

Dartmouth, N. S.

December 7/82.

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

Present - Mayor Brownlow

Ald. Sarto	Romkey
Beeler	Peters
Crawford	Levandier
Withers	DeMont
Stubbs	Greenwood
Hawley	Greenough
Bregante	Hetherington
City Solicitor, S. Hood	
City Administrator, C. A. Moir	
City Clerk-Treasurer, B. Smith	

Members and leaders of the Fourth Westphal Scout troop were present for the meeting and were welcomed by the Mayor before they left the Council Chamber.

MINUTES

On motion of Ald. Crawford and Sarto, Council approved the minutes of meetings held on Oct. 27th, Nov. 2, 8, 16, 23, and 30th.

PETITION:
LOWNEY'S INC.

On motion of Ald. Greenough and Withers, Council referred to staff for report back to Council, a petition received on behalf of Lowney's Inc., with respect to taxes levied on their property in the Woodside Industrial Park.

MOTION: Moved by Ald. Greenough & Withers that Council refer to staff for report, a petition received on behalf of Lowney's Inc., with respect to taxes levied on their property in the Woodside Industrial Park.

MOTION:
107 BY-PASS

Because of the large number of citizens present for the motion to be introduced by Ald. Crawford, with respect to the 107 By-pass issue, Ald. Levandier requested that the item be moved up in the agenda for consideration at this time. Council agreed and Ald. Crawford proceeded with the introduction of his motion, for which notice was previously given at the November meeting of Council. The motion was seconded by Ald. Romkey and the text of the motion is as follows:

WHEREAS the Government of Nova Scotia, via the Minister of Development, has requested a decision within a six-month period, from Dartmouth City Council, concerning a solution to the traffic problems at the MicMac Rotary, and/or the alleviation thereof of said traffic problem, which is the catalytic base for many of the traffic problems throughout the City of Dartmouth;

THEREFORE BE IT RESOLVED and I so move that the Provincial Dept. of Transportation of the Province of Nova Scotia be requested to construct a 'One Hundred Series' highway to by-pass Main Street and the MicMac Rotary in the City of Dartmouth, said highway to be constructed via the shortest distance between the Number 7 Highway and the A. Murray MacKay Bridge, as outlined in previous plans of the Provincial Dept. of Transportation and commonly known as the 107 By-pass.

In the presentation in support of his motion, Ald. Crawford referred to the many traffic problems that have their origin with the situation at the MicMac Rotary and the generally adverse affect being caused by the traffic congestion on the progress and development of the City. He maintained that further procrastination and indecision cannot be allowed to continue on this issue and that the new Council must take a stand to resolve the impasse that has occurred between the City and the Province over the Rotary/Main Street/107 By-pass controversy. He spoke in favour of the Port Wallis route as the most economical and efficient by-pass alignment to alleviate traffic on Main Street and at the Rotary, pointing out that this route is being supported by the Eastern Shore Development Commission and the Halifax County Council. Members of Council were provided with copies of a communication from the Municipality of the County of Halifax, advising Dartmouth Council of their adoption of the following motion relative to the 107 By-pass:

"That Municipal Council support the proposed 107 By-pass (Port Wallis route), and further, that this decision be communicated to the Mayor and Council members of Dartmouth City; and further, that this decision be communicated to the Premier and the Minister of Transportation".

Members of Council also received from the Mayor, copies of correspondence between him and the Minister of Transportation, the most recent letter being that of Dec. 3/82 from the Minister, agreeing with the suggestion made that an informal private meeting be held for a discussion of this matter. Such a meeting is proposed for the first week in January of the new year.

Speaking on the motion, Ald. Withers agreed that the time has come to resolve the impasse between the

City and the Province over the 107 By-pass question, but he felt that all possible options should be left open until after the Mayor has an opportunity to meet with the Minister of Transportation in January. He therefore moved in amendment that the words 'Dept. of Transportation' be changed to 'Government of Nova Scotia', and that the wording following '. . . MicMac Rotary in the City of Dartmouth' be replaced with the words '. . . and that discussion be held forthwith between the two levels of government for the commencement of such project'. The amendment was seconded by Ald. Hawley, but it was ruled to be out of order on the basis that it changes the intent of the original motion and is not consistent with it.

The vote was then taken on the main motion and it carried with Ald. Hetherington, Greenough, Hawley, Withers and Beeler voting against.

MOTION: Re 107 By-pass, as moved by Ald. Crawford and Romkey: the text of the motion as detailed on pages one and two of these minutes.

On motion of Ald. Sarto and Hetherington, Council referred a letter from Melvin S. Clarke Co. Ltd. to the City Solicitor, for preparation of a by-law that would require the licensing of auctioneers to conduct public auctions in the City of Dartmouth.

MOTION: Moved by Ald. Sarto & Hetherington that a letter re the licensing of auctioneers in the City of Dartmouth, be referred to the City Solicitor for the preparation of a by-law that would require such licensing procedures in Dartmouth.

Mr. Moir has reported back to Council on the consideration by staff of the Grice Report on port promotion and marketing. Staff have recommended support for the recommendations put forth in the report and in addition, Mr. Moir has gone on to propose that the cost-sharing formula outlined be negotiated further with the Province; (b) that if the new Authority is established, provision be made for preparation and submission of an annual report to the participating municipalities; and (c) that the terms of reference provide for an evaluation

LICENSING:
AUCTIONEERS

GRICE REPORT
RECOMMENDATIONS

and review of the first five years of operation of the new Authority once it has been established, to ensure that the actual goals and objectives of the Authority are being realized.

