL COMMISSION

The Solicitor was asked by the Mayor to comment on the appointments from Council to the Hospital Commission and the length of the terms permitted under Section 5 of the act which incorporated the Hospital Commission. It was noted that three-year terms are permitted under the act, and considerable discussion followed as to the way in which the terms of appointment have been interpreted by Council since the act came into effect. It was generally agreed that when appointments have been made to the Hospital Commission by Council, they have been made annually for one-year terms; the fact that they were made annually would indicate this.

Nominations were called by the Mayor for the Hospital Commission and the following names were put forward in nomination for a one-year term of appointment:

Ald. Valardo, Hawley, Sarto, Greenwood,
Withers and Ibsen

Two votes by secret ballot followed, at the conclusion of which, the following Aldermen were appointed to serve on the Hospital Commission:

Ald. Valardo	Ald. Hawley
Ibsen	Sarto

A motion to destroy the ballots was adopted, moved by Ald. Sarto, seconded by Ald. Valardo.

On motion of Ald. Hart and Greenough, Council confirmed the appointment of the above-listed members to the Hospital Commission.

INDUSTRIAL COMMISSION

Nominations to the Industrial Commission were as follows:

Ald. Valardo	Ald. Ritchie
Williams	Greenwood
Brennan	Hawley

After two votes by secret ballot, the following Aldermen were duly appointed to serve on the Industrial Commission:

Ald. Valardo	Ald. Brennan
Williams	Greenwood
	Ritchie

The above appointments were confirmed by Council, on motion of Ald. Greenough and Crawford.

A motion to destroy the ballots was adopted, moved by Ald. Hart, seconded by Ald. Valardo.

On motion of Ald. Brennan and Valardo, Council confirmed the appointment of Mrs. Elizabeth Hanson, President of the Dartmouth Chamber of Commerce for the year 1979/80, as a member of the Industrial Commission.

With respect to the upcoming termination of Mr. Roy Steed's term on the Commission, it was felt that any decision should be delayed until the first December Council meeting so that members of Council will have an opportunity to consider any names they may wish to bring forward at that time. A motion to this effect, moved by Ald. Valardo and Crawford, was adopted.

In connection with the appointments to the Metropolitan Transit Commission, the Mayor pointed out that Mr. Moir's term expires on July 25/80, and he recommended that his term be extended to October 1/80, which would be the same as Ald. Hart's term. A motion confirming Mr. Moir's appointment to October 1/80 was adopted, as moved by Ald. Ritchie and seconded by Ald. Valardo.

Nominations were called for appointment to the Dartmouth Transit Advisory Board, and the following names were placed in nomination:

Ald. Crawford, Greenough, Withers, Ritchie
& Hawley

After a vote by secret ballot, those appointed to the Transit Advisory Board were:

Ald. Withers
Hawley
Greenough

The above appointments were confirmed by Council, on motion of Ald. Ibsen and Fredericks,

A motion to destroy the ballots was adopted, moved by Ald. Greenough, seconded by Ald. Hart.

The following appointments were made to the Board of Health:

Ald. Ritchie
Withers

Ald. Hart
Williams
Valardo

METROPOLITAN
TRANSIT COMMISSION

DART. TRANSIT
ADVISORY BOARD

BOARD OF HEALTH

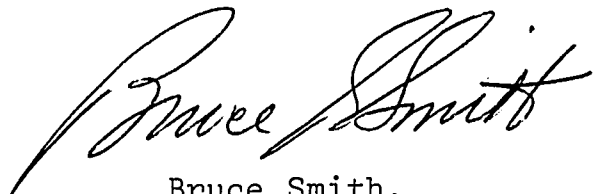
On motion of Ald. Ibsen and Williams, Council confirmed the appointment of Mrs. Maryon Grant for a one-year term as the citizen-at-large appointment to the Board of Health.

ATHLETIC COMMISSION

Appointments to the Athletic Commission were deferred to the December 4th meeting, to give members of Council an opportunity to recommend names for the citizen-at-large members.

Members of Council to serve on the Athletic Commission will be appointed by the Mayor, along with all of the remaining Committees and Boards where appointments from Council are required and-including the Housing Advisory Board, the Grants Committee, the 1980 Committee and the Mainstreet Program Committee. A motion to this effect, moved by Ald. Ibsen and Cunningham, was adopted. The Mayor said he would bring back recommendations for Council's ratification if they are acceptable, and he asked that members indicate any preferences they may have for serving on a particular committee or board. The Mayor also agreed to check on the status of the Stipends Committee and with reference to the Community Services Advisory Board appointment from Council, he advised that Ald. Fredericks was appointed in this capacity until 1980.

Meeting adjourned.



Bruce Smith,
City Clerk-Treasurer.

Dartmouth, N. S.

November 20/79.

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

Present - Mayor Brownlow

Ald. Sarto	Ibsen
Williams	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks
City Solicitor, S. Hood	
City Administrator, C. A. Moir	
City Clerk-Treasurer, B. Smith	
Deputy City Clerk, G. Brady	

The first portion of the meeting was chaired by Deputy Mayor Ibsen, after which Mayor Brownlow took the chair for the remainder of the agenda.

On motion of Ald. Greenough and Cunningham, Council approved the minutes of meetings held on October 2nd, 4th, 9th (two sets), 22nd, 23rd, 30th and November 13th.

Under business arising from the minutes, Ald. Brennan referred to an inquiry made by him with respect to traffic hazards at the intersection of Pine and Ochterloney Streets, and the line painting required on Wyse Road. He said he was not satisfied with the lack of response to these inquiries and asked that the T.M.G. look at the two situations as quickly as possible.

Ald. Sarto's reference was to page 9 of the October 23rd minutes, re the Maritime Tel & Tel application for contract zoning to permit a mobile-radio building and antenna on a portion of the Iona Church property. Mr. Bayer explained that this facility would be used by Maritime Tel & Tel to facilitate their services to private customers, most of whom would be business firms. He went on to outline the process followed when contract zoning takes place and the public hearing procedure followed after the proposed application has been duly advertised as required under the Planning Act. A voluntary public meeting is also held in the area concerned to give residents a chance

to raise their questions and express any concerns prior to the public hearing before Council. Citizens can be heard again during the course of the public hearing. Ald. Sarto was advised by Mr. Bayer of the dates for both the voluntary public meeting and the public hearing before Council, in connection with the Maritime Tel & Tel application.

PRESENTATION ON
INDUSTRIAL COMMISSION

The Mayor has informed Council of the interest expressed by the Burnside Industrial Park Committee in having representation on the City's Industrial Commission, pointing out in his letter to Council that while the matter came before the Commission, no position was established at that time on the request. (Ald. Valardo later pointed out that the matter received only an informal discussion at the Commission level and was not dealt with officially as an item of business.)

Ald. Greenough and Ritchie moved the adoption of the Mayor's report, which they took as an endorsement of the request from the Burnside Park Committee. Ald. Valardo said the item should come before the Industrial Commission for consideration and recommendation, and he moved referral for this purpose, seconded by Ald. Crawford. Ald. Hart asked that the Commission consider replacing a retiring member with a representative from the Park Committee, rather than increasing the size of the Commission further by adding one member. She felt that the majority of Commissioners should continue to be members of Council and therefore, one of the citizen members should be from the Park Committee. The motion to refer received support and it carried.

CTIONS:

MR. GREENOUGH

Notice of motion having been previously given, the following motions were introduced for consideration at this time:

1) Ald. Greenough moved, seconded by Ald. Sarto, that when the City of Dartmouth sells surplus lands in the form of building lots within an existing neighbourhood, that restrictive covenants be placed in the deeds

to ensure that the kind of housing placed on the said lots will be at least of a standard and compatibility of the housing presently existing on the street concerned.

Ald. Greenough explained the intent of his motion in relation to a recent situation in Ward 6 where a house was moved to a lot purchased from the City and the house was not compatible with the surrounding dwellings in the neighbourhood, causing concern among the residents who were in the position of having restrictive covenants in their deeds while the property acquired from the City did not. Ald. Crawford questioned the effectiveness of such covenants before the courts, and said it was his understanding that when a piece of property is sold to an individual, regardless of what the deed may say, it becomes the owner's property in every sense and covenants will not change this ownership priority. He moved referral to the Solicitor for a ruling on his question and to staff for a report, before attempting to come to a decision on Ald. Greenough's motion; the motion to refer was seconded by Ald. Hart. Ald. Fredericks suggested that the permit to move a house could be looked at in relation to the issue, and Ald. Ritchie also wanted to know who would take the legal action and bear responsibility for the cost involved if a covenant were placed on a property and the owner was in violation. The motion to refer was put and carried.

ALD. BRENNAN

2) Ald. Brennan moved, seconded by Ald. Crawford, that Council instruct staff to meet with the taxicab drivers association to examine current cab fares and determine if some increase in the general fare could be implemented to offset a reasonable subsidy to the senior citizens of Dartmouth, through amendments to By-law C-393.

For the benefit of the new members of Council, Ald. Brennan reviewed the background to his motion and made specific reference in his presentation to a report on the needs of senior citizens, which indicates that one of the main problems facing them is with transportation

services and the costs involved. He felt that the Taxi Assn. showed some willingness to discuss a subsidy provision along the lines proposed in his motion, whereby a modest fare increase applicable to all customers would assist by permitting lower fares for senior citizens.

Ald. Valardo wanted to see the motion broadened to take in other aspects of the taxi industry, including such items as the size of the cars being used, the condition of the cabs, the dress of the drivers, a more stringent inspection of cabs, identification of drivers being prominently displayed in their cars, etc. The Deputy Mayor suggested ~~that~~ that the concerns expressed by Ald. Valardo should come in the form of a separate motion because of the scope involved.

Ald. Cunningham's concern was that the terms of reference for a subsidy provision refer only to an overall fare increase, rather than leaving the option open for other forms of subsidization that might be considered. He moved in amendment, seconded by Ald. Greenough, that the motion be changed to have staff examine the problem of offsetting a subsidy for senior citizen fares in general (ie. rather than through a general fare increase as spelled out in the present wording of the motion). Ald. Fredericks said we should be taking a look at all the services we provide for senior citizens, and that it may be possible to find a source of subsidization through funding from the Social Services Dept. Ald. Hart opposed the amendment on the basis that the City already has many areas where additional funding has to be sought for services and to offset major tax increases, without adding a subsidization for taxi fares for senior citizens.

When the vote was taken on the amendment, it carried with Ald. Hart and Withers voting against. The amended motion carried with Ald. Hart voting against.

D IBSEN AND
RITCHIE: DEFERRED

At the request of the Deputy Mayor and on motion of Ald. Fredericks and Greenough, Council agreed to defer Ald. Ibsen's two motions for consideration at the next regular Council meeting.

Ald. Ritchie's motion was also deferred at his request until the next regular meeting, pending a study in progress in relation to the need for bus service in the Gaston Road area.

