

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: DEPUTY MAYOR THOMPSON
ALDERMEN SARTO, MACFARLANE
BILLARD, CONNORS
LEVANDIER, RODGERS
MCCLUSKEY, PYE, WOODS
HAWLEY, GREENOUGH
WALTON, HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
CITY CLERK-TREASURER: B. SMITH
DEPARTMENT HEADS & ASSISTANTS

INVOCATION

The meeting was opened with the Invocation, led by Deputy Mayor Thompson.

POINTS OF PRIVILEGE

Several members then rose on points of privilege, as follows:

- 1) Ald. Levandier, Connors, McCluskey & Rodgers - All four members stated their concerns about the recent disturbance and acts of vandalism that occurred following a dance at the Banook Canoe Club. While this matter was under discussion, Police Chief Trider gave a verbal report on the events of the evening of August 16th, explaining how police officers attempted to deal with the large number of people involved, and to restore order. He said that problems with the Banook dances arose from the fact that a general admission was permitted, whereas the dances should be for members and guests only. He advised that in future, members of the City police force will not be permitted to provide security services for any dances at Banook, and he suggested that a meeting of canoe club representatives should be held to try and resolve problems associated with club dances.

The Deputy Mayor was asked to express to the Banook Club, Council's strong feelings about the problems created by club dances, and to insist that appropriate action be taken to insure there is no recurrence of problems experienced this summer and last week in particular. The urgency of this request will be communicated to Banook in the communication with them. Ald. Rodgers commended the police officers on duty for the way in which they dealt with the situation they faced on August 16th.

- 2) Ald. Sarto - Asked that the T.M.G. give consideration to the need for a guardrail or barrier of some kind on the north side of the Collins Grove Court area, where cars have left the highway behind the townhouses and crashed into the housing units. He requested a report back to Council from the T.M.G. on this item.

Ald. Sarto also asked for a staff report on the number of accidents that have occurred at the Portland Street/Regal Road intersection, and for a T.M.G. recommendation for improving the traffic problems at this location.

- 3) Ald. Hetherington - Questioned whether a motion or resolution was ever authorized by Council for an amount of \$20,000. to be released to the Canadian Canoe Association, to operate the lake patrol service this year. He also asked about the payment of people hired for the service, one person being the daughter of an officer of the Canoe Association. The third question raised by Ald. Hetherington was with reference to recommendations 1, 5 & 6 from the joint report by Chief Trider and Chief Greene, which he considered to be simply a re-statement of last year's tender call requirements, and he questioned further, the response time of three minutes, in the case of the July 18th drowning accident at Lake Banook.

- 4) Ald. Billard - Requested an opportunity to present an inquiry at some point before adjournment. The inquiry, when it was made at a later point, pertained to section 3, paragraph 1 of the Unsightly Premises By-law, and the need for a resolution of Council to have a property cleaned up and the owner billed for the clean-up. The Solicitor said she would have to have the specific information on the property involved before responding to Ald. Billard's inquiry.

1.0

APPROVAL OF MINUTES

MOTION: To approve the minutes of the July 3rd, 10th and 17th meetings, as circulated.

Moved: Ald. Hetherington
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

2.0 BUSINESS ARISING OUT OF MINUTES3.0 DELEGATIONS & HEARINGS OF PROTEST4.0 ORIGINAL COMMUNICATIONSi) HALIFAX COUNTY MUNICIPALITY - REQUEST FOR APPOINTMENT OF
TWO REPRESENTATIVES ON ARBITRATION COMMITTEEREQUEST FOR
APPOINTMENT

The City of Dartmouth, with other metropolitan municipalities, has been asked to appoint two members to serve on the Arbitration Committee for the Joint Expenditure Unit, so that a date and place for a meeting of this group can be arranged.

MOTION: To refer this request to Mayor Savage for action.