Ald. Greenough and Greenwood moved the adoption of Mr. Moir's report, supporting the recommendations of the Grice Report, with additional notations. Ald. Greenough said he would like to see the name of Dartmouth included in the Port Authority title to be given the proposed new organization. On his motion, seconded by Ald. Crawford, this amendment was recommended, along with the points that Mr. Moir has suggested.

Ald. Stubbs felt that the Finance & Program Review Committee should look at the cost implications for the City, if we participate in cost-sharing in a new Port Authority. On motion of Ald. Crawford and Hetherington, the item was therefore referred to the Committee for consideration of the cost concerns noted.

MOTION: Moved by Ald. Crawford and Hetherington that the Grice Report item be referred to the Finance & Program Review Committee for consideration of the cost implications for the City.

TAX EXEMPTION
REQUEST: BIG
BROTHERS & SISTERS

Mr. Moir has reported to Council on a request from the Big Brothers/Big Sisters organization for a taxation exemption on their property at 86 Ochterloney Street. Relevant sections of the Assessment Act have been quoted for the information of the members in coming to a decision on the request, and Mr. Moir has recommended that should Council be of the opinion that the organization is entitled to an exemption, it be granted under Section 25A of the Act, changing the assessment classification from commercial back to residential, which it was originally prior to 1982. To accomplish this, the City Solicitor's Department would draft the appropriate by-law, making the classification change in the property at 86 Ochterloney Street.

Ald. Sarto and Crawford moved that the classification be changed as recommended in Mr. Moir's report.

While some members had minor reservations about

the exemption request, basically Council endorsed the work of the Big Brothers/Big Sisters organization and considered it worthy of the assistance that would be given by changing the assessment classification as proposed. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Sarto and Crawford that the assessment classification on the property at 86 Ochterloney Street, owned by the Big Brothers/Big Sisters organization, be changed from commercial to residential, as recommended in Mr. Moir's report to Council.

APPOINTMENT:
DART. HOSPITAL
COMMISSION

Council has been advised of a problem with the reappointment of Ald. Sarto to the Dartmouth Hospital Commission, in that he has already served the three consecutive terms permitted on that body. It is therefore necessary to appoint a replacement member from Council. The names of Ald. Romkey and Ald. Hawley were placed in nomination by Ald. Crawford and Bregante respectively. Following a vote by secret ballot, Ald. Romkey was named as the new member, replacing Ald. Sarto.

AWARD TENDER:
ROOF OF
FINDLAY GYM.

Tenders have been received as follows for repairs to the roof at the Findlay School Community Centre:

Fosco Cont. Serv.	\$18,500.
Atlantic Roofers	19,842.
Scotia Roofing/W.Eric	
Wheby sub. tender	20,630.
Blunden Construction	21,800.
Semple Gooder	22,900.
Bradshaw-Woodworth	24,314.

Mr. Moir has recommended acceptance of the low bid received from Fosco Contracting Services Ltd., the funds for this project to be derived from the Municipal Incentive Grant fund. The tender was awarded as recommended, on motion of Ald. Hetherington and Greenwood.

MOTION: Moved by Ald. Hetherington & Greenwood that the low bid received from Fosco Contracting Services Ltd. for repairs to the Findlay School Community Centre (roof) be accepted in the amount of \$18,500.

AWARD TENDER:
FLOOR REPLACEMENT
FINDLAY GYM.

Tenders have also been received, as follows, for the replacement of the gym floor at Findlay School:

Business Furnishings Ltd.	\$5,300.
(alt. bid for Mondo flooring)	7,700.
Eaton's Contract Division	7,274.
Argo Flooring	7,925.

Acceptance of the low bid, submitted by Business Furnishings Ltd., has been recommended by Mr. Moir, and the tender was awarded, on motion of Ald. Romkey and Greenwood. Funds for this expenditure to be derived from the Municipal Incentive Grant fund.

MOTION: Moved by Ald. Romkey & Greenwood that the low bid received from Business Furnishings Ltd. for replacement of the floor in the Findlay School gym., be accepted in the amount of \$5,300.

LAND EXCHANGE:
57 PLEASANT ST.

Council considered a report from Mr. Moir on a proposed land exchange between the City and Mr. Joseph Zatzman and Dr. Wylie Verge. Parcel 22, required for street widening purposes, would be conveyed to the City and Parcel X would be conveyed to Joseph Zatzman and Wylie Verge, as per the descriptions and plans set out in the Schedules attached to Resolution #82-17, a copy of which is attached. A plan was available for members of Council to view in connection with this item, and Ald. Hetherington said that in future, he would like to see copies of the plans sent out with the report and resolution in the agenda package. The land exchange was approved by Council, as recommended, in conjunction with the approval of Resolution #82-17, on motion of Ald. Sarto and Withers.

RESOLUTION #82-17

MOTION: Moved by Ald. Sarto and Withers that Council approve the land exchange recommended between the City and Joseph Zatzman & Wylie Verge (Pleasant Street), and that the attached Resolution #82-17 be approved in this connection.

LAND: JACK'S
ISLAND

A report from Mr. Moir on the availability of Jack's Island for purchase by the City, was again before Council, having been deferred from the Nov. 2nd meeting pending the presentation of the Sea Base Study report. Ald. Peters and Stubbs moved that the City not purchase Jack's Island, but Ald. Greenwood suggested that the item should be deferred instead until such time as a report comes back from DND on the possibility of proceeding with the Sea Base development in the area of Bedford Basin where ammunition is located on the ocean floor.

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Ald. Greenwood and Withers moved deferral pending the receipt of the DND report and the motion to defer carried.