TEMPORARY BORROWING
RESOLUTIONS

On motion of Ald. Valardo and Hart, Council approved the following Temporary Borrowing Resolutions, copies of which are attached:

\$110,000. - Works Centre
60,000. - South Woodside School
5,000. - Fire Equipment
45,000. - Police Station

MOBILE CANTEENS

A report from Mr. Moir was before Council on the subject of a proposed policy for procedures to be followed in dealing with mobile canteen applications. Policy details are set out in the report and recommended to Council for approval. Ald. Fredericks and Williams moved the adoption of the report as presented.

Ald. Crawford questioned section (j) of item 3., with respect to the City's discretion to grant permits, suggesting that the section does not have sufficient strength as worded. Ald. Hart's concern was with section (c) of item 3., and she moved in amendment that the last two items of required information (intended hours of operation and intended duration of time in which the operator plans to locate the canteen on City-owned land) be removed from section (c) and put in the directive item, in terms of exactly how many hours a canteen can be operated and the duration of time permitted. Her amendment was seconded by Ald. Crawford. There was considerable discussion on the amendment and whether or not this should be strictly a seeking for information from the applicant or a specific directive from the City that is to be adhered to by the applicant. Ald. Valardo said he did not like the idea of a City department (Recreation in this case) having the power to say yes or no on the

issuing of a permit, and he also expressed concern that we can become too restrictive in the requirements for hours of operation ,etc. Ald. Fredericks said that in his opinion, the first year of the policy would be a trial-and-error period, with an assessment at the end of the year to see how the policy worked out. The vote on the amendment carried by 7 to 6, after which Ald. Greenough and Fredericks introduced a second amendment, including the words 'and hours' in section (h) of item 3. after the words'. . . the number of days'. This amendment also carried.

Ald. Valardo made the point that protection for the public should be assured from a health point of view, especially since mobile canteens are located out-of-doors where they are vulnerable to flies and other germ-carrying insects. The amended motion was put and carried.

SNOW PLOW WINGS

A report from Mr. Moir was considered, recommending the purchase of four wing plows for use on trucks, in addition to snow-plowing blades, to supplement snow-plowing equipment in operation during the winter season. The total cost, from the Operating Budget for Snow & Ice Removal, would be \$18,000. Ald. Crawford and Ritchie moved the adoption of the recommendation and questions from the members were discussed with Mr. Fougere. He agreed to check on the total axel-weight question, a point raised by Ald. Fredericks in relation to the Dept. of Highways standards for their highways. The motion on the floor was put and carried.

WARD TENDERS:
RENTAL TRUCKS TO
SPREAD SALT

Tenders have been received as follows for the supply on a rental basis for two only tandem axel trucks to spread salt during the 1979/80 season:

Terry L. Lahey	\$1615. per mo.
Terry L. Lahey	1250. per mo.
Nova Trucking Ltd.	2000. per mo.
Nova Trucking Ltd.	2000. per mo.
Fred M. Dunphy Excavating & Constr.	2000. per mo.
Fred M. Dunphy Excavating & Constr.	2000. per mo.

Mr. Moir's recommendation is that Council approve rental of the following two vehicles:

1. Terry L. Lahey (GMC 9500 series diesel, 54,000 GVW) at \$1,615. per month.
2. Nova Trucking Ltd. (GMC 9500 series diesel, 54,000 GVW) at \$2,000 per month.

The recommendation received approval on motion of Ald. Crawford and Fredericks.

EXEMPTION CAMR:
BY-LAW C-385

Proposed By-law C-385, which would exempt from taxation, the property at 105 Pleasant Street, owned by CAMR, was presented for Council's consideration, with a recommendation for approval from the City Administrator.

It was moved by Ald. Hart and Ibsen and carried that the said By-law C-385 be introduced and given first reading.

It was moved by Ald. Williams and Ritchie and carried that the said By-law C-385 be read a second time.

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

It was moved by Ald. Valardo and Greenough and carried that By-law C-385 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:

PROPOSAL CALL:
FERRY TERMINAL
BUILDING

A public proposal call has been prepared for a restaurant/lounge operation for the second floor of the new Ferry Terminal building, and Mr. Moir has requested Council's permission to call for proposals as outlined in the document submitted. Ald. Greenough and Ibsen moved that Council approve the proposal call, as submitted with Mr. Moir's report.

Ald. Brennan and Hart questioned section (h) of the Tenant's Covenants, with respect to permitting only quiet background music until after 9:30 p.m., and Ald. Valardo asked if thirty days is sufficient time in which to advertise the proposal call. He also felt there should be a broadening of the scope of the proposal in order to receive as many submissions as possible. Ald. Crawford's opinion was similar; he wanted to see a good quality family type of restaurant in the terminal building, along the lines of the Nightwatch in Chateau Halifax. Ald. Ritchie

noted that the regulations of the Liquor Licensing Board should be taken into consideration when plumbing requirements are looked at and also, the Board of Health regulations with respect to kitchen facilities and equipment. At the end of the discussion period, the motion was put and carried.

ROTARY CLUB PROJECT

Mr. Moir has reported to Council on the offer received from the Rotary Club of Dartmouth to make a gift to the City of an amphitheatre, to be built in the Sullivan's Pond area, to celebrate the 75th year of the existence of Rotary Clubs. The recommendation is that the offer be approved and that City staff be authorized to work with the Special Committee established, to select an appropriate site in the Sullivan's Pond area and the type of amphitheatre to be built, with a report to be submitted for Council's consideration as soon as the plans are finalized. Ald. Fredericks commented on the type of project the Rotary Club has in mind, and on motion of Ald. Crawford and Greenough, the recommendation before Council was adopted.

NEGOTIATIONS: NSUPE

Mr. Moir has advised Council of a request from the Nova Scotia Union of Public Employees to have negotiations commence for a new collective agreement; a copy of the letter to this effect from the Union local was circulated with Mr. Moir's report. Ald. Fredericks and Hart moved that the report and the letter be received and filed for Council's information. Ald. Brennan wanted to have this item go to Committee for consideration in conjunction with the existing contract, and he moved referral to Committee, seconded by Ald. Ibsen. Ald. Brennan asked that members of Council be provided with copies of the existing contract and Ald. Valardo requested a list of the fringe benefits and the present salary scale be included as well for comparison purposes. The motion to refer carried.

NOVATIONS:
GREEN HOUSE

Council dealt with a report from Mr. Moir on the condition of Evergreen House and proposed renovations that could be undertaken to preserve this historic building and protect it from vandalism. An amount of \$20,000. is available from the Province toward the total \$40,154.50 cost that would be involved to restore the house as nearly as possible to its original condition (as outlined in the accompanying estimates from Wheby Construction Ltd.) and the City would be required to provide the remainder of the funds (\$20,154.50) in the 1980 estimates as a Capital Expenditure from Revenue. The recommendation to Council is that renovations to Evergreen be authorized as outlined in the Wheby estimates, the work to be supervised by the City Engineering Dept., and, upon its completion, negotiations be undertaken between the City and Mr. Gosley (the Museum Director) to have the upstairs apartment in the house permanently occupied by Mr. & Mrs. Gosley; the City's portion of cost would be provided for in the 1980 estimates as a Capital Expenditure from Revenue.

Ald. Crawford questioned the expenditure of funds in this amount to restore the Evergreen house, indicating that he would not be in favour of it. Most other members of Council, however, wished to see the house preserved for its historic significance and to insure its protection from vandalism, along with the valuable artifacts stored there. The motion received the support of Council and it carried with Ald. Crawford voting against.

LEASE OF BUILDING:
HERMON CEMETERY

On motion of Ald. Ibsen and Greenwood, Council approved a recommendation from Mr. Moir, authorizing the renewal of a lease for a further five-year period on the building located in Mount Hermon Cemetery to Dartmouth Crematorium Ltd., at a rental fee of \$600. per annum.

LE OF FERRIES

A further report was before Council from Mr. Moir on the subject of the sale of the two ferry boats, the Dartmouth II and the Halifax II. Council previously deferred a decision on the awarding of the tender for the ferries, pending a study of a proposal submitted by the Dartmouth Jaycees for turning one of the boats into either a museum or pub type of operation. That proposal has since been looked at and costed by the special committee appointed for the purpose, and it is the opinion of the committee that the projected capital and operating costs are beyond the scope of the City; the W.D.C. is not supportive of the proposal either. It is therefore recommended to Council in Mr. Moir's report that the boats be disposed of by acceptance of the tender originally submitted by Parsons Brothers, in the amount of \$12,000. for both boats. The recommendation was adopted as presented, on motion of Ald. Williams and Crawford.

ONE-WAY PROPOSAL:
NEWCASTLE ST.

As requested, the Traffic Management Group has prepared a proposal for making a portion of Newcastle Street one-way, to relieve speeding problems on the street, and Mr. Bayer made the presentation on behalf of the T.M.G. for Council's consideration. It is the recommendation of the T.M.G. that Council approve this proposed traffic change. Ald. Cunningham and Brennan moved the adoption of the recommendation, but Ald. Williams and Ritchie expressed concern that the change to one-way will create problems for residents and drivers on other streets in the area; Ald. Withers agreed with their opinion. Debate followed as to the merits of the traffic change, compared with the possible diversion of traffic problems to other streets, in an already difficult and heavily-travelled section of the City. Several alternative approaches were suggested during the debate, but Mr. Bayer stated that the one-way proposal is best and most satisfactory in helping to alleviate the speeding problem and to achieve a high

level of enforcement (ie. as opposed to the use of stop signs for purposes of traffic control).

Council heard Mr. Bill Bell, a long-time resident of Newcastle Street, on the subject. He suggested that Council will only be placing another restriction on an areas that is already difficult to get in and out of, thereby creating additional problems for motorists and residents. Some members favoured a trial period only for the new traffic pattern at this time, and Ald. Hart moved in amendment that the change be for a six-month period, at which time it would be assessed for effectiveness, etc. The amendment carried and the amended motion carried.

BIDE-A-WHILE FEES

On motion of Ald. Greenough and Valardo, Council approved a recommendation from the Grants Committee, that the Bide-A-While Animal Shelter be permitted to establish a \$2.50 fee for euthenasia services, up to a maximum of 2,000 animals, as per negotiations with the owners of the Shelter (detailed in an accompanying report from Mr. Moir).

SERVICES FOR SENIOR CITIZENS: EASTWOOD COMPLEX

Council has received a letter from the Community Services Advisory Board on their study of housing and other needs of senior citizens in Dartmouth, together with copies of the letter forwarded by the Board to the N. S. Housing Commission in connection with certain improvements they feel are required at the new Eastwood housing complex, as outlined in the letter of Oct. 22/79. On motion of Ald. Crawford and Valardo, Council agreed to endorse the letter from the Board to the Housing Commission, with regard to improvements and the need for senior citizen input when complexes of this type are in the planning stages.