Moved: Ald. Greenough
Second: Ald. Hawley
In Favour: All
Against: None
Motion Carried

ii) LETTER FROM FIVE STAR COMMITTEE - COMPOSITION OF CITY
BOARDS, COMMITTEES & COMMISSIONSLETTER: FIVE
STAR COMMITTEE

A letter has been received from the Five Star Committee, recommending to Council that when appointments are being made to the various Boards, Commissions and Committees of the City, wherever possible, the expertise available among the disabled members of the community be drawn upon to serve on these Boards and Commissions.

MOTION: To adopt the recommendation of the Five Star Committee.

Moved: Ald. Pye
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

5.0 PETITIONSPETITIONS:
TRUCK ROUTES

Petitions presented at this time from resident groups opposed to truck routes in their areas, were received for consideration in conjunction with the Truck Route Review Report, item 8.5.1 on the agenda.

PETITION:
ROSLYN DR.
RESIDENTS

Deputy Mayor Thompson requested that a petition from residents of Roslyn Drive, be referred to staff for a report. The petition requests a number of safety measures for school children from this area.

MOTION: To refer the Roslyn Drive petition to staff for report, as requested by Deputy Mayor Thompson.

Moved: Ald. Greenough
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

6.0 HEARING

i) REGISTRATION OF HERITAGE PROPERTIES - 78 SHORE ROAD

71 PORTLAND STREET

HEARING:
HERITAGE
REGISTRATION

Council set this date for hearing of two proposed Heritage Property Registrations, being recommended by the Heritage Advisory Committee. The properties involved are located at 71 Portland Street (Owl Drug Store) and 78 Shore Road. Presentation of the Committee recommendation was made by Ald. Connors, Vice Chairman.

The hearing for both properties proceeded, during which Mr. Earle, the owner of 71 Portland Street, spoke in favour of registration for the Owl Drug Store property. There were no representations opposed to the registration of either 78 Shore Road or 71 Portland Street.

MOTION: To approve the registration of 71 Portland Street and 78 Shore Road, as Heritage Properties on the Dartmouth Registry.

Moved: Ald. Connors
Second: Ald. MacFarlane
In Favour: All
Against: None
Motion Carried

7.0 PRESENTATION

i) PRESENTATION OF TROPHY - MAYOR'S CUP CHALLENGE

A trophy was presented by Deputy Mayor Thompson to the winners of the Mayor's Cup Challenge, one of the Canoe to the Sea events held on July 14th and 15th. The winning team who received the cup were Don Evans and John Leger. They were congratulated by the Deputy Mayor on behalf of Council.

8.0 REPORTS8.1 MAYOR8.1.1 NOMINATION OF FIVE VOTING DELEGATES TO UNSM

DELEGATES:
UNSM

Council has been asked by Mayor Savage to nominate five voting delegates from the City to the UNSM conference, which takes place from Sept. 12th to 14th. Delegates nominated by Council were:

Mayor Savage
Deputy Mayor Thompson
Ald. Sarto, Connors, Hawley

Ald. Greenough was willing to serve as an alternate delegate to the conference.

8.2 CITY ADMINISTRATOR8.2.1 TENDER - CONTRACT 90512 - SIGNAGE, B.I.P.

AWARD TENDER:
CONTRACT 90512

Tenders have been received for Contract 90512 (signage, Burnside Industrial Park) and in his report to Council, Mr. Burke has recommended that the tender be awarded to the low bidder, D. A. Lanthier Construction Co. Ltd., with a bid price of \$96,301.00; completion time: 4 weeks.

MOTION: To award the tender for Contract 90512 to the low bidder, D. A. Lanthier Construction Co. Ltd., as recommended. This company had the low bid price, in the amount of \$96,301.00.

Moved: Ald. Sarto
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

8.2.2 TENDER - CONTRACT 88504 J PHASE 8-5, ROADS, B.I.P.

AWARD TENDER:
CONTRACT 88504

Report from Mr. Burke (R. Fougère, E. Purdy) on tenders received for Contract 88504 J (Phase 8-5, roads, B.I.P.),

recommending that the tender be awarded to the low bidder, Dexter Construction Co. Ltd., with a bid price of \$385,479.84; completion time: 2 months.