MOTION: Moved by Ald. Greenwood & Withers that a decision on Jack's Island be deferred until a report has been received from DND on the possibility of proceeding with the Sea Base development in the area of Bedford Basin where ammunition is located on the ocean floor.

SIGNING AUTHORITY
& PROCEDURES

A report from the City Clerk-Treasurer, dealing with general signing authorities and procedures, was again before Council, accompanied by a report from Mr. Moir, recommending the adoption of Resolution #82-43, appointing Brian MacRae to the position of Deputy Treasurer, and the recommendations contained in Mr. Smith's report, with one exception. Mr. Moir's recommends that Paragraph 2 under Section A, General Disbursements, dealing with the District School Board, be deleted; the resolution dealing with the signing officers for the District School Board must be dealt with by the Board itself. A similar approval must be obtained from any other Boards and Commissions for which the City provides accounting services and where there are separate bank accounts.

Ald. Greenough and Greenwood moved the adoption of Resolution #82-43, in conjunction with the recommendations presented and Resolutions #82-24 and #82-45/46/47/48, designating signing authority to:

- Bruce S. Smith
- Donald C. McBain
- Brian D. MacRae

Ald. Levandier said he would like to see Mr. Brady retained as a signing authority, but Mr. Smith said that within the organizational structure of the department, the position of Deputy City Clerk has no financial responsibility within the department and therefore, signing authority is not required for the position. Ald. Hetherington said that in future, when such changes as this are to be made within a department, the employees concerned should be informed and understand them before

they are dealt with in a public forum. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Greenough & Greenwood that Resolution #82-43 be adopted (appointing Brian MacRae as Deputy Treasurer), in conjunction with the recommendations from Mr. Smith re signing authority & procedures, and Resolutions #82-24/45/46/47/48, designating signing authority to:

Bruce S. Smith
Donald C. McBain
Brian D. MacRae

APPOINTMENT:
COMM. SERVICES
ADVISORY BOARD

The Dartmouth and Area Ministerial Assn. has recommended the appointment of Rev. James Chang to the Community Services Advisory Board for a two-year term. Council approved this appointment on motion of Ald. Greenwood and Sarto. Ald. Crawford said he would like to see Mrs. Joan Merrick considered for reappointment to the Board, and this suggestion was noted by the Mayor.

MOTION: Moved by Ald. Greenwood and Sarto that Rev. James Chang be appointed to the Community Services Advisory Board for a two-year term, representing the Dartmouth and Area Ministerial Association.

GUARANTEE
RESOLUTION:
METRO. AUTHORITY

Council has been requested to approve a Guarantee Resolution in relation to a debenture of the Metropolitan Authority in the amount of \$1,238,900. The purpose of the debenture is to finance the purchase of 13 new buses for M.T.C. and 5 new highway tractors for the Solid Waste Management operation. Ald. Greenough and Crawford moved approval of the Resolution as requested.

Ald. Withers said that in future, Council should be given lead time to consider such resolutions, rather than being asked to approve them after-the-fact. The Mayor took note of these comments and said he would bring them to the attention of the Authority at the next meeting. The motion carried.

MOTION: Moved by Ald. Greenough and Crawford that approval be given to the Guarantee Resolution in the amount of \$1,238,900., as requested by the Metropolitan Authority.

UPDATE:
LINDEN LEA

The Assistant City Engineer has submitted to Council, a report on requirements for taking over Linden Lea as a City street, with cost estimates to provide City water service on Linden Lea. The report makes the following recommendations:

- 1) that City Council obtain by deed or expropriation, the right-of-way for Linden Lea and St. George's Lane.
- 2) that the City accept and take over a portion of the sewer service line to Civic #8 Linden Lea and extend the sewer to Civic #8 St. George's Lane.
- 3) that the City install water service from Portland Street along St. George's Lane to Linden Lea and along Linden Lea to Civic #10, terminating with a fire hydrant.
- 4) that the work be scheduled for spring of 1983 and Mr. Braid (10½ Linden Lea) be advised to insulate or otherwise protect his present water service for the coming winter.

Mr. Purdy's report was adopted, on motion of Ald. Peters and Sarto.

MOTION: Moved by Ald. Peters and Sarto that Mr. Purdy's report on the subject of taking over Linden Lea as a City street and providing water service to residents, be adopted.

MOTION:
ALD. CRAWFORD

Notice of motion having been previously given, Ald. Crawford introduced the following motion, which was seconded by Ald. Romkey:

WHEREAS the term for serving on the Industrial Commission is presently three years;
THEREFORE BE IT RESOLVED and I so move, that the term for serving on the Industrial Commission be for a one-year period only.

Ald. Crawford felt that all members of Council wishing to do so, should have the opportunity to serve on the Industrial Commission during their term of office. He said that one-year terms would permit this kind of participation. There was no opposition to the motion and it carried.

MOTION: Re a proposed change from three-year to one-year terms on the Industrial Commission, as stated above, moved by Ald. Crawford, seconded by Ald. Romkey.

NOTICES OF
MOTION:
ALD. LEVANDIER

Notices of motion were given as follows for the next regular Council meeting:

ALD. LEVANDIER

1) Ald. Levandier:

WHEREAS on a number of occasions recently companies from outside the province have rented space on a one or two-day basis in the City of Dartmouth;

AND WHEREAS those businesses have sold merchandise which is also sold by established Dartmouth businesses;

AND WHEREAS such out-of-province businesses are not subject to payment of taxes in the City of Dartmouth and do not contribute in any way to business development in the City of Dartmouth;

BE IT THEREFORE RESOLVED that staff, including the Solicitors, investigate the situation and report to Council on methods of controlling such operations.