PERMIT TO BUILD: MAIN ST.

On motion of Ald. Valardo and Ibsen, Council granted an application for permit to renovate after fire damage to the existing building at 141 Main Street; approval is subject to compliance with City regulations as outlined in the staff report to Council from the

Director of Planning & Development.

Ald. Greenough and Hawley indicated that they would only be in agreement with granting the permit on the basis that the owners, Nova Scotia Savings & Loan Co., have indicated that 'once the building has been repaired, there will be a new tenant', replacing the disco operation formerly located at the rear of the premises. The motion to approve the permit carried.

PERMIT TO BUILD:
LOT 59 SIMMONDS DR.

On motion of Ald. Crawford and Ibsen, Council approved an application for permit to build a warehouse and offices on Lot 59 Simmonds Drive in the Burnside Park, as submitted by Sussex Leasehold Ltd.; approval is subject to compliance with City requirements as set out in the staff report from the Director of Planning & Development.

RESOLUTION:
SIGNING AUTHORITY

On motion of Ald. Crawford and Greenough, Council approved the attached signing authority resolution for the following:

Bruce Smith
Mayor Brownlow
Deputy Mayor Ibsen
G. D. Brady
Eric Bonn

RESOLUTION #79-52:
SPURLINE EXTENSION

On motion of Ald. Valardo and Greenwood, Council adopted the attached Resolution #79-52, authorizing the extension of the existing spurline in the Burnside Industrial Park into the new Lynch Estate development, according to the conditions set out in a letter of Aug. 31/79 from G. J. Carreau of the CNR to Tom Rath.

INQUIRIES:
ALD. HART

Ald. Hart's inquiry concerned the progress with the Windmill Road study; Mr. Moir to check on the progress being made with this study.

ALD. RITCHIE

Ald. Ritchie asked about the status of the study on the lighting of ballfields; Mr. Moir said the Recreation Dept. have been working on this and he would check further on their progress.

ALD. WILLIAMS

In connection with City regulations under the Dog By-law, Ald. Williams asked if it would be possible

to have information on them circulated with the water bills when they are set out

Ald. Williams' second inquiry pertained to an over-expenditure in the Winter Carnival budget; Mr. Moir noted that the amount shown as an over-expenditure would be offset by a revenue item in the form of a grant.

Ald. Williams also questioned the \$1,000. phone charges to the Kinsmen Rink; Mr. Moir to check on this expenditure.

ALD. HAWLEY

Ald. Hawley asked to have information provided on the Kuhn Road area where there are no water or sewer services, and indicated that he would like to have an explanation offered in a public forum so that residents of the area are made aware of the situation.

He also asked for information on the City's plans for sewer services at the upper end of White St.

ALD. CRAWFORD

Ald. Crawford expressed his concern about the traffic tie-ups at the corner of Maple and Thistle Streets, suggesting that the City attempt to have land deeded for a right-hand slip lane at the intersection to facilitate traffic movement; he discussed this feasibility with Mr. Bayer.

Ald. Crawford asked that an inquiry be made of the Minister of Highways on the status of the MicMac Rotary.

ALD. SARTO

Ald. Sarto's first inquiry dealt with the traffic lights planned for the intersection of Portland Street and the Caldwell Road. Mr. Bayer advised that the system is designed and tenders are being called immediately; it will probably be next spring, however, before the installation of these lights is completed.

Ald. Sarto inquired about the street sign program and Mr. Moir advised that there is a request to make provisions for a continuation of that program in next year's budget.

ALD. GREENOUGH

Ald. Greenough requested that a line be painted on the reconstructed section of Waverley Road before the winter months. Mr. Bayer to discuss with Ed Purdy.

ALD. VALARDO

Inquiries made by Ald. Valardo were as follows:

- 1) are we going to mark the curbs again this year before street plowing begins? Mr. Moir said we will be doing this more extensively than last year.
- 2) residents in the area of the beach at Big Albro Lake have asked for a snow fence and for a light in that area as well.
- 3) what is the status of a report requested on the standards for vehicles purchased for City departments; Mr. Moir said this item was discussed at a recent staff meeting and the reports will be available shortly.
- 4) what is the status of the report requested on the working hours of the firemen; Mr. Moir advised that the overall study involving several departments is in progress.
- 5) asked if a temporary light system could be put in use on Victoria Road Extension while we are waiting on the new installation there.
- 6) asked about the possibility of allowing a left-hand turn on Wyse Road (north) for cars coming off the Angus L. MacDonald Bridge. Mr. Bayer explained why the left-hand turn was removed, to give preference to traffic coming down Nantucket onto the bridge.
- 7) expressed concern about the number of units being created in certain dwellings (apartments and rooms) in excess of what should be permitted under the applications received; he asked for a report on the approach that could be taken to control these situations.

ALD. CUNNINGHAM

Ald. Cunningham expressed the concern of the merchants on Portland St. about the pedestrian traffic crossing in the area of the Royal Bank building; he asked that the T.M.G. look at the possibility of a crosswalk to improve safety for pedestrians.

Ald. Cunningham asked that consideration be given to a private line for the use of Aldermen, the press, etc., to get through to the Works Dept. in times of emergency when it becomes very difficult to reach this department.

NOTICES OF MOTION:

ALD. GREENOUGH

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

1) Ald. Greenough:

As proposed in the '20% or . . .' document, at the next regular meeting of Council, I will move that the due date for the interim payment of taxes in 1980 and in future years, be moved ahead from March 1st to January 1st. As well, that Business Occupancy Taxes be billed interim installments in the same fashion as residential and commercial properties are billed at present. Further, that the interest rate charged on unpaid taxes be increased from 15% per annum to 18% per annum.

2) WHEREAS the number of unpaved streets in the City of Dartmouth remains very high; AND WHEREAS the conditions which exist on these unpaved streets, such as: drainage problems, dust and dirt problems for the homeowner, damage to cars resulting from the ever-existing potholes, etc., reflects a standard of service which is unworthy of a progressive City such as Dartmouth; AND WHEREAS the amount of money provided in the budget in the past two years has varelly allowed us to maintain current with the problem, taking into account the inflation factor; AND WHEREAS the present Council has the opportunity of establishing priorities for the next three fiscal years; BE IT RESOLVED that the City Council of Dartmouth recognizes the problem of unpaved streets in the City as a matter of priority and, therefore, instructs the City Administrator to provide for one million dollars in each of the next three fiscal years, beginning in 1980, for the purpose of street paving.

ALD. SARTO

3) Ald. Sarto: that Council give approval to the extension of the Dartmouth Transit Service to include Mount Edward Road in its entirety, thereby providing a much-needed service to both the Greenough and Wildwood Lake Subdivisions.

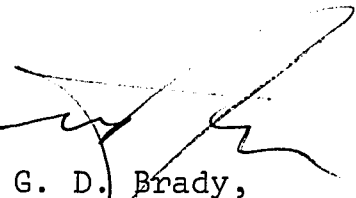
ALD. BRENNAN

4) Ald. Brennan: a motion concerning the future of the NIP program in the City of Dartmouth.

PASS BILLS

A motion to pass bills was adopted, moved by Ald. Ritchie and seconded by Ald. Hart.

Meeting adjourned.


G. D. Brady,
Deputy City Clerk.

City of Dartmouth
Temporary Borrowing Resolution

\$60,000

South Woodside School - Additional
77-9

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools, garages, and other buildings for school purposes;

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 Sixty Thousand Dollars (\$60,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding Sixty Thousand Dollars (\$60,000) in total from any chartered bank or trust company carrying on business in Nova Scotia, in addition to the sum of Eight Hundred Thousand Dollars (\$800,000) previously authorized to be borrowed for the above purpose;

THAT the sum be borrowed 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 at a rate to be agreed upon;
and

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

APPROVED
AS TO FORM
[Signature]
SOLICITOR

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 20th day of November, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26th day of November, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>[Signature]</i> Deputy Minister	
APPROVED this	13 th day
of	December 1979
<i>[Signature]</i> Minister of Municipal Affairs	

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$5,000

Fire Equipment - Additional - 78-4

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

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

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

BE IT THEREFORE RESOLVED

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

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

THAT the issue of the debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding Five Thousand Dollars (\$5,000) in total from any chartered bank or trust company doing business in Nova Scotia, in addition to the sum of One Hundred Twenty Thousand Dollars (\$120,000) previously authorized to be borrowed for the aforesaid purpose;

THAT the sum be borrowed 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 at a rate to be agreed upon; and

THAT the amount borrowed be repaid 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 20th day of November, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the Town this 26th day of November, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

John Mullally
Deputy Minister

13th day
December 19, 1979

[Signature]
Minister of Municipal Affairs

Daniel P. Brown

MAYOR

[Signature]

CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$45,000

Police Station - 78-10
Additional

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

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

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

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding Forty-five Thousand Dollars (\$45,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding Forty-five Thousand Dollars (\$45,000) in total from any chartered bank or trust company doing business in Nova Scotia;

THAT the sum be borrowed 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 at a rate to be agreed upon;
and

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

APPROVED
AS TO FORM

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 20th day of November, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26th day of November, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

John Mulvey
Deputy Minister

APPROVED this 13th day
of December 19 79

James Murray
Minister of Municipal Affairs

Daniel P. Brown
MAYOR

Bruce Smith
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$110,000

Works Centre - 76-6

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

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

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

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Hundred Ten Thousand Dollars (\$110,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding One Hundred Ten Thousand Dollars (\$110,000) in total from any chartered bank or trust company doing business in Nova Scotia;

THAT the sum be borrowed 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 at a rate to be agreed upon; and

THAT the amount borrowed be repaid 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 20th day of November, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 26th day of November, 1979.

Daniel P. Brown

MAYOR

Bruce Smith

CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

John Mullally
Deputy Minister

APPROVED this 13th day of December 1979

Robert [unclear]
Minister of Municipal Affairs

Dartmouth, N. S.

November 27/79.

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

Present - Mayor Brownlow

Ald. Ibsen	Sarto
Williams	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks

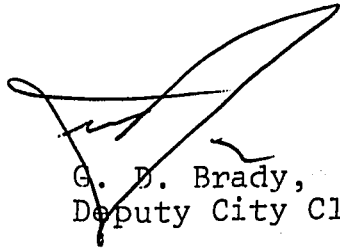
Acting City Administrator, D. Bayer
City Solicitor, S. Hood
City Clerk-Treasurer, B. Smith
Deputy City Clerk, G. Brady

CONTRACT ZONING
REQUEST: MARITIME
TEL & TEL

This date was previously set by Council for public hearing of a contract zoning request from Maritime Tel & Tel, to permit a portion of the Iona Church property on Dorothea Drive to be used as a site for a mobile-radio building & antenna for special services by the company. Following the voluntary public meeting held in the area, a decision has been taken by Maritime Tel & Tel to withdraw their application, and a letter to this effect, dated November 26th, was before Council.