MOTION: To award the tender for Contract 88504 to the low bidder, Dexter Construction Co. Ltd., as recommended. The low bid price submitted was in the amount of \$385,479.84.

Moved: Ald. Hawley
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

8.2.3 TENDER - CONTRACT 90-24, STORM SEWER PRINCESS MARGARET BLVD.

AWARD TENDER:
CONTRACT 90-24

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90-24 (storm sewer, Princess Margaret Blvd.), recommending that the tender be awarded to the lowest bidder, B. H. Fancy Construction Ltd., with a bid price of \$75,975.00; completion time: 6 weeks.

MOTION: To award the tender for Contract 90-24 to the lowest bidder, B. H. Fancy Construction Ltd., as recommended. The low bid price submitted by this company was in the amount of \$75,975.00

Moved: Ald. Pye
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

8.2.4 TENDER - CONTRACT 90-21, SIDEWALK CONSTRUCTION

AWARD TENDER:
CONTRACT 90-21

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90-21 (sidewalk construction), recommending that the tender be awarded to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$115,972.00; completion time: 6 weeks.

MOTION: To award the tender for Contract 90-21 to the lowest bidder, Ocean Contractors Ltd., with a bid price of \$115,972.00, as recommended.

Moved: Ald. Pye
Second: Ald. McCluskey
In Favour: All
Against: None
Motion Carried

8.2.5 APPLICATION TO AMEND DEVELOPMENT AGREEMENT - 3 BRUCE STREET

APPLICATION:
3 BRUCE ST.

A report has been submitted by Mr. Burke (D. Bayer, G. L'Esperance) on an application to amend the current Development Agreement for 3 Bruce Street, recommending that staff be instructed to proceed with a neighborhood information meeting in connection with this application.

MOTION: To adopt the recommendation that staff be instructed to proceed with a neighborhood information meeting in connection with application to amend the Development Agreement for 3 Bruce Street.

Moved: Ald. Sarto
Second: Ald. Greenough
In Favour: All
Against: None
Motion Carried

8.2.6 IMPLEMENTATION OF THE POLLUTION CONTROL CHARGE & WASTE
WATER MAINTENANCE CHARGE

REPORT: PCC
& WWC CHARGES

In response to questions and concerns from members of Council, relating to the implementation of the Pollution Control Charge and the Waste Water Maintenance Charge, both of which have been included with water billings according to the implementation schedule approved some time ago, a report from Mr. Burke, prepared by Mr. Smith, was before Council for consideration. Mr. Burke mad a number of introductory comments on the present status of the harbour clean-up project, which is now about two years behind schedule; he outlined some of the cost implications associated with delay in the project.

Ald. Greenough and other members felt that the City's participation in funding the harbour clean-up should be spread over a longer period than formerly planned, in order to reduce the impact being felt by citizens as a result of the higher water bills they are now receiving. Mr. Burke explained the cost implications of rolling back rate increases at this stage, taking into account that the project can already be expected to cost considerably more than originally projected, with the delay in beginning construction of the treatment plant. He did agree with

Ald. Greenough's suggestion that a general assessment of cost implications, before the end of this year, would be advisable, once total project costs have been more firmly established. These costs cannot be determined until a site is officially chosen for the treatment plant, since a number of sites have been proposed for the facility in the Fournier Report.

Ald. Pye said it would be preferable to roll back the \$1.20 per 1000 gal. PCC charge to \$1.00, and increase the charge gradually by five cents per year thereafter. He presented a motion along these lines.

MOTION: That the City Administrator be instructed to draft a report, based on the proviso that the Pollution Control Charge shall be reduced to \$1.00 per 1000 gallons of water consumption, a twenty-cent reduction from the present rate.