ALD. PETERS

2) Ald. Peters:

WHEREAS the financial statements of the City of Dartmouth for the fiscal year ended Dec. 31/81 disclose an accumulated surplus of \$4,094,755., over and above the then current fiscal requirements;

AND WHEREAS the Dartmouth City Charter and all by-laws, regulations and statutes relating to the City of Dartmouth, do not provide for, permit or allow taxation to raise revenues over and above current annual fiscal requirements;

THEREFORE, BE IT RESOLVED that the surplus fund of \$4,094,755. or such sum as may remain in the surplus account as at Dec. 31/82 be forthwith applied against the revenues of the City of Dartmouth for the fiscal year commencing Jan. 1/83;

AND BE IT FURTHER RESOLVED that the tax rate to be struck for the fiscal year 1983 be adjusted accordingly.

ALD. WITHERS

3) Ald. Withers:

That the T.M.G. be requested to take under consideration, the traffic problems in the Woodland Ave., Frederick Street, Lorraine St., Birchwood Drive area, and report to Council any recommended solutions to said problems.

ALD. HETHERINGTON

4) Ald. Hetherington:

BE IT RESOLVED that the City of Dartmouth and the Provincial Dept. of Transportation of N.S. come to some arrangement so that an exit, right-hand turn road can be placed at the south end of Gaston Road entering onto the Circumferential Highway (Trunk 111).

Under the agenda heading of Motions, Ald. Stubbs said she would like to see a return to the old format of having the text of motions set out as part of the agenda instead of separately as it is presently done. It was suggested that notation could be made of the Aldermen who have given notice of motion, with a brief reference to the text, even if the complete notice of motion is not given in its entirety on the agenda page.

INQUIRIES:

ALD. BREGANTE

Ald. Bregante asked that a bus shelter be considered for the stop on Pleasant Street at the Professional Centre. Ald. Crawford asked to have this request referred to the Transit Advisory Board for consideration.

Ald. Bregante requested additional patrols by the dog pound in the Provost Street and Lynn Drive area.

ALD. STUBBS

Ald. Stubbs referred to complaints being received about the fall-out from the gypsum plant operation; she asked to have this problem referred to the Board of Health for consideration.

Ald. Stubbs asked when the capital and operating budget estimates are to be presented. Mr. Moir advised that the capital estimates should be ready for consideration early in January and the operating estimates, later in that same month.

ALD. LEAVNDIER

Ald. Levandier noted that a number of overhead lights are out on the section of Alderney Drive between the Medical Centre and the foot of Prince Street. He asked to have these lights put back in operation.

Ald. Levandier asked to have the Building Inspection Dept. make an inspection of the burned out building on the property at 8 Shore Road.

He requested that consideration be given to a crossing guard on duty at Park Ave. and Victoria Road. Mr. Moir said he hoped to have an item on the next Committee agenda in this connection.

Ald. Levandier asked that the Dartmouth Housing Authority be asked to look into the removal of dryers from the housing units in Nova Court.

Ald. Levandier asked to have the T.M.G. look at the feasibility of winter parking restrictions on the steep incline section of Dahlia Street between Crichton Ave. and Maple Street.

His other inquiry pertained to a wading pool on the Park School property, which he asked to have boarded up because of complaints being received about it.

ALD. PETERS

Ald. Peters asked for a report on the need for traffic signals at the intersection of Portland Street and the Manor Park entrance. The Mayor noted that this was the location originally recommended by the Planning Dept. of the lights that were installed at the Gaston Road intersection.

Ald. Peters also requested a report on the feasibility of widening Lakeview Point Road at the narrow point which is of concern to residents living on the street.

ALD. HETHERINGTON

Ald. Hetherington asked that the possibility of cutting back the boulevard on Prince Arthur Ave. at Fenwick Street, be looked at by staff.

ALD. GREENWOOD

Ald. Greenwood's first inquiry pertained to the bus service in the Shannon Park area and the status of this item. Ald. Crawford commented on the Transit Advisory Board discussions re Sunday service for Shannon Park and proposed changes in Sunday service for Routes 51 and 53, this item having been previously referred to the Board from Council.

Ald. Greenwood asked for a report on the problems with fall-out from the gypsum plant, referred to earlier in the question period by Ald. Stubbs.

Ald. Greenwood asked that the T.M.G. look at the possibility of removing the right turn restriction during the hours of 7:00 p.m. and 6:00 a.m. at the intersection of Albro Lake Road and Victoria Road.

ALD. CRAWFORD

Ald. Crawford asked if the '81 and '82 street construction programs have been completed in the downtown area. Mr. Purdy said he thought that everything has been completed.

Ald. Crawford asked about the house at 18 Brookside Drive; the Solicitor said she understood that it has been sold.

Ald. Crawford asked if the two additional police officers have been hired. Mr. Moir advised that interviews are being held on Friday of this week.

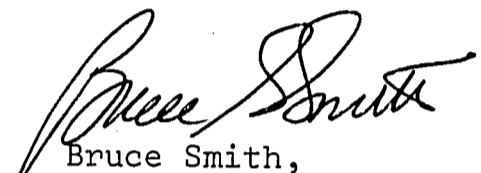
ALD. ROMKEY

Ald. Romkey asked if better lighting could be provided in the Landrace park area, which is very dark in the night-time at present.

Ald. Romkey asked that attention be given to the traffic islands at the intersection of Collins Grove and Spring Ave., to see if traffic movements can be improved.

Ald. Romkey also requested that something be done about the cars that are parked on the narrow section of Tacoma Drive in the area of the Canadian Tire parking lot.