Mr. Bayer advised that Maritime Tel & Tel have been invited to deal with City representatives further, in an effort to see if an alternate site can be found for them on the Mount Edward Road watershed property. Ald. Cunningham said it would be appreciated if Council could be notified further in advance in future when applications such as this one are being withdrawn. Mr. Bayer pointed out that in this instance, official notification of the withdrawal of the application was only received at City Hall on Monday afternoon, Nov. 26th.

On motion of Ald. Fredericks and Crawford, Council moved into Committee to deal with the regular agenda for this date, as circulated.


G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

December 4/79.

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

Present - Mayor Brownlow

Ald. Ibsen	Sarto
Williams	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks

City Solicitor, M. Moreash
City Administrator, C. A. Moir
Deputy City Clerk, G. D. Brady

The Mayor welcomed to the meeting, the Fourth Westphal Scout Troop and their leaders.

MINUTES
The minutes of the November 15th and 20th meetings were adopted, on motion of Ald. Crawford and Ritchie.

BUS ROUTE:
GASTON ROAD

A petition for bus service on Gaston Road and copies of correspondence relating to the approval of Gaston Road as a demonstration project, were before Council, and Ald. Ritchie expressed his appreciation to Council for the efforts that have been directed toward the securing of service for the Gaston Road residents. In view of the action that has been taken, Ald. Ritchie indicated his wish to withdraw a notice of motion (item 7 (c)) on the subject of a bus route for Gaston Road. On motion of Ald. Greenough and Williams, the petition and other correspondence circulated were received and filed.

RESOLUTION: CITY
OF WINDSOR

The City of Windsor, Ontario, has solicited support for a resolution passed there, opposing Bell Canada's proposed Usage Sensitive Pricing for telephone service, and asking that other cities join in objecting to such a pricing policy, under which a customer would pay for the frequency and length of each call. Ald. Valardo expressed concern that a similar type of pricing policy could be introduced in Nova Scotia at some future time, and he moved that a letter of acknowledgement be sent to the City of Windsor, indicating support for their resolution on the part of Dartmouth City Council. Ald.

Crawford seconded the motion and it carried.

DISCUSSION PAPER:
HERITAGE PROTECTION

The members of Council have received copies of a discussion paper entitled 'Heritage Protection in Nova Scotia' from the Provincial Dept. of Municipal Affairs. Council has been asked to review the discussion paper and offer comments and suggestions by a Jan. 15/80 deadline. Ald. Fredericks felt that the Planning staff would want to have some input into this item and he therefore moved referral to staff for discussion with the members of Council in Committee, so that any recommendations can be made to the next Council meeting; his motion was seconded by Ald. Valardo. Ald. Hart and Greenough moved in amendment that staff liase with the Museum Society as well on the discussion paper and the policies it proposes. Ald. Ibsen suggested that when homes are designated for historic purposes, the owner should not be precluded from receiving a reasonable price for his property if it is sold later. The amendment carried and the amended motion carried.

MOTIONS:

ALD. IBSEN

Motions were introduced as follows, notice of motion having been previously given:

1) Ald. Ibsen asked for and received permission to withdraw his motion on the placing of a commemorative marker at Oathill Lake, until he has time to research the information he has been receiving on the subject of his motion.

2) Ald. Ibsen moved, seconded by Ald. Brennan, that since both the Library and Museum are vital segments of our City, and since both are operating in cramped, inadequate quarters, that Council direct staff to do a study as to the impact a new library would have on the core area of the City, if one was to be established in the downtown area; the study to be returned to Council within a three-month period.

Ald. Fredericks requested that the study take into account the advantages from a tourism point of view and indicate which facility it would be cheaper to relocate and which to retain in the existing building. Ald. Ibsen

suggested that the possibility of W.D.C. involvement should be considered as well. The motion was put and carried.

D. GREENOUGH

3) Ald. Greenough moved, seconded by Ald. Sarto, that the due date for the interim payment of taxes in 1980 and in future years, be moved ahead from March 1st to Feb. 1st; as well, that Business Occupancy Taxes be billed interim installments in the same fashion as residential and commercial properties are billed at present. Further, that the interest rate charged on unpaid taxes be increased from 15% per annum to 18% per annum. Ald. Greenough commented on the financial advantage there would be for the City if these two changes were made, and noted that they are in keeping with one of the recommendations contained in the '20% or . . .' report.

Proposed By-law C-395 and Resolution #79-56 have been prepared in connection with Ald. Greenough's motion and were circulated. By-law C-395 would change the due date for the interim payment of taxes to February and first reading of the by-law was moved by Ald. Greenough, seconded by Ald. Sarto. Ald. Cunningham said he would not be in favour of moving the due date forward because of the financial obligations people have during the month following the Christmas season, and Ald. Fredericks felt that the by-law and resolution should be dealt with in conjunction with the next Council session on the '20% or . . .' report. He therefore moved deferral of By-law C-395 for consideration with the '20% or . . .' report. The motion to defer was seconded by Ald. Crawford and it carried.

The Mayor advised that a '20% or . . .' meeting is being planned for the second week in December and Ald. Greenough said that in view of the deferral of By-law C-395, he would also move deferral of Resolution #79-56 so it can be dealt with at the same time. Ald. Crawford seconded the deferral and it carried.

suggested that the possibility of W.D.C. involvement should be considered as well. The motion was put and carried.

D. GREENOUGH

3) Ald. Greenough moved, seconded by Ald. Sarto, that the due date for the interim payment of taxes in 1980 and in future years, be moved ahead from March 1st to Feb. 1st; as well, that Business Occupancy Taxes be billed interim installments in the same fashion as residential and commercial properties are billed at present. Further, that the interest rate charged on unpaid taxes be increased from 15% per annum to 18% per annum. Ald. Greenough commented on the financial advantage there would be for the City if these two changes were made, and noted that they are in keeping with one of the recommendations contained in the '20% or . . .' report.

Proposed By-law C-395 and Resolution #79-56 have been prepared in connection with Ald. Greenough's motion and were circulated. By-law C-395 would change the due date for the interim payment of taxes to February and first reading of the by-law was moved by Ald. Greenough, seconded by Ald. Sarto. Ald. Cunningham said he would not be in favour of moving the due date forward because of the financial obligations people have during the month following the Christmas season, and Ald. Fredericks felt that the by-law and resolution should be dealt with in conjunction with the next Council session on the '20% or . . .' report. He therefore moved deferral of By-law C-395 for consideration with the '20% or . . .' report. The motion to defer was seconded by Ald. Crawford and it carried.

The Mayor advised that a '20% or . . .' meeting is being planned for the second week in December and Ald. Greenough said that in view of the deferral of By-law C-395, he would also move deferral of Resolution #79-56 so it can be dealt with at the same time. Ald. Crawford seconded the deferral and it carried.

4) Ald. Greenough then introduced the following motion, which was seconded by Ald. Greenwood:

WHEREAS the number of unpaved streets in the City of Dartmouth remains very high;

AND WHEREAS the conditions which exist on these unpaved streets, such as drainage problems, dust and dirt problems for the homeowner, damage to cars resulting from ever-existing potholes, etc., reflects a standard of service which is unworthy of a progressive City such as Dartmouth;

AND WHEREAS the amount of money provided in the budget in the past two years has barely allowed us to maintain current with the problem, taking into account the inflation factor;

AND WHEREAS the present Council has the opportunity of establishing priorities for the next three fiscal years;

BE IT RESOLVED that the City Council of Dartmouth recognizes the problem of unpaved streets in the City as a matter of priority and, therefore, instructs the City Administrator to provide for one million dollars in each of the next three fiscal years, beginning in 1980, for the purpose of street paving.

Speaking on his motion, Ald. Greenough outlined some of the problems experienced by residents who live on streets that are still unpaved, and pointed out that the number of unpaved streets is still a significant problem in Ward 6. Ald. Fredericks' opinion was that the motion should be dealt with at capital budget time, while Ald. Valardo did not consider the motion to be explicit enough in identifying how the million dollars is to be allocated and where. Ald. Valardo moved in amendment, seconded by Ald. Crawford, that the million-dollar allocation, in the next three fiscal years, be designated for paving, sidewalks and curbing, and that it be divided equally among the seven City wards.

Debate on the amendment centered mainly around the question of an equitable distribution of the funds for street construction, if they are approved now, and the priority that street construction should be given in relation to all of the other capital expenditures that will have to be looked at in January when the capital budget is presented. Ald. Withers was in favour of dealing with the '20% or . . .' report before making decisions on capital spending, and Ald. Hart suggested looking at the results of the questionnaire put out some time ago by the City Clerk's office, to determine what the

priorities of the citizens really are. Several Aldermen indicated their preference for an inclusion of street paving as an item for discussion with the capital budget. When the vote was taken on the amendment, it was defeated. Ald. Crawford and Fredericks then moved deferral of the motion for consideration at capital budget time and the motion to defer carried with Ald. Greenough and Sarto voting against.

5) Ald. Sarto moved, seconded by Ald. Greenough, that Council approve an extension of the Dartmouth Transit Service to include Mount Edward Road in its entirety, thereby providing a much-needed service to both the Greenough and Wildwood Lake Subdivisions, for recommendation to the Metro Transit Commission as a demonstration project (or for full-time implementation).

Ald. Sarto said that the lack of adequate transit service is one of the main concerns of residents living in this east-end area of the City, and he referred to the large number of children walking long distances to and from their schools every day. Ald. Hart suggested that considerably more information is required on this request for service and Ald. Ibsen agreed with her opinion that the best approach would first be through the Transit Advisory Board, as a means of establishing the need for service before recommendation is made to the M.T.C. On motion of Ald. Hart, seconded by Ald. Fredericks, the motion was therefore referred to the Transit Advisory Board for consideration first at that level.

6) Ald. Brennan introduced the following motion, seconded by Ald. Crawford:

WHEREAS the Federal Government has consolidated the Neighbourhood Improvement Program, the Municipal Incentive Program, and other municipal capital assistance programs under the Community Services Contribution Program;

AND WHEREAS there now exists flexibility between the Federal, Provincial and Municipal Governments in identifying priorities for financing such programs;

AND WHEREAS the NIP has previously provided a much-needed and beneficial revitalization service to several areas in Dartmouth;

THEREFORE BE IT RESOLVED that Council instruct staff to assess the need for additional NIP funding in the City of Dartmouth, to select additional eligible NIP areas, and to provide Council with a report which may serve to evaluate priority needs in the City in relation to the Federal/Provincial Community Services Contribution Program.

Ald. Fredericks suggested that it would be helpful to have staff brief Council on the new capital assistance program, and he asked that Council be brought up-to-date on possible areas of the City where water and sewer extensions through such a capital program would permit new housing starts. The motion was put and carried.