Moved: Ald. Pye
Second: Ald. McCluskey

Ald. Woods and MacFarlane were of the opinion that greater efforts should be directed toward informing the public about the fund being accumulated to meet Dartmouth's commitment toward the harbour clean-up, so that citizens know exactly where their money is going, and also, they should be made aware that our water rates compare more than favourably with other parts of Canada, even with the additional charges that have recently been added. Ald. Woods also asked that the frequency and accuracy of water-meter reading be improved; he was advised that steps are being taken in these areas. Ald. Woods requested a copy of the Fournier Report so he can read it and circulate it to other members of Council who may also want to read it. Ald. MacFarlane asked if water customers are starting to be in arrears with their payments, and he requested information on the oceanographic evaluation, which cost over \$250,000., also, on costs included in the \$341,238.40 operational figure: how many staff are involved, what are their salaries, what equipment would have been purchased? Mr. Burke advised that a financial statement is available and he will provide copies in response to these questions.

Ald. Rodgers suggested that by not selecting Sandwich Point as the treatment plant location, some cost factors such as tunneling, may now be reduced. He felt that contract bids could come in lower than projected as well.

In view of these considerations, he moved referral to the Finance & Program Review Committee for discussion and a report back to Council, with staff input as well.

MOTION: To refer the Implementation Report to the Finance & Program Review Committee for discussion and report back to Council.

Moved: Ald. Rodgers
Second: Ald. Levandier

Members opposed to referral considered that the City has already made a commitment to the harbour clean-up and should stand by that decision, while at the same time, trying to offer more and better explanations to the public with their water billings, so that people are better able to understand the increase in rates and the reason behind the increase.

The vote was taken on the motion to refer.

In Favour: Ald. McCluskey, Rodgers
Levandier, Greenough, Pye
Against: All other members
Motion Defeated (Motion to refer)

Ald. Greenough then proposed an amendment that would have requested Mr. Burke to identify the impact of the twenty-cent reduction in the PCC rate; Ald. Pye seconded the amendment, but Mr. Burke explained the difficulty in responding to the amendment without first knowing what the treatment plant facility and other project components will cost. Ald. Greenough therefore presented a motion of deferral for the report, until year-end when decisions should have been made on these important influencing factors.

MOTION: To defer the report expected from Mr. Burke until year-end so that the cost impact of the various options can be included as the information required.

Moved: Ald. Greenough
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

8.2.7 SPECIAL CONSTABLE STATUS - RESOLUTION 90-27

SPECIAL CONSTABLE: Council was asked to approve Resolution 90-27, RESOLUTION 90-27 appointing John R. McManamy as a Special Constable, for a period of 12 months, to issue parking tickets and notices of violations of by-laws.

MOTION: To approve Resolution 90-27, appointing John R. McManamy as a Special Constable.

Moved: Ald. Hetherington
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

8.4.1 DAHLIA STREET BARRIER

DAHLIA STREET
BARRIER

Ald. Connors requested that a staff report on the subject of the Dahlia Street barrier, go to a community meeting to be scheduled as soon as possible; a report from that meeting will come back to Council. He asked that staff assist in arranging for the date, time and location for the meeting.

MOTION: That the staff report on the subject of the Dahlia Street barrier, be forwarded to a community meeting, to be scheduled as soon as possible; a report from that meeting to come back to Council.

Moved: Ald. Connors
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

8.2.8 HEALTHY COMMUNITIES PILOT PROJECT

PILOT PROJECT

Mr. Burke has reported to Council on the proposed establishment of a full-time Healthy Communities Co-ordinator office, to be funded by the Province as a pilot project, on a year-to-year basis. The former head of the School Health Promotion Study is prepared to serve as Co-ordinator for one year renewal annually thereafter, based upon continued Provincial funding.

It is therefore recommended that Mr. Burke be authorized to enter into an employment contract with Anne Cogdon for a one-year period, commencing July 30/90, renewable annually thereafter, on the condition of Provincial funding to support the program.

MOTION: To adopt Mr. Burke's recommendation on the entering into of an employment contract with Anne Cogdon, commencing July 30/90, renewable annually, subject to a continuation of Provincial support for the office of Healthy Communities Co-ordinator.