At the conclusion of the inquiry period, the meeting adjourned.


Bruce Smith,
City Clerk-Treasurer.

City Council, Dec. 7/82

ITEMS:

- 1) Petition: Lowney's Inc., page 1.
- 2) Motion: 107 By-pass, pages 1 & 2.
- 3) Licensing: Auctioneers, page 3.
- 4) Grice Report recommendations, page 3.
- 5) Tax exemption request: Big Brothers, page 4.
- 6) Appointment: Dart. Hsp. Commission, page 5.
- 7) Award tender: Roof, Findlay School, Page 5.
- 8) " " : Floor, Findlay gym., page 5.
- 9) Land exchange: 357 Pleasant St., page 6. (Res.#82-17)
- 10) Land: Jakc's Island, page 6.
- 11) Signing authority & procedures, page 7. Res. 82-43, 82-24
- 12) Appointment: Comm. Services Advisory Bd., page 8. 82-45/46/
- 13) Guarantee Resolution: Metro. Authority, page 8. 47/48
- 14) Update: Linden Lea, page 9.
- 15) Motion: Ald. Crawford, page 9.
- 16) Notices of Motion: page 10.
- 17) Inquiries: page 11 to 13 incl.

Dartmouth, N. S.

December 21/82.

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

Present - Mayor Brownlow

Ald. Sarto	Romkey
Beeler	Peters
Crawford	Levandier
DeMont	Withers
Stubbs	Greenwood
Bregante	Hetherington
Greenough	

City Solicitor, M. Moreash
Acting City Administrator, D. Bayer
City Clerk-Treasurer, B. Smith.

Council agreed to add two items to the agenda,
one being an application for permit to build (Maritime
Tel & Tel), and the second, a report from Mr. Moir on
the proposed locations for new Housing Commission units
in Dartmouth.

REZONING REQUEST:
351 & 353 PLEASANT
STREET

This meeting of Council constituted the public
hearing for a rezoning application for 351-353 Pleasant
Street (Pleasant View Foster Villa), the request being
to rezone this property from the existing "Holding Zone"
to "Institutional". The Planning Dept. has recommended
in favour of the application and no opposition to it
was indicated at the neighbourhood meeting held on Dec. 9th
at the North Woodside School. By-law C-467 has been
prepared and presented to accomplish the zoning change.

The Mayor reminded members of Council that any member
leaving the chamber during the hearing (or absent when it
begins) is ineligible to participate in the debate or to
vote on the rezoning. Mr. L'Esperance then gave the
Planning Dept. presentation, after which the Mayor asked
if any representations were to be heard from the public.
The Solicitor representing the Pleasant View Villa interests
spoke briefly, asking Council's support for the application.

It was moved by Ald. Hetherington and Greenwood and
carried that leave be given to introduce the said By-law
C-467 and that it now be read a first time.

It was moved by Ald. Greenwood and Hetherington
and carried that By-law C-467 be read a second time.

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

It was moved by Ald. Crawford and Greenwood and carried that By-law C-467 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.

PRICING POLICY:
BURNSIDE IND.
PARK

Council agreed to deal next with the pricing policy item , involving the sale of land in the Burnside Industrial Park. A report from Mr. Rath was before Council in this connection, with a recommendation from the Industrial Commission that approval be given to Option #4, as set out on page 7 of the report, for a new pricing policy to become effective as of the first of the year. Under the proposal, lots would be categorized to reflect their relative locational value or visibility advantage, and the price structure would be as follows:

- 1) "High Visibility" sites: \$2.00 per sq. ft.
- 2) "High Visibility" II sites: \$1.75 per sq. ft.
- 3) "Medium Visibility" sites: \$1.50 per sq. ft.
- 4) "Low Visibility" sites: \$1.35 per sq. ft.

Presentation of the proposal was made by Mr. Rath and he explained the effort that has been made to try to offset development costs and still not lose the competitive edge needed to maintain the demand for sites in the Park. He pointed out that the prices for land will continue to be reviewed as development proceeds, with the idea of having further increases keep pace with development costs.

Ald. Greenwood and Hetherington moved the adoption of the recommended price Option #4, for which an amendment to the appropriate by-law will be prepared for submission to Council. Ald. Greenough spoke in favour of the motion, but it was opposed by Ald. Crawford on the basis that Council should not be expected to make a decision on this item without further time to study the report from Mr. Rath and go over the figures contained in it. He moved deferral of the item for this purpose, seconded by Ald. Romkey. Debate followed on the effect of delaying the implementation of the new pricing policy and when the vote was taken, the motion to defer was defeated.

Ald. Stubbs said she would be prepared to support the main motion with an amendment in the price proposed for "low visibility" sites. She favoured the price quoted in Option #1 for these sites, at \$1.45 per sq. ft., and moved in amendment that Option #4 be amended with this change from \$1.35 per sq. ft. for "low visibility" sites, to \$1.45 per sq. ft., as recommended in Option #1. The amendment was seconded by Ald. Crawford, but it was defeated.

After further debate, the vote was taken on the main motion and it carried by a vote of 7 to 6. Ald. Crawford then gave notice of reconsideration, seconded by Ald. Levandier.

RECONSIDERATION

MOTION: Moved by Ald. Greenwood & Hetherington that Council approve the recommended price Option #4 for land in the Burnside Park, as outlined on page 7 of the report from Mr. Rath, dated Dec. 15/82.