REPORTS

Reports recommended from Committee were approved by Council as follows:

- 1) Building Inspection (October): approved on motion of Ald. Hart and Ibsen. Ald. Valardo made reference to a situation at 366 Portland Street, where apartments were created without the necessary approvals from the City. Mr. Bayer advised that inspections are being carried out and the report will be evaluated to see if legal action is warranted.
- 2) Minimum Standards (October): approved on motion of Ald. Williams and Ritchie.
- 3) Plumbing report: approved on motion of Ald. Williams and Cunningham.
- 4) V.O.N. (Sept. & October): approved on motion of Ald. Ibsen and Cunningham.
- 5) Social Services (Sept. & October): approved on motion of Ald. Greenough and Valardo. Mr. Paul Greene was present to clarify questions raised in Committee on the comparison figures for separated family units; he explained that the figures in the 1978 and 1979 columns should have been reversed. There is, however, an increase in the caseload for separated families and Mr. Greene said he felt that some of this increase could be attributed to increasing financial pressures on people caused by inflation, etc. Ald. Crawford asked that the department continue to give particular attention to this problem area during the next few months. Mr. Greene said this is being done.
- 6) Transit (Sept. & October): approved on motion of Ald. Hart and Ibsen. Ald. Valardo said he has not yet received the report he requested in Committee on City hiring policies, and he asked that copies of the report also be made available to the other members of Council.
- 7) Development Officer (October): approved on motion of Ald. Hart and Cunningham.

- 8) Fire Chief (October): approved on motion of Ald. Crawford and Ibsen. Ald. Valardo said he requested a report in Committee on the number of fire inspections carried out during the month, in comparison with the number of staff employed in this section of the department. He said he wanted further information over and above what the Chief provided at Committee and at this time in Council, also with reference to the plan the department has for improving the inspection program so that more buildings requiring attention will get it from the department.

ORTH WOODSIDE
NIP PARK

A report from Mr. Moir was before Council on the linear park proposed under the North Woodside NIP plan, to run from Marvin Street to Chadwick to Renfrew Street, to the IEL Industrial Park. A drainage project is involved, for which NIP funds are not available, the total cost of a new drainage system being \$146,000. The recommendation is to carry out the project with a \$78,000. commitment from the 1979 Small Drainage Program and an additional \$68,000. amount to be provided for in the 1980 Small Drainage Program to cover the total cost. Once the drainage has been installed, tenders can then be called for construction of the park, all of which could be completed in 1980. Ald. Fredericks and Valardo moved the adoption of the recommendation contained in Mr. Moir's report.

Ald. Brennan expressed some reservations he had about such a major expenditure for this drainage project, and Ald. Greenough said he could not support it when there were other drainage problems where the homes of residents are being flooded and these should have first priority from the Small Drainage Program. Ald. Ritchie said there are homes on Brock Street affected by the lack of an adequate drainage system in this area, and he referred to other problems brought before the Board of Health, involving the low-lying area behind the North Woodside shopping centre. Ald. Greenough moved in amendment that Council approve the expenditure for drainage, subject to Provincial cost-sharing on the \$78,000. portion, and that the \$68,000. amount be referred to capital budget time; the amendment did not receive a seconder.

Both Ald. Ritchie and Fredericks spoke in

support of what the North Woodside NIP program is attempting to do in the area, particularly in relation to the park and improvements to this total section of south Dartmouth. The motion on the floor carried with Ald. Greenough voting against.

UNDING: COURT
HOUSE PROPERTY

The City of Dartmouth has been asked to pay its portion of cost owing for the Court House property on Water Street, acquired from the City of Halifax. Dartmouth's share in this expenditure amounts to \$38,734.70 and it is recommended by Mr. Moir that the amount owing be paid and charged to the 1980 operating budget under the item, 'Transfer of funds to other agencies'. Council approved the recommendation, on motion of Ald. Crawford and Cunningham.

PLEASANT STREET
IMPROVEMENTS

A report from Mr. Moir was considered on the subject of proposed improvements to Pleasant Street, especially involving that portion of the work within the City limits. The recommendation, in order to get on with the project as quickly as possible, is that Council agree to provide funds in the 1980 capital budget to provide for the necessary survey work to be carried out and the property acquisition begun (subject to entering into an agreement with the Highways Dept. for cost-sharing on the actual construction up to a maximum of 50%). It is further recommended that Council make representation to the Province for cost-sharing above this level, particularly in relation to land acquisition.

A motion introduced by Ald. Greenough and Crawford, which would have referred the item to the 1980 capital budget, was defeated in favour of adopting Mr. Moir's report and recommendations. This motion, moved by Ald. Fredericks and seconded by Ald. Williams, carried.

30 PORTLAND ST.

Several reports and related correspondence have been circulated on the subject of City-owned property acquired at the time of the Portland Street widening, designated as Parcel AX1 and located in front of Civic No. 624 Portland Street. Negotiations for the sale of

this piece of City land to Husky Developments Ltd. (the owners of 624 Portland St.) have been going on for some time, and a settlement price of \$21,000. has been agreed upon for recommendation to Council, thereby permitting an application for permit to build a sports store and trust company office, with professional offices on the top floor of the same building. Subsequently, an interest in Parcel AX1 was expressed by the owners of Petersen Pontiac Buick Ltd., located at 636 Portland Street, and they have offered to purchase the land in question for the sum of \$8. per sq. ft., excluding the 20' right-of-way through the property, this amount being double the appraised value of the property and accordingly, double the price negotiated with Husky Developments Ltd.

Because of the approach made to the City on behalf of Petersen Pontiac, Mr. Moir has circulated a second report as of today's date, in which he reviews the chronological sequence of events as negotiations have been proceeding to a conclusion, and in conclusion, repeats his recommendation from the report of Nov. 28th (ie. that the City property at 630 Portland St. be sold to Husky Developments Ltd. for the negotiated price of \$21,000.), but further, that a separate agreement be entered into between the City and Husky Developments Ltd., whereby if, for any reason, the project does not proceed, the City has the right to buy back the property at the original purchase price of \$4. per sq. ft.

After Mr. Bayer had presented a plan of all the properties concerned and explained the building proposal for 624 Portland St. (also the maintenance garage addition proposed for the building at 636 Portland St.), Ald. Cunningham and Williams moved the adoption of Mr. Moir's reports and recommendations. Ald. Valardo spoke in favour of the motion and said that at this stage, the City is morally bound to sell the property to the people with whom negotiations have been proceeding for some time, regardless of the higher offer we may have since received

from representatives on behalf of Petersen Pontiac. Other members who spoke on the motion tended to share this view, and questions directed to Mr. Moir by Ald. Crawford indicated that overtures made by the City to dispose of 630 Portland Street pre-dated the interest expressed by Mr. Swan in the property on behalf of Petersen Pontiac. Mr. Swan was heard briefly by Council and stated that he had spoken to Mr. Moir about the property somewhere between October 25th and the 30th., but he considered it to be useless to make an offer at that time because of negotiations in progress with the other company. The offer from Petersen Pontiac has been made subsequent to that time. The motion on the floor to accept Mr. Moir's recommendations was put and carried.

BUILDING PERMIT:
24 PORTLAND ST.

On motion of Ald. Valardo and Ritchie, Council approved an application for permit to build the sports store and professional office building at 624 Portland St. (as discussed with the previous item), subject to compliance with all of the City requirements set out in the staff report.

BUILDING PERMIT:
36 PORTLAND ST.

At a later point in the meeting, just before adjournment, Council also approved an application for permit to build the maintenance garage addition to the existing building at 636 Portland Street (also discussed in conjunction with the item on the sale of 630 Portland St.), approval being subject to compliance with the conditions set out in the City staff report. The motion to approve was moved by Ald. Valardo, seconded by Ald. Fredericks.

APPOINTMENTS TO
COMMITTEES

As requested by Council at the November 15th meeting, the Mayor has submitted recommendations for appointments to the various committees and commissions not covered when the other boards and commissions were decided by Council. The only commission left without recommendation, in compliance with the wishes of Council, was the Industrial Commission, involving the expiration of Mr. Roy Steed's term of office on Dec. 1/79. Ald. Williams and Ibsen moved the adoption of the recommendations put forward by the Mayor for appointment to the committees

and commissions listed in his report of Nov. 28. Ald. Fredericks and Ibsen moved in amendment that Mr. Roy Steed be reappointed to the Industrial Commission.

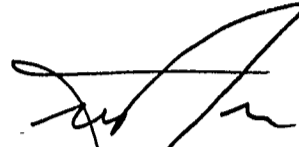
Ald. Crawford said he did not receive a copy of the Mayor's report and therefore did not have the information in it in advance of this meeting. He moved deferral until next week's Committee meeting and to give the members an opportunity to submit suggestions they may have for appointment to the Industrial Commission. Ald. Hart suggested deferring only that portion of the report that relates to the Industrial Commission so that the committees can get on with their meetings. Other members who spoke on deferral were against it, but Ald. Greenough felt it would be in order since it is only for a one-week period. The vote was taken on the motion to defer and it was defeated. (On motion of Ald. Brennan and Valardo, Council agreed to continue meeting beyond the hour of 11:00 p.m.)

Discussion continued as to how the Industrial Commission appointment could be separated and members given the opportunity to submit additional names for consideration. The Mayor consulted with the Solicitor and then advised that with a majority of Council in agreement, the amendment could be withdrawn, making it possible to present a new amendment to accomplish what some members of Council were seeking to do. Ald. Valardo and Crawford called for withdrawal of the amendment, but when the vote was taken, eight members were opposed and only six voted in favour. Ald. Crawford said that in his opinion, the amendment was out of order, in the light of the direction given by Council that members were to have an opportunity to submit other names for consideration. He felt that representation from the Industrial Park Committee should have been considered to fill the existing vacancy and referred to the request previously before Council from this group for a representative on the Commission. When the vote was taken on the amendment, it carried with Ald. Hart and Crawford voting against. The amended motion carried.

On motion of Ald. Ibsen and Hart, Council approved appointments to the Tourist Commission as follows:

Capt. Earl McFarland - Canadian Armed Forces
Victor Bradshaw - Innkeepers Guild of Nova Scotia
Joe Mason, Jr. - Junior Chamber of Commerce

The meeting then adjourned at this point without dealing with the remainder of the agenda. Ald. Valardo voted against adjournment.



G. D. Brady,
Deputy City Clerk.

Dartmouth, N. S.

December 11/79.

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

Present - Mayor Brownlow

Ald. Sarto	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Greenough
Ritchie	Fredericks
City Solicitor,	S. Hood
City Administrator,	C. A. Moir
City Clerk-Treasurer,	B. Smith

Council met to complete the Dec. 4th agenda and to meet in Committee. At the request of the Mayor, three items were added to the Council agenda: Resolution #79-54; a report from the Planning Director (shopping centres); and a report on contract negotiations (N. S. Union of Public Employees).