Moved: Ald. Hetherington
Second: Ald. Greenough
In Favour: All
Against: None
Motion Carried

8.2.9 FIRE MUTUAL AID AGREEMENT

FIRE MUTUAL
AID AGREEMENT

A proposed mutual aid agreement, to be entered into with adjacent communities in the local area, has been prepared and approved by Fire Chief Greene, and recommended by Mr. Burke. It is recommended that Council authorize the entering into of mutual aid agreements in the form of the agreement before Council, with adjacent municipalities (Halifax, Cole Harbour, Bedford, Waverley and Eastern Passage), and that the Mayor and City Clerk be authorized to execute such agreements.

MOTION: To adopt the recommendation on the entering into of mutual aid agreements with other local municipalities, as outlined above.

Moved: Ald. McCluskey
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

Ald. Woods asked for an annual report to Council on this item, and he further requested that references in the agreement to 'he' and 'his' be changed to general terms applicable to all people.

11.0 NOTICES OF MOTION

NOTICES OF
MOTION

The following notices of motion were given by Ald. Walton for the next regular Council meeting.

Ald. Walton

- (1) WHEREAS the City of Dartmouth has a Land Use By-law that governs the uses of property in various zones;

AND WHEREAS this by-law allows a business to operate from an owner-occupied residence in an R-1, R-2, R-3, R-4, T-1, or TH Zone, as long as certain criteria are met;

AND WHEREAS certain businesses can generate increased traffic flow in the evening hours, causing undue and unnecessary hindrances, as well as increasing the potential for traffic mishaps;

AND WHEREAS there is no restriction on the hours of operation on said businesses in the by-law;

THEREFORE BE IT RESOLVED that our Legal Dept. draft the appropriate amendments to this by-law, to have the hours of operation restricted to 8:00 a.m. to 6:00 p.m., Monday to Friday, and 9:00 a.m. to 4:00 p.m. on Saturday.

- (2) WHEREAS various subdivision covenants are put in place throughout the City;

AND WHEREAS the majority of property owners abide by these covenants, but some elect to ignore the same, knowing it would take civil action to enforce such covenants, at a personal cost and considerable inconvenience;

THEREFORE BE IT RESOLVED that an appropriate by-law be drafted by our Legal Dept., making it an offence to ignore subdivision covenants, as an additional form of protection to our covenant-respecting home-owners.

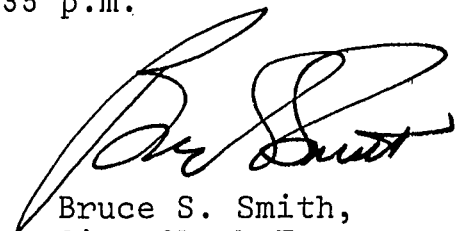
At 10:35 p.m., Council went in camera, on motion of Ald. Connors and Woods. Ald. McCluskey and Pye left the meeting at this point and were not present for the in camera meeting.

Council later reconvened in open meeting to ratify the action taken while meeting in camera.

MOTION: To ratify the action taken while
meeting in camera on this date.

Moved: Ald. Walton
Second: Ald. MacFarlane
In Favour: All
Against: None
Motion Carried

Meeting adjourned at 11:35 p.m.



Bruce S. Smith,
City Clerk-Treasurer.

ITEMS:

- Invocation, page 1.
 - Points of privilege, page 1 & 2.
 - 1.0 Approval of minutes, page 2.
 - 2.0 Business arising out of minutes, page 3.
 - 3.0 Delegations & hearings of protest, page 3.
 - 4.0 Original communications, page 3.
 - i) Halifax. Co. Municipality: Request for appointment, page 3
 - ii) Letter from Five Star Committee: Composition of City Boards, Committees & Commissions, pg.3
 - 5.0 Petitions, page 3.
 - 6.0 Hearing, page 4.
 - i) Registration of Heritage properties, 78 Shore Rd.
71 Portland Street, page 4.
 - 7.0 Presentation, page 4.
 - i) Presentation of Trophy, Mayor's Cup Challenge, page 4.
 - 8.0 Reports, page 5.
 - 8.1 Mayor, page 5.
 - 8.1.1 Nomination of five voting delegates to UNSM, page 5.
 - 8.2 City Administrator, page 5.
 - 8.2.1 Tender: Contract 90512, Signage B.I.P., page 5.
 - 8.2.2 Tender: Contract 88504 J Phase 8-5, Roads B.I.P., pg. 5.
 - 8.2.3 Tender: Contract 90-24, Storm Sewer Princess Margaret Blvd,pg.6
 - 8.2.4 Tender: Contract 90-21, Sidewalk construction, page 6.
 - 8.2.5 Application to amend Development Agreement, 3 Bruce St., pg. 7
 - 8.2.6 Implementation of PCC & WWMC, page 7 to 9.
 - 8.2.7 Special Constable status, Resolution 90-27, page 10.
 - 8.4.1 Dahlia Street barrier, page 10.
 - 8.2.8 Healthy Communities pilot project, page 10.
 - 8.2.9 Fire Mutual Aid Agreement
 - 11.0 Notices of motion, page 11 & 12.
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DARTMOUTH CITY COUNCIL

AUGUST 28, 1990

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, THOMPSON
BILLARD, MACFARLANE
CONNORS, LEVANDIER
RODGERS, MCCLUSKEY
PYE, WOODS, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

ACTING CITY ADMINISTRATOR, T. RATH
CITY SOLICITOR; M. MOREASH
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

PRESENTATION

At the opening of the meeting, Mayor Savage made a Volunteer of the Month presentation to Sally King, in recognition of her research work and efforts in operating the Quaker House. In accepting the Volunteer award, Mrs. King paid tribute to other members of the Quaker House Committee, and thanked Council for the financial assistance being provided by the City for restoration work on this historic building.

1.0 PUBLIC HEARING

i) PROPOSED M.P.S. AND LAND USE BY-LAW AMENDMENTS: HEIGHT RESTRICTIONS, CITY OF LAKES BUSINESS PARK

PUBLIC HEARING: This meeting of Council constituted the public hearing HEIGHT RESTRICTIONS for an application to increase the allowable office building height in the City of Lakes Business Park, from three storeys to five storeys, requiring amendments to the M.P.S. and the Land Use By-laws. Related documentation, including the Planning Dept. report, has been circulated to all members of Council with the agenda. All members of Council were recorded as being present for this public hearing.

CONFLICT OF INTEREST

Ald. Woods declared a conflict of interest on this item, by reason of the fact that his firm is under contract by Fairwyn Enterprises Ltd. in connection with their ScotPine development. He withdrew from his place on Council and sat in the gallery until the item was completed.

The Planning Dept. presentation to Council was made by Roger Wells. He outlined the existing M.P.S. policies and Land Use By-law regulations, relative to height restrictions applicable to office buildings in what is now known as the City of Lakes Business Park, and then explained the reasons for the Planning Dept. recommendation in favour of amendments that would permit office uses to a maximum building height of five storeys in the Business Park.

Members of Council were given an opportunity to ask question of Mr. Wells, several of which pertained to the origination of the application; to the scope of the land area designated for inclusion and how this land area was determined; and to the cost implications (ie. in terms of future purchase price) of including a portion of the CountryView land holdings in Schedule H. Mr. Rath also responded to some of the questions, especially those dealing with cost implications for the Country View lands. It was noted that the 450-acre designation of land, as shown in Schedule H, corresponds with the definition recommended in the M.P.S. draft document that will be coming to Council at a later time. Also, the portion of Country View lands is only that wedge-shape section that falls within the development boundary identified as being serviceable with existing trunk sewer lines that drain to the harbour.

When there were no further questions, the Mayor called for speakers in favour of the application to amend the M.P.S. and the Land Use By-law. The following speakers were heard by Council:

- 1) Mr. Roger O'Neil, President of Inter-Provincial Development Corp., and one of the applicants requesting the height restriction change. Mr. O'Neil stated that the height change for office buildings will help to insure the success of the Business Park, since it will allow developers to construct high-quality buildings for which they can charge reasonable rentals. The importance of the suburban location in a metropolitan area, was stressed by Mr. O'Neil. In response to questions from Ald. Connors about the implications for office development in downtown Dartmouth, Mr. O'Neil said that tenants wishing to locate from downtown Halifax, prefer to move to the suburban setting of the Business Park; otherwise, they would probably not relocate at all.