MONTHLY REPORTS

Monthly reports recommended from Committee, were approved as follows:

- 1) Social Services (Nov.): approved on motion of Ald. Greenwood and Hetherington.
- 2) Development Officer (Oct. & Nov.): approved on motion of Ald. Sarto and Greenough.
- 3) Building Inspection (Nov.): approved on motion of Ald. Bregante and Greenwood.
- 4) Minimum Standards (Nov.): approved on motion of Ald. Greenwood and Sarto.

Ald. Crawford asked for information on the burned out building at 8 Shore Road, an inquiry raised previously by Ald. Levandier. Mr. Bayer noted the inquiry.

- 5) Fire Chief (Nov.) : approved on motion of Ald Greenough and Bregante.

Ald. Crawford asked why the Police Commission has not met for some time. Mr. Rath advised that the Commission will meet on the third Thursday of January, which is the regular meeting date. Ald. Crawford requested that the meeting take place instead on the first Thursday of January.

- 6) Ferry Supt. (Nov.): approved on motion of Ald. Bregante and Hetherington.
- 7) Dog Control (Oct. & Nov.): approved on motion of Ald. Hetherington and Greenwood.
- 8) Tourist Director (Trends in the Motor Coach/ Tour Bus industry): approved on motion of Ald. Sarto and Greenwood.

MOTIONS: To approve the monthly reports as outlined above.

ALTERATIONS:
GRAY AND
BOWLES ARENAS

On motion of Ald. Sarto and Hetherington, Council approved a recommendation from Committee on proposed alterations to the Gray and Bowles arenas, which will permit City staff to negotiate an agreement with the two interested organizations (Figure Eights Skating Club and the Shearwater-East Dartmouth Minor Hockey Assn.), for the construction of rooms they propose, and for the terms and conditions under which the space will be made available to them and services provided; details as contained in Mr. Moir's report of Dec. 6/82.

MOTION: Moved by Ald. Sarto and Hetherington that Council approve a recommendation from Committee on proposed alterations to the Gray and Bowles arenas, which will permit an agreement to be negotiated with the two interested organizations, as outlined in Mr. Moir's report of Dec. 6/82.

TAX EXEMPTION:
DART. SENIOR
CARE SOCIETY

On motion of Ald. Hetherington and Withers, Council approved a recommendation from Committee, to authorize the City Solicitor's Dept. to prepare the necessary by-law for exemption of the Dartmouth Senior Care Society (Oakwood Terrace Nursing Home) from taxation.

MOTION: Moved by Ald. Hetherington & Withers that Council approve a recommendation from Committee, authorizing the City Solicitor to prepare the necessary by-law for exemption of the Dartmouth Senior Care Society (Oakwood Terrace Nursing Home) from taxation.

APPOINTMENT:
DART. SENIOR
CARE SOCIETY

On motion of Ald. Sarto and Bregante, Council approved a recommendation from Committee, appointing Ald. Hetherington as Council's representative to the Dartmouth Senior Care Society.

MOTION: Moved by Ald. Sarto and Bregante that Ald. Hetherington be appointed as Council's representative to the Dartmouth Senior Care Society, as recommended by Committee.

CROSSWALK GUARD:
VICTORIA RD.
& PARK AVE.

On motion of Ald. Bregante and Greenough, Council approved the following recommendations from Committee:

- a) that a crosswalk guard be placed at the intersection of Park Ave. and Victoria Road.
- b) that the children walk along the sidewalk on the south side of Park Ave., cross Victoria Road at the entrance of the one-way street (Victoria Road), and then proceed north on Victoria Road, using the sidewalk on the east side, then use the traffic lights at the intersection of Victoria Road on Thistle Street (four-way Stop) for crossing to Bicentennial School.

c) that this crosswalk guard system be instituted when school opens on Jan. 3/83.

MOTION: Moved by Ald. Bregante & Greenough that recommendations from Committee with respect to a crosswalk guard being placed at the intersection of Park Ave. & Victoria Road, be adopted, as detailed in these minutes.

INFORMATION
ITEM: LIQUOR
ESTABLISHMENT

On motion of Ald. Sarto and Crawford, Council received and filed for information, a report on the proposed establishment of a cabaret in the K-Mart Plaza, for which application has been made to the Liquor License Board.

MOTION: Moved by Ald. Sarto and Crawford that Council receive and file a report on the proposed establishment of a cabaret in the K-Mart Plaza, for which application has been made to the Liquor License Board.

MEMBERSHIP:
LIBRARY/CULTURAL
STEERING COMMITTEE

On motion of Ald. Greenough and Withers, Council approved the appointment of Ald. Bregante, Greenwood and Beeler to the Library/Cultural Steering Committee, plus the appointment of Mr. D. Moss to the Committee, representing the W.D.C.; these appointments have been recommended from Committee.

MOTION: Moved by Ald. Greenough & Withers that Council approve the appointment of Ald. Bregante, Greenwood and Beeler to the Library/Cultural Steering Committee, plus the appointment of Mr. D. Moss to the Committee, representing the W.D.C. (Recommended from Committee.)

AWARD TENDER:
REPAIRS TO PUMPER

The following tenders have been received for the supply of labour, materials and equipment to carry out the manufacture of a new stainless steel water tank for the City's 1965 LaFrance pumper:

Donaco Specialty Trucks of Canada	\$17,584.
Wilaon's Truck Body Shop	19,840.

It is recommended to Council that the low bid from Donaco Specialty Trucks of Canada, be accepted, and Council awarded the tender, as recommended, on motion of Ald. Sarto and Bregante.

MOTION: Moved by Ald. Sarto and Bregante that the low tender for a stainless steel water tank for the 1965 LaFrance pumper, be accepted in the amount of \$17,584. This bid is from Donaco Specialty Trucks of Canada.