AMENDMENTS TO
CHARTER: REPTILES

Amendments to the City Charter with respect to the keeping of reptiles, spiders, scorpions, etc. as pets within the City, have been prepared by the Solicitor, and were before Council for approval, accompanied by Resolution #79-55, which authorizes their introduction to the Provincial Legislature. Council adopted Resolution #79-55 as presented, on motion of Ald. Greenough and Valardo. A copy of the resolution is attached.

Members of Council were also provided with copies of a memo from Mr. Rath to the City Administrator on the boa constrictors removed from the apartment building at 5 Jackson Road where a recent fire occurred. Ald. Greenough expressed concern that the snakes have subsequently been moved to a residence in the Westphal area of the City.

INQUIRIES:
ALD. CUNNINGHAM

Inquiries made by Ald. Cunningham were concerning:

- 1) asked that the T.M.G. look at a dangerous situation at the end of Harris Road and Jean Street where cars are driving through a gully and out onto the Circumferential Highway; he suggested that some boulders should be put in place to form a barrier at this point.
- 2) asked the T.M.G. to deal with a similar problem at the end of Lorne Ave. where cars are driving around the barrier and into Manor Park, making it dangerous for children playing in this area.

- 3) asked when the street parking ban goes into effect; the Mayor advised that it will be as of the first major snowfall in the City.

LD. VALARDO

Ald. Valardo made the following inquiries:

- 1) concerning a street closure sign that still remains on Windmill Road; the location of the sign was given to Mr. Bayer for its removal.
- 2) asked about the status of reports he requested previously on a) hiring practices in the City; b) the functions of the Fire Inspection section of the Fire Department; and c) purchasing procedures for vehicles used in the various City departments. Mr. Moir and the Fire Chief provided information on the status of each of these reports and the material being compiled to complete them.
- 3) asked that underbrush be cleared out in the Birchwood Terrace area where children are being molested; Ald. Withers also expressed his concern about this area. Mr. Moir said it is hoped that the work can be done to clear out the underbrush this winter.

LD. GREENOUGH

Inquiries made by Ald. Greenough:

- 1) asked if it will be possible to have the line-painting done on the section of Waverley Road where services were installed. Mr. Bayer said this work has been agreed to by the contractor and will be done whenever the weather permits.
- 2) asked when the guard rail is to be installed on Waverley Road; Mr. ~~Bayer~~ said hopefully before the new year. *Fougere*
- 3) asked if Dartmouth plans to make a proposal in connection with a location for the Atlantic Winter Fair. A fifty-acre site would be required and Mr. Ches Cooper of CBC is chairman of the Site Selection Committee involved with this decision. Council agreed to have the Mayor form a small committee to make a recommendation back to Council on this item.
- 4) asked if any information has been received on plans for improvements to the MicMac Rotary; the Mayor said he has been trying to get in touch with the Minister of Highways to discuss this matter.

LD. CRAWFORD

Inquiries made by Ald. Crawford:

- 1) expressed concern that a Police Commission meeting has not been held for some time. The Mayor said that a meeting is planned for December 20th or 27th.
- 2) asked about the availability of RRAP funds and requested Mr. Bayer to look at a particular situation involving a lady (Mrs. Lucas) living at the corner of Dahlia Street and Victoria Rd. in need of assistance with funding under this program.
- 3) requested information on the Grants Committee decision on the request for \$1,000. from the International Year of the Child committee; Mr. McBain to check on this inquiry.

- 4) asked if negotiations are still underway with homeowners whose properties are being acquired in the downtown area; Mr. Moir said they are being continued.
- 5) expressed concern that there may be problems with the new ferries (engine overheating) and that they may not be running safely; Mr. Moir said there have been some modifications required but not involving engine problems referred to by Ald. Crawford. Mr. Fougere said he was not aware of any such problems either.
- 6) inquired about problems at 87 Rose Street; Mr. Moir said that memos have been written to the department heads concerned, asking that appropriate action be taken.

LD. HAWLEY

Ald. Hawley requested that the T.M.G. look at the situation on Woodlawn Ave. where there is a problem with students coming out of Prince Andrew and the Regional Vocational School; he suggested the need for a Stop sign.

Ald. Hawley's other request was for a report on the budget item (\$103,000.) for small drainage projects; what were the expenditures from this item and why has the total amount not been expended to date for drainage work.

LD. WITHERS

Inquiries made by Ald. Withers:

- 1) asked if there are plans to introduce the report from the Senior Citizens Advisory Committee; the Mayor said he has spoken to Mr. McNeil and asked him to co-ordinate the presentation of this item with Mr. Moir.
- 2) asked if consideration will be given to include in next year's budget, an item for filling in the brook running into Little Albro Lake in the Chappell Street area; Mr. Moir said this item has been put in the capital budget file.
- 3) requested a copy of the T.M.G. report on the survey conducted on Russell, Chappell and Slayter Streets; Mr. Bayer to provide a copy as requested.
- 4) commented on problems with noise from Clancey's Beverage Room on Wyse Road; the Mayor said the owners have been contacted about these problems.
- 5) inquiry about the removal of underbrush in the area behind Crichton Park School, referred to in conjunction with a similar question from Ald. Valardo and answered by Mr. Moir.

ALD. HART

Ald. Hart said it has been brought to her attention that there are businesses drawing water from a side connection at the #4 Fire Station at regular intervals; she asked if they are paying for this water. Mr. Moir said he would check on the inquiry.

Ald. Hart's second inquiry had to do with the request for lighting required on Princess Margaret Blvd. in the area of the overpass; she asked that attention be given this request.

NOTICES OF MOTION:

ALD. HART

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

ALD. RITCHIE

ALD. CRAWFORD

ALD. BRENNAN

ALD. CUNNINGHAM

ALD. VALARDO

1) Ald. Hart: a motion seeking Council's approval for an over-expenditure of \$5,000. to make and erect wooden street signs.

2) Ald. Ritchie: that letters be forwarded to the Dept. of Development, Public Works and IEL, to acquire land (to be described in the motion) to be used for a future green belt (to take the place of the Acadia ballfield).

3) Ald. Crawford: a motion to allow senior citizens of the age of 65 and over, residing in their own homes and living on a fixed income, to a residential tax relief of 50% until their demise or they give up their home.

4) Ald. Brennan: that Council re-establish the Ferry Commission by by-law, the Commission to review and make recommendations to Council on all aspects of the ferry operation. The Commission to consist of two members of Council, four citizens-at-large, and appropriate advisory non-voting staff members.

5) Ald. Cunningham: that staff be directed to study the possibilities for beautification of the landscape on both sides of Prince Albert Road from Nowlan Street to Celtic Drive, and to give a cost analysis of suggested improvements.

6) Ald. Valardo: (a) that Council form a committee comprised of two Aldermen, one staff person, and a member of the Taxi Inspection Division of the City Police Dept., with the aim of bringing back to Council a recommended by-law pertaining to the licensing and regulating and proposed fees of taxicab companies and taxi drivers in the City of Dartmouth at the earliest possible time.

(b) That Council approve a study to be conducted immediately by staff and a report to be brought back within six weeks on a by-law governing the operation of rooming houses, boarding houses, and one-room apartments in the City of Dartmouth, with the aim of controlling by licensing of said establishments for standards, occupancy, safety, and also, to recommend a penalty for violation and a recommendation of a license fee.

(c) That Council petition the Federal Minister of Justice to amend the Criminal Code of Canada, that those people convicted of forceable rape and forceable sex acts to children, which after psychiatric examination are found to be sane, be subject to twenty strokes of the lash, as well as a compulsory jail term and psychiatric treatment.

PASS BILLS

A motion to pass bills was adopted, moved by Ald. Greenough and seconded by Ald. Ritchie.

NEGOTIATIONS:
N.S. UNION OF
PUBLIC EMPLOYEES

Mr. Moir has submitted a report on negotiations with local representatives of the N. S. Union of Public Employees, recommending that the City join with the union in requesting the appointment of a Conciliation Officer from the Minister of Labour. Ald. Greenough and Fredericks moved the adoption of this recommendation, but on motion of Ald. Brennan and Hart, the item was referred to the in camera section of the meeting for consideration.

RESOLUTION #79-54

Resolution #79-54, to extend the Harbourview and Notting Park NIP agreement for an eight-month period, was added to the agenda for Council's approval. The resolution was adopted, on motion of Ald. Crawford and Valardo; a copy of the resolution is attached.

REGULATION OF
SHOPPING CENTER
DEVELOPMENT

Another item added to the agenda was a report from the Planning Director on an act proposed for submission to the Legislature, to regulate the development of shopping centers in the Province of Nova Scotia. The effect of the legislation would be to require all applications for new shopping centers of 50,000 square feet and more or existing expanded centers which obtain a square footage of 50,000 square feet and if the expansion is a minimum of 10,000 square feet, to make application for approval to the Provincial Planning Appeal Board. Mr. Bayer's report outlines the various issues involved if this legislation proceeds as it is presently worded, and points out that the proposed legislation does not take into account the fact that in some urban areas such as Dartmouth and Halifax, detailed municipal development plans and land use regulations are already in place and reflect the development controls desired by those municipalities. Mr. Bayer suggests that Council may wish to consider a recommendation to the Province to have such legislation apply only to those areas of the Province where no such plans and by-laws have been approved; a submission to this effect would be made to the Law Amendments Committee on behalf of the City. Ald. Greenough and

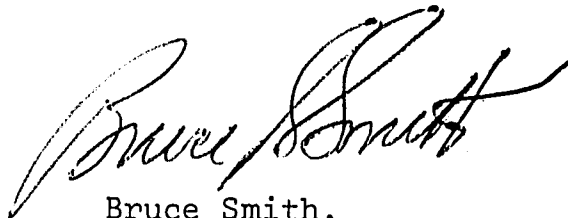
Cunningham moved that staff be directed to proceed with such a submission to the Law Amendments Committee on the City's behalf.

Although Council generally favoured the motion, concern was expressed that there could be disadvantages for the City if we were unable to appeal any proposed developments for the City and/or County of Halifax, especially in situations where those developments would be located immediately outside our boundaries. Mr. Bayer pointed out that some protection is afforded through the Regional Development Plan which already designates specific areas for commercial development. Ald. Hart felt that regional appeal boards would be one way of insuring that elected representatives were still making the decisions on shopping center developments, and also, that the Planning Appeal Board itself should become much less legislative in its approach and have terms of reference identified for it accordingly. She proposed an amendment to this effect, for inclusion in the Law Amendment Committee submission, but the Mayor said it would not be compatible with the motion presented. Ald. Brennan, Greenough and Fredericks expressed the opinion that if we cannot achieve the kind of exemption suggested (ie. as a municipality with an existing Municipal Development Plan), we should oppose the legislation entirely. Basically, Council did not agree with the concept of a non-elected board such as the Planning Appeals Board, being given authority to make decisions on shopping centers that could or could not be developed in Dartmouth. On the other hand, the members wished to retain some ability to appeal developments in neighbouring municipalities where there would be an adverse affect on the City's existing shopping areas. Debate generally followed this line of discussion until the vote on the motion. The motion carried with Ald. Hart and Ritchie voting against.