- 2) Mr. Scott McCrea of the Armour Group Ltd., a second applicant for the height restriction change. He indicated to Council that his company is in complete agreement with the proposed change.
- 3) Mr. Gear, 76 Fairbanks Street - in favour of the application.
- 4) Mr. Scott Simonds, President of Sussex Leaseholds. Mr. Simonds commended the quality and success of the Burnside Park, and said he felt the change proposed is a good move for the Park and will only add to its success.
- 5) Mr. John Lindsay, another of the applicants, said the change in allowable height for office buildings will permit greater design flexibility and architectural innovation than was possible with the three-storey restriction in effect. He did not see the Business Park as being in competition with downtown Dartmouth because each offers different potential, depending on what developers and tenants are looking for.

The Mayor called three times more for speakers in favour of the application, and then proceeded to call for speakers opposed. Mr. Colin May made a presentation to Council, copies of which were circulated to all members.

Mr. May first asked if there may have been a conflict of interest on the part of those Council members who serve on the Industrial Commission, if a price increase was discussed for sites already purchased or under option for development with the additional-storey buildings. Mr. Rath noted that a price roll-back is not permitted for sites already sold, and any subsequent land sales, involving sites with higher densities, would still have to be considered by the Commission, after a staff report has been prepared on the subject.

After receiving this information, Mr. May proceeded with his presentation in objection to the height change application. He took the position that the proposal before Council will destroy the downtown of the City, and instead, only the sites in the original request from the developers, should have been under consideration. He felt the height restriction issue should have been dealt with in the context of the total M.P.S. document, for the whole City, and he also questioned the adequacy of existing sewer capacity in the Business Park, to accommodate higher development densities that the five-storey provision will permit.

The Mayor called three times at this point for any additional speakers opposed to the application, but there was no one else wanting to be heard. (Members of Council received with their package for this item, a letter of objection from the Medical Society of Nova Scotia, but no representative was able to be present for the public hearing.)

The public hearing was therefore declared to be closed, on motion of Ald. Levandier and Greenough.

BY-LAW C-686

Proposed By-law C-686, to amend the M.P.S. By-law (C-356) was presented to accomplish the height restriction change requested by the Industrial Commission and the four signing applicants. Council proceeded with first reading.

MOTION: That leave be given to introduce the said By-law C-686 and that it now be read a first time.

Moved: Ald. Greenough
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

MOTION: That By-law C-686 be read a second time.

Moved: Ald. Greenough
Second: Ald. Sarto

Ald. Greenough and Levandier spoke in favour of removing the present height restriction in the Business Park. They felt the Burnside Park has become one of the City's most valuable assets, and did not agree that it has adversely affected development in downtown Dartmouth. Ald. Levandier pointed out that development has gone ahead downtown, with considerable assistance and financial contribution from the City. Other members of Council who took part in the debate, had similar opinions and were generally in favour of the height change for office buildings in the Business Park. They were all willing to support the amendments requested. The vote was taken on second reading.

In Favour: All
Against: None
Motion Carried

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

MOTION: That By-law C-686 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.

Moved: Ald. Greenough
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

BY-LAW C-687

Proposed By-law C-687, to amend the Land Use By-law (C-357) with respect to the height restriction change requested, was then presented for Council's approval.

MOTION: That leave be given to introduce the said By-law C-687 and that it now be read a first time.

Moved: Ald. Pye
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

MOTION: That By-law C-687 be read a second time.

Moved: Ald. Hetherington
Second: Ald. Pye
In Favour: All
Against: None
Motion Carried

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

MOTION: That By-law C-687 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.