AWARD TENDER:
POLICE VEHICLES

Tenders have been received as follows for the

supply of two intermediate-range marked Police cars,
offering a 1981 Ford sedan and a 1977 Dodge van in trade:

Chebucto Ford Sales Ltd. (Fairmount Futura)	\$14,717.20
Fairley & Stevens Ltd. (Mercury Zephyr)	16,508.00
Dartmouth Dodge Chrysler Ltd. (Diplomat Salon)	18,638.00

Mr. Moir has recommended that the tender be awarded to the low bidder, Chebucto Ford Sales Ltd., in the amount of \$14,717.20., and Council awarded the tender, as recommended, on motion of Ald. Greenough and Greenwood.

MOTION: Moved by Ald. Greenough & Greenwood that the tender for two intermediate-range marked Police cars, be awarded to the low bidder, Chebucto Ford Sales Ltd., in the amount of \$14,717.20, as recommended by Mr. Moir.

WHARF CONSTRUCTION:
HALIFAX HARBOR

A response is being sought from Ocean Waterfront Properties Inc., represented by K. E. MacCulloch, to their plans for a wharf facility that would be located in Halifax harbor on property located at the foot of Lyle Street. City staff have recommended that a favourable comment is in order, since this is considered to be a suitable development for the site in question. Ald. Greenough and Withers moved the adoption of the recommendation, but Ald. Crawford said that as Alderman representing the area, he would like to have additional information about the project and about provision for screening from the adjacent residential properties, so that the residents are assured of protection from noise, traffic, etc. Ald. Levandier noted that he has had an opportunity to meet with Mr. MacCulloch to learn more about the project, and Mr. MacCulloch indicated his willingness to meet with Ald. Crawford and other interested representatives of relevant civic groups where additional information may be required. On motion of Ald. Crawford and Hetherington, the item was therefore deferred until such time as the Aldermen representing the ward and other interested representatives have an opportunity to assess additional information on the project.

MOTION: Moved by Ald. Crawford & Hetherington that the item on wharf construction, Hfx. harbor, be deferred until such time as the Aldermen representing the ward and other interested representatives have an opportunity to assess additional information on the project.

LOCATIONS:
HOUSING UNITS

A report from Mr. Moir was before Council on proposed locations throughout the City for eight family housing units to be provided by the Nova Scotia Housing Commission. The locations are as follows:

- 4 on Lynwood Drive
- 1 on Waynewood Drive
- 1 on Birchdale Ave.
- 2 on Mount Edward Road.

Council has been asked to approve the eight locations recommended, all being situated in areas which are zoned R-1. Lot plans for the eight homes accompanied Mr. Moir's report. Ald. Greenwood and Bregante moved that the locations be approved as recommended. Ald. Hetherington felt that Ward 7 should not receive any additional units until other wards have an opportunity to catch up, but other members supported the distribution being proposed and the motion carried.

MOTION: Moved by Ald. Greenwood & Bregante that the locations recommended for eight family housing units in Dartmouth (part of the 15 approved for the City) be approved as recommended by Mr. Moir in his report to Council.

DRAINAGE:
SEABOARD G.M.
DIESEL

The City Solicitor has submitted a report on the question of the City's obligation to convert the open drainage ditch to a piped drainage system, in connection with the planned extension of the Seaboard G.M. Diesel premises on Windmill Road. Council has been advised that it is the City's responsibility to ensure that the use of our easement does not adversely affect an adjacent property owner, and it is therefore proper that the City should be the one to construct and pay for the cost of piping the brook. Based on the information received about the location of the easement and the City's responsibility for its maintenance, Council proceeded to approve the piping project and an expenditure of \$15,000. from the Small Drainage Projects budget, for this work, on motion of Ald. Greenwood and Bregante.

MOTION: Moved by Ald. Greenwood & Bregante that Council approve the piped drainage system over the City's easement involved in the planned extension of the premises owned by Seaboard G.M. Diesel on Windmill Road, at a cost of \$15,000., this expenditure to be drawn from the Small Drainage Projects budget item.

APPOINTMENT: DLAB

On motion of Ald. Sarto and Hetherington, Council approved the appointment of Mr. Michael Zatzman for a three-year term on the Dartmouth Lakes Advisory Board, representing the Urban Development Institute of Nova Scotia.

MOTION: Moved by Ald. Sarto & Hetherington that Council approve the appointment of Mr. Michael Zatzman for a three-year term on the Lakes Advisory Board, representing the Urban Development Institute of Nova Scotia.

APPOINTMENTS:
TOURIST COMMISSION

On motion of Ald. Hetherington and Greenough, Council approved the appointment of three representatives to the Dartmouth Tourist Commission for two-year terms: Mr. Peter Randall, representing the N. S. Restaurant & Food Services Assn., Mr. Glenn Squires, representing the Innkeepers Guild of Nova Scotia, and Mr. Ray Hollett, representing the Beverage Room Assn. of Nova Scotia.

MOTION: Moved by Ald. Hetherington & Greenough that Council approve the following appointments for two-year terms, to serve on the Tourist Commission:

- Mr. Peter Randall
- Glenn Squires
- Ray Hollett

TEMPORARY
BORROWING
RESOLUTIONS

Temporary Borrowing Resolutions #82-01 through 82-11 incl., totalling \$8,176,100., were presented for Council's approval by the City Clerk-Treasurer. They were adopted, on motion of Ald. Greenwood and Levandier. Copies of the resolutions are attached.