On motion of Ald. Crawford and Greenough,
Council adjourned to meet in Committee.

Council later met in camera as Committee-of-the-
Whole and reconvened in open meeting to ratify the action
taken in camera. A motion to this effect, moved by Ald.
Hart and seconded by Ald. Greenough, carried.

Meeting adjourned.



Bruce Smith,
City Clerk-Treasurer.

Dartmouth, N. S.

December 18, 1979

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

Present: Mayor Brownlow

Ald. Ibsen	Sarto
Williams	Cunningham
Brennan	Crawford
Withers	Valardo
Hart	Greenwood
Hawley	Fredericks
Ritchie	

City Solicitor - S. Hood
City Administrator - C. A. Moir

TEMPORARY BORROWING
RESOLUTIONS

On motion of Aldermen Greenwood and Sarto, the attached
Temporary Borrowing Resolutions were approved by City Council.

REPORTS

Reports recommended by Committee-of-the-Whole were
approved by City Council as follows:

- 1) Building Inspector's Monthly Report:
approved on motion of Aldermen Ritchie and Ibsen
- 2) Minimum Standards of Use and Maintenance:
approved on motion of Aldermen Williams and Ritchie
- 3) Fire Chief:
approved on motion of Aldermen Ritchie and Sarto
- 4) Ferry Superintendent:
approved on motion of Aldermen Cunningham and Greenwood
- 5) Development Officer's Monthly Report:
approved on motion of Aldermen Hawley and Sarto
- 6) Transit Operations Manager:
approved on motion of Aldermen Sarto and Ibsen
- 7) By-law C-395 - Interim Billing of Taxes:

By-law C-395 which would change the date for the interim
billing of taxes from March 1 to February 1 was before Council as
recommended by Committee. It was moved by Aldermen Ibsen and Ritchie
and carried that leave be given to introduce the said By-law C-395
and that it now be read a first time.

It was moved by Aldermen Ritchie and Sarto that By-law C-395
be read a second time.

Alderman Cunningham pointed out that 52% of Dartmouth
ratepayers pay their taxes through mortgage payments; and thus such a
by-law wouldn't be in the best interest of the majority of citizens.
He moved in amendment, seconded by Alderman Crawford that the date
be changed to January 1, 1981, rather than the proposed February 1, 1980
date. Alderman Fredericks was not in favour of the amendment and
expressed concern that it is inconsistent in keeping taxes in line
during 1980.

Alderman Valardo spoke in favour of the amendment, with Alderman Crawford suggesting that the January 1, 1981 date will allow taxpayers a period of time to adjust their financial arrangements in terms of payment of taxes.

Unanimous consent was given by Council for Third Reading of the by-law.

It was moved by Aldermen Crawford and Valardo and carried that By-law C-395 be read a third time and that the Mayor and City Clerk be authorized to sign and seal the said by-law on behalf of the City.

TRANSIT BUY-OUT

Council dealt with the City Administrator's report regarding the Transit buy-out, recommending that City Council indicate its willingness to enter into an agreement permitting the use of busses, equipment and building by the Metropolitan Transit Commission as of January 1, 1980. The City Administrator advised Council that Halifax Transit Commission, at its meeting held on Monday, December 17 indicated to Halifax City Council that they did not recommend that the assets of the Halifax Transit Corporation be made available to the Metropolitan Transit Commission as of January 1, 1980, therefore, following conversations with members of the MTC, it appeared that a start-up date of January 1, 1980 would not be met.

Mr. Moir suggested that his recommendation be changed to read 'that the City of Dartmouth indicate its willingness to enter into an agreement permitting the use of busses, equipment and building by MTC as of January 1, 1980 or such later date as may be established'.

It was moved by Aldermen Williams and Ritchie that the report be adopted. After considerable discussion and expression of concerns by various members of City Council, it was moved in amendment by Aldermen Valardo and Crawford that the motion be amended by adding the words 'but not later than July 1, 1980'. Mayor Brownlow also advised City Council that information made available to him from the Metropolitan Authority indicated that the Municipality of the County of Halifax had not resolved its problems regarding cost sharing under the Metropolitan Transit Commission By-law.

The vote was taken on the amendment which carried and the amended motion carried.

BY-LAW C-396
TAXICABS

By-law C-396 which amends the Taxicab by-law respecting taxicab fares was presented to Council for consideration.

It was moved by Aldermen Williams and Ritchie and carried that leave be given to introduce the said By-law C-396 and that it now be read a first time.

It was moved by Aldermen Crawford and Ritchie that By-law C-396 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 Ritchie and carried by By-law C-396 be read a third time and that the Mayor and City Clerk be authorized to sign and seal the said by-law on behalf of the City.

PURCHASE OF SCHOOL
BUSES

The report of the City Administrator recommending the purchase of one 23-passenger van estimated to cost \$13,000 and two 66-passenger busses estimated to cost \$16,200 each was considered; these buses to replace a 1974 GM van and two 1974 Ford buses.

After some debate, it was moved by Aldermen Ritchie and Withers and carried that the report of the City Administrator be adopted.

BY-LAW C-389
CITY COURT CLERK

Proposed By-law C-389 which amends By-law C-158, establishing the post of the City Administrator, a Department of Finance, and a Department of the City Clerk, was before Council for consideration. Section 13 of By-law C-158 provides that 'the City Clerk shall be the Clerk of the Court'. Proposed By-law C-389 repeals this section and thus allows the City Administrator to appoint a Clerk of the Court other than the City Clerk.

It was moved by Aldermen Crawford and Greenwood that leave be given to introduce the said by-law C-389 and that it now be read a first time.

It was moved by Aldermen Hart and Sarto that By-law C-389 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 Williams and carried that By-law C-389 be read a third time and that the Mayor and City Clerk be authorized to sign and seal the said by-law on behalf of the City.

PURCHASE OF PINE
ISLAND

The report of the City Administrator recommending the purchase of Pine Island (Lake MicMac) was considered and it was recommended that this island containing .09 acres be purchased from Mrs. Lois Richards for a price of \$10,000. On motion of Ald. Crawford and Ritchie, the recommendation was adopted.

APPOINTMENTS:
COMM. SERVICES
ADV. BOARD

The report of the City Administrator dealing with representation from various organizations on the Dartmouth Community Services Advisory Board was considered. It was moved by Aldermen Ritchie and Williams and carried that the appointments listed be approved as representatives on the Board.

At this point in the meeting, Mayor Brownlow requested that three items be added to the agenda: #2(b)7 - Report from the City Administrator re Repairs to Hoist - Dartmouth Transit; #2(D)3 - L. B. Stevens Ltd. - Building Permit - Lot R1 MacDonald Ave.; #2(D)4 - Building Permit - Marvin Property.

REPAIRS TO HOIST

Council considered a report from the City Administrator dealing with repairs to the hoist at the Transit Garage, recommending an expenditure of approximately \$5,500 for necessary repairs to the hoist. It was moved by Aldermen Fredericks and Cunningham that the report be adopted. The motion carried.

WATER PROBLEM:
MANOR PARK

In response to a petition submitted by residents of Manor Park, the City Engineer presented a report regarding the drainage problem in back yards of properties on Colburn Walk and Peddars Way, suggesting that the problem which exists is strictly a private one and that the solution should be looked after by the owners of the properties affected. In his report, the City Engineer explained that the drainage problem can be solved by installing approximately 230 feet of eight inch pipe, one catchbasin and one function box at an estimated cost of \$6,500 excluding engineering and landscaping.

Several members of Council expressed concern regarding the City's responsibility in the matter, with Alderman Fredericks suggesting that the City Solicitor investigate any possible agreements or by-laws in the City associated with such a matter. He also requested information regarding the responsibility of the builders of the homes affected and information on the City's position and where the developer stands on the matter. He moved deferral, seconded by Alderman Valardo, pending a report from the City Solicitor on

the above matters. Considerable discussion took place regarding the matter with several members of Council expressing concern about the City's position and the fact that development was allowed to take place on what may be termed 'swampland'. Mr. Moir suggested that staff should investigate the problem further and that Council would be setting a dangerous precedent by approving a project to rectify the situation at this point. During the debate, Council heard Mr. Cogdon, a resident of Manor Park, who requested Council's assistance particularly with the water problem. The motion to defer carried. Alderman Fredericks asked that the Solicitor's report be made available within one month.

PETITION: STOP
SIGNS-BEACON ST./
PENHORN DRIVE

Council considered a report from the Traffic Management Group dealing with a petition received from residents of the Beacon Street/Penhorn Drive area requesting stop signs in this area. The report recommends that during 1980 traffic movements be counted at the entrance points from Prince Albert Road, namely Celtic, Glenwood and Curley Drive and also counts at Manor Drive and Portland Street; thus placing the TMG in a position to make recommendations not only for any restrictions of turning movements during peak hours but as to adjustments to the internal subdivision signage.

After considerable discussion, the recommendation was rejected and on motion of Aldermen Williams and Ritchie, Council agreed to install three stop signs, one at Beacon and two at Penhorn Drive, for a six-month trial period.

RIGHT TURN LANE
THISTLE & MAPLE

A report from the Traffic Management Group regarding a suggestion that a right-turn ramp be constructed across the Irving Service Station at the corner of Thistle Street and Maple Street was before Council for consideration. The report recommends that no such change be implemented in order that increased volumes of traffic not be attracted to both Thistle and Maple Streets. On motion of Aldermen Fredericks and Hawley the recommendation of the Traffic Management Group was adopted.

PERMIT TO BUILD:
LOT R1 - MACDONALD
AVENUE

On motion of Aldermen Fredericks and Valardo, Council approved a building permit for L. B. Stevens Limited for Lot R1, MacDonald Avenue, subject to compliance with the stipulations set out in the Planning Department report.

PERMIT TO BUILD:
MARVIN PROPERTY

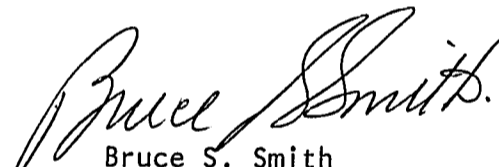
On motion of Aldermen Valardo and Ibsen, Council approved a building permit for the Hamstead Group to construct two apartment buildings on the Marvin Property, subject to compliance with the stipulations set out in the Planning Department report.

CITY WALKWAYS

Council considered a report from the Engineering Department dealing with a request from Council to survey City walkways that are unpaved and unlandscaped, work up a cost to bring them all to a standard equal to that required under subdivision regulations and recommending a financing program to carry out the work over a period of three to five years. It was pointed out in the report that subdivision regulations do not call for landscaping other than gravel on each side of the five-foot paved area and the estimates contained in the report reflect the cost for landscaping as requiring topsoil and sodding.

After some discussion, the report was deferred to staff for further review on motion of Aldermen Valardo and Brennan.

There being no further business, the meeting adjourned.


Bruce S. Smith
City Clerk-Treasurer



Province of Nova Scotia

Department of Municipal Affairs

P.O. Box 216, Halifax, Nova Scotia B3J 2M4 Phone 424-4141

ADVISORY SERVICES DIVISION

January 8, 1980

Mr. Bruce S. Smith
City Clerk Treasurer
City of Dartmouth
P. O. Box 817
Dartmouth, Nova Scotia
B2Y 3Z3

Dear Mr. Smith:

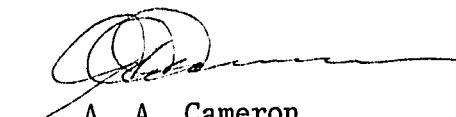
Re: Renewal of Borrowing Resolutions and Temporary Borrowing Resolutions

Enclosed please find three (3) copies of the enclosed temporary borrowing and renewal of borrowing resolutions.

These resolutions were passed by your Council on December 18, 1979, and approved by the Minister of Municipal Affairs on January 8, 1980.

I note that the Mayor's name is missing on one copy of the temporary borrowing resolution for South Woodside School and on one copy of the renewal of borrowing for Land Purchase, Navy Island.

Yours truly,


A. A. Cameron
Director

/ramp
Encl.

City of Dartmouth
Temporary Borrowing Resolution

\$10,000

Works Centre - Additional - 76-6

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

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 Ten Thousand Dollars (\$10,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding Ten Thousand Dollars (\$10,000) in addition to the sum of One Hundred Ten Thousand Dollars (\$110,000) previously authorized to be borrowed for the purpose set out above, from any chartered bank or trust company doing business in Nova Scotia;

THAT the sum be borrowed 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 at a rate to be agreed upon; and

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

APPROVED AS TO FORM
APPROVED AS TO AMOUNT

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of December, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the Town this 21st day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for approval of the Minister

Mr. [Signature]
Deputy Minister

APPROVED this 8th day of January 1980

[Signature]
Minister of Municipal Affairs

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$5,000

Fire Equipment - Additional - 78-4

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

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

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

BE IT THEREFORE RESOLVED

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

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

THAT the issue of debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding Five Thousand Dollars (\$5,000) in total from any chartered bank or trust company doing business in Nova Scotia, in addition to the sum of One Hundred Twenty-five Thousand Dollars (\$125,000) previously authorized to be borrowed for the purpose set out above;

THAT the sum be borrowed 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 at a rate to be agreed upon;
and

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

APPROVED
AS TO AMOUNT

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommended for approval of the Minister	
<i>John L. McCallum</i> Deputy Minister	
APPROVED this <u>8th</u> day	
of <u>January</u> 19 <u>80</u>	
<i>James MacLeod</i> Minister of Municipal Affairs	

APPROVED
AS TO FORM
[Signature]
SOLICITOR

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 21st day of December, 1979.

Samuel F. Brown

MAYOR

James Smith

CLERK

City of Dartmouth
Renewal of Borrowing

\$230,000

Waterfront Development - 77-13 - \$30,000
- 78-11 - \$200,000

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 Two Hundred Thirty Thousand Dollars (\$230,000) for the purpose of generally any city purpose whatsoever;

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

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Thirty Thousand Dollars (\$30,000) 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 25th day of July, 1978, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 25th day of August, 1978, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Two Hundred Thousand Dollars (\$200,000) for the purpose set out above, establishing a balance of Two Hundred Thirty Thousand Dollars (\$230,000) authorized for the aforementioned purpose;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Two Hundred Thirty Thousand Dollars (\$230,000) 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
AS TO AMOUNT

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
approval of the Minister

John Mulhally
Deputy Minister

APPROVED this 8th day
of January 1980

J. Mulhally
Minister of Municipal Affairs

APPROVED
AS TO FORM
[Signature]
COMPTROLLER

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 21st day of December 1979.

Samuel P. Bourke

MAYOR

Bruce Smith

CLERK

City of Dartmouth
Renewal of Borrowing Resolution

\$660,000

Paving - Main Street - 77-11

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 Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose of constructing curb and gutter, paving with permanent pavement the streets or sidewalks and rebuilding bridges or culverts in the city or any part thereof, namely for the purpose of paving streets in the city;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the City Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Six Hundred Sixty Thousand Dollars (\$660,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

AND WHEREAS the latest extension of the resolution was approved by the Minister of Municipal Affairs the 20th day of December, 1978;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Six Hundred Sixty Thousand Dollars (\$660,000) 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
AS TO AMOUNT
[Signature]
MINISTER

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 18th day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this 8th day of January 1980
<i>[Signature]</i> Minister of Municipal Affairs

GIVEN under the hands of the Mayor and Clerk and under the seal of the Town this 21st day of December, 1979.

[Signature]
MAYOR
[Signature]
CLERK

City of Dartmouth
Renewal of Borrowing

\$108,065.53

Land Purchase - Navy Island - 74-35

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 One Hundred Eight Thousand Sixty-five Dollars and Fifty-three Cents (\$108,065.53) for the purpose of acquiring or improving land for a City purpose;

AND WHEREAS pursuant to a resolution passed by the 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 or trust company carrying on business in Nova Scotia a sum not exceeding Seven Hundred Thousand Dollars (\$700,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

AND WHEREAS the said City has repaid a sum leaving a balance of One Hundred Eight Thousand Sixty-five Dollars and Fifty-three Cents (\$108,065.53) still authorized to be borrowed for the purpose set out above;

AND WHEREAS the latest extension of the resolution was approved by the Minister of Municipal Affairs the 20th day of December, 1978;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of One Hundred Eight Thousand Sixty-five Dollars and Fifty-three Cents (\$108,065.53) 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
AS TO AMOUNT

JL

ABC

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 18th day of December, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 21st day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS	
Recommends for approval of the Minister	
<i>John McElally</i>	Deputy Minister
APPROVED this <i>8th</i> day	
of <i>January</i> 1980	
<i>James Macaul</i>	Minister of Municipal Affairs

David P. Brown

MAYOR

Bruce Smith

CLERK

City of Dartmouth
Renewal of Borrowing

\$110,000

Storm Sewer - Lake Banook - 73-16

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 One Hundred Ten Thousand Dollars (\$110,000) for the purpose of constructing, altering, extending and improving public sewers or drains for the City and acquiring or purchasing materials, machinery, implements and plant deemed requisite or advisable therefor, or for maintaining such public sewers or drains;

AND WHEREAS pursuant to a resolution passed by the City Council on the 14th day of August, 1973, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 19th day of September, 1973, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding One Hundred Ten Thousand Dollars (\$110,000) for the purpose set out above, for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

AND WHEREAS the latest extension of the resolution was approved by the Minister of Municipal Affairs the 20th day of December, 1978;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of One Hundred Ten Thousand Dollars (\$110,000) 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
AS TO AMOUNT
[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of December, 1979.

DEPARTMENT OF MUNICIPAL AFFAIRS

Recommended for
of the Minister
[Signature]
Deputy Minister

8th day
of January, 1980

[Signature]
Minister of Municipal Affairs

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 21st day of December, 1979.

[Signature]
MAYOR

[Signature]
CLERK

City of Dartmouth
Renewal of Borrowing

\$800,000

School - South Woodside - 77-9

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 Eight Hundred Thousand Dollars (\$800,000) for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing, or equipping buildings for public schools; namely an addition to the South Woodside School, specifically for the purpose of completing the 1977 capital works program;

AND WHEREAS pursuant to a resolution passed by the City Council on the 6th day of September, 1977, the Council postponed the issue of debentures and with the approval of the Minister of Municipal Affairs dated the 22nd day of September, 1977, borrowed from a chartered bank or trust company carrying on business in Nova Scotia a sum not exceeding Eight Hundred Thousand Dollars (\$800,000) for the purpose set out above for a period not exceeding twelve months;

AND WHEREAS the Municipal Affairs Act provides that unless the period of borrowing is extended or debentures are issued within eighteen months after the resolution or latest extension thereof has been approved by the Minister of Municipal Affairs, the resolution shall become null and void;

AND WHEREAS the latest extension of the resolution was approved by the Minister of Municipal Affairs the 20th day of December, 1978;

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

BE IT THEREFORE RESOLVED

THAT subject to the approval of the Minister of Municipal Affairs the authorized period of borrowing in the amount of Eight Hundred Thousand Dollars (\$800,000) 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 APPROVED THIS IS TO CERTIFY that the foregoing is a true copy AS TO FORM AS TO AMOUNT of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of the December, 1979.

[Signature]
SOLICITOR

[Signature]

DEPARTMENT OF MUNICIPAL AFFAIRS
Recommended for approval of the Minister
<i>[Signature]</i> Deputy Minister
APPROVED this <i>5th</i> day of <i>January</i> , 19 <i>80</i> .
<i>[Signature]</i> Minister of Municipal Affairs

GIVEN under the hands of the Mayor and Clerk and under the seal of the Town this 21st day of December 1979.

[Signature]

MAYOR

[Signature]

CLERK

City of Dartmouth
Temporary Borrowing Resolution

\$140,000

South Woodside School - Additional - 77-9

WHEREAS the Municipal Affairs Act provides that the City of Dartmouth may, subject to the approval of the Minister of Municipal Affairs, borrow for the purpose of erecting, acquiring, purchasing, altering, adding to, improving, furnishing or equipping buildings for public schools, garages, and other buildings for school purposes;

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

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

BE IT THEREFORE RESOLVED

THAT under the authority of the Municipal Affairs Act the City of Dartmouth borrow a sum or sums not exceeding One Hundred Forty Thousand Dollars (\$140,000) in total for the purpose set out above, subject to the approval of the Minister of Municipal Affairs;

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

THAT the issue of the debentures be postponed pursuant to the Municipal Affairs Act and that the City borrow from time to time a sum or sums not exceeding One Hundred Forty Thousand Dollars (\$140,000) in total from any chartered bank or trust company doing business in Nova Scotia, in addition to the sum of Eight Hundred Sixty Thousand Dollars (\$860,000) previously authorized to be borrowed for the purpose set out above;

THAT the sum be borrowed 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 at a rate to be agreed upon;

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

APPROVED
AS TO FORM AND AMOUNT

[Signature]
COUNCILLOR

[Signature]

THIS IS TO CERTIFY that the foregoing is a true copy of a resolution duly passed at a duly called meeting of the Council of the City of Dartmouth held on the 18th day of December, 1979.

GIVEN under the hands of the Mayor and Clerk and under the seal of the City this 21st day of December, 1979.

[Signature]

MAYOR

[Signature]

CLERK

DEPARTMENT OF MUNICIPAL AFFAIRS

I Recommended for approval of the Minister

[Signature]
Deputy Minister

APPROVED this 8th day of January 1980

[Signature]
Minister of Municipal Affairs