MOTION: Moved by Ald. Greenwood & Levandier that the attached Temporary Borrowing Resolutions #82-01 through #82-11 incl., totalling \$8,176,100., be approved by Council.

WORKING PAPER:
NEW PLANNING ACT

Members of Council have received copies of the Working Paper for the proposed new Planning Act for Nova Scotia, together with a Planning Dept. report with comments on the various sections of the Act, indicating changes or new conditions being proposed under the Act. The Provincial Dept. of Municipal Affairs has requested that comments on the Working Paper be submitted by Dec. 31/82, and because of these time constraints, Mr. Bayer has suggested that Council indicate support for the intent of the new Planning Act, while at the same

time, recognizing the need for clarification of certain matters and therefore, a continuing dialogue with the Province on these.

Ald. Stubbs was concerned that Council has been asked to deal with this major document in such a short space of time, and felt there should have been a comparison by staff with the existing Planning Act. She considered it to be an unreasonable expectation for Council to meet the deadline imposed by the Province for submission of comments, and felt that staff should have acted more quickly to put their report together. Mr. Bayer explained that the Working Paper has only been received by his department since the first week in December and it has been brought to Council at the first possible opportunity to do so. Ald. Stubbs went on to question the amount of time Council is required to give to meetings under the present Council and Committee system, and said she would like to see changes in this structure in the new year.

Ald. Stubbs and Crawford then moved deferral of this item for consideration at the first Committee meeting in January. Ald. Greenough felt that this should be a separate meeting to deal only with the Working Paper and staff report. Ald. Bregante asked for copies of the Green and White Papers which preceded the preparation of this Working Paper. Council wished to indicate to the Provincial department responsible that there is insufficient time to deal adequately with the item at this session, and that it will be considered as soon as possible in the new year. The motion to defer carried.

MOTION: Moved by Ald. Stubbs and Crawford that this item be deferred to the first Committee meeting in January (or to a separate Committee meeting if there are additional items on that particular agenda).

An application for permit to build was before Council, from Maritime Tel & Tel Co. Ltd., for a digital office, to be located at 57 Queen Street. Ald. Peters and Hetherington moved that the application be approved. Ald. Crawford and Levandier were concerned that work on

PERMIT TO BUILD:
57 QUEEN ST.

this project was commenced without a building permit and the necessary approvals from the City or any provision for a protected walkway for pedestrians while it is in progress. Ald. Crawford asked that a letter go forward to the Chairman of Maritime Tel & Tel and to the contractor, indicating the concerns of Council about the procedures that were not properly followed and the lack of attention to these details. Ald. Levandier suggested that legal action should be considered against the contractor, who should have realized what documentation was required, but no amendment to this effect was introduced. The vote was taken on the motion and it carried.

MOTION: Moved by Ald. Peters & Hetherington that Council approve an application for permit to build, as submitted by Maritime Tel & Tel for a digital office, to be located at 57 Queen Street.

SERVICE CHANGE:
ROUTES 51 & 53

The following recommendation has been forwarded to Council from the Transit Advisory Board:

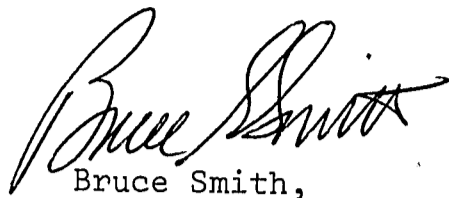
That proposed changes for Routes 51 and 53 be recommended to Council. These changes will result in the introduction of hourly Sunday service on Route 53, where there was previously no Sunday service, and a change from half-hour to hourly service on Route 51 on Sundays.

The report from Mr. Smith to Council was accompanied by additional information from M.T.C. on the two changes in service being recommended. The recommendation of the Board was approved, on motion of Ald. Hetherington and Stubbs. Ald. Greenwood asked that the Board look at the possibility of Sunday night service into the Wallis Heights area as well. Ald. Crawford said he would take this request to the Board and to M.T.C. for consideration. The motion carried.

MOTION: Moved by Ald. Hetherington & Stubbs that two changes in service on Routes 51 and 53, as detailed above and recommended from the Transit Advisory Board, be approved.

Ald. Crawford made reference to a letter received from Mrs. Joan Merrick on behalf of the Octagon Towers Residents Assn., and was advised by the Mayor that this item will be on the first January agenda.

Meeting adjourned.



Bruce Smith,
City Clerk-Treasurer.

City Council, Dec. 21/82

ITEMS:

- 1) Rezoning request: 351 & 353 Pleasant St., page 1.
- 2) Pricing policy: Burnside Park, page 2 (Reconsideration)
- 3) Monthly Reports, page 3.
- 4) Alterations: Gray & Bowles Arenas, page 4.
- 5) Tax exemption: Dart. Senior Care Society, page 4.
- 6) Appointment: Dart. Senior Care Society, page 4.
- 7) Crosswalk guard: Victoria Rd. & Park Ave., page 4.
- 8) Information item: Liquor Establishment, page 5.
- 9) Membership: Library/Cultural Committee, page 5.
- 10) Award tender: Repairs to pumper, page 5.
- 11) Award tender: Police vehicles, page 5.
- 12) Wharf construction: Hfx. harbor, page 6.
- 13) Locations, Housing units, page 7.
- 14) Drainage: Seaboard G.M. Diesel, page 7.
- 15) Appointment: DLAB, page ;8.
- 16) Appointments: Tourist Commission, page 8.
- 17) Temporary Borrowing Resolutions, page 8.
- 18) Working Paper: new Planning Act, page 8.
- 19) Permit to build: 57 Queen St., page 9.
- 20) Service change: Routes 51 and 53, page 10.