Moved: Ald. Levandier
Second: Ald. Greenough
In Favour: All
Against: None
Motion Carried

- 2.0 REPORTS
- 2.1 PUBLIC WORKS & SAFETY COMMITTEE
- 2.1.1 TRUCK ROUTE REVIEW REPORT

TRUCK ROUTE
REVIEW REPORT

A Truck Route Review Report from Mr. Burke, prepared by staff, has been referred to Council from the Public Works & Safety Committee, without recommendation. Mr. Fougere made the staff presentation to Council.

Petitions have been received in connection with the streets proposed for inclusion as part of the truck routes through Dartmouth, and in presenting these petitions, Ald. McCluskey expressed the concern of residents about truck traffic, indicating to Council that what is really required is better signage and not a further aggravation of existing problems with truck traffic on residential streets.

MOTION: That we go back to the established truck route network, and that the streets proposed be removed from that network.

Moved: Ald. McCluskey

Second: Ald. Sarto

During debate on the motion, members stated their concerns about the present inadequacy of truck route signage, and about the difficulties of enforcement. While the street network proposed by staff was not acceptable, recommendations four to eight of the staff report, were considered to be worthwhile and members felt they should be referred to Mr. Burke for action. The need for better dialogue with the trucking industry was recognized, and information initiatives proposed were supported.

Ald. Woods requested information on enforcement measures in Halifax, where truck traffic is concerned, and he also asked how many tickets have been given out in Dartmouth for 'cab only' violations. Ald. Rodgers asked that a signage design package, for adaptation on streets such as Woodland Ave., be prepared by staff, for presentation to Council within a month. The Dept. of Transportation (Provincial) would be asked for a response to the proposed designs, but staff might not have this response before presenting their preliminary design package to Council.

On the basis that recommendations four to eight incl. will go back to Mr. Burke for his attention, the vote was taken on the motion to maintain the established truck route parameters. The emphasis on improved signage and better enforcement of the Truck Route By-law, wherever possible, is also noted. Ald. Hawley said the size of truck route signs is important; existing signs, such as one on Waverley Road, are inadequate.

The vote was taken on the motion.

In Favour: All
Against: None
Motion Carried

3.0 MOTIONS

3.1 ALD. CONNORS

3.1.1 COMPREHENSIVE AUDIT OF SCHOOL BOARD

Since the subject of Ald. Connors' proposed motion is already being addressed through a Provincial study, he indicated his wish to withdraw the above-noted motion, for which notice was previously given.

6.0 REPORTS

6.1 CITY ADMINISTRATOR

6.1.4 TEMPORARY BORROWING RESOLUTIONS & 1990 DEBT ISSUE

TEMPORARY
BORROWING
RESOLUTIONS

Report from Mr. Burke (B. Smith, L. Corrigan) on the funding of the 1990 debt issue, recommending that staff be authorized to proceed with funding arrangements and that Council authorize Temporary Borrowing Resolutions totalling \$28,743,700.

MOTION: To approve the staff recommendations for funding the 1990 debt issue, as follows:

- 1) to authorize Temporary Borrowing Resolutions (as attached to the staff report), totalling \$28,743,700.
- 2) to authorize staff to proceed with funding arrangements with the Municipal Finance Corp., for long-term debt, totalling \$6,725,800., relating to General Fund capital projects.

- 3) to authorize withdrawal of \$523,000. from the Water Depreciation Fund to pay for Water Utility capital projects, subject to approval of the Public Utilities Board.

Moved: Ald. Thompson
Second: Ald. Walton
In Favour: All
Against: None
Motion Carried

6.2 SOLICITORS

6.2.1 TAXI FARE INCREASES

TAXI FARE
INCREASES

The Solicitor has prepared a report to Council on the proposed amendment to the Taxi By-law, recommended by the Public Transportation Advisory Committee, which would provide for an increase to taxi fares as follows:

Initial charge: From \$1.70 to \$1.90
 Mileage: From \$1.30 to \$1.40
 Extra passengers: No increase
 Waiting time: No increase

BY-LAW T-503

Proposed By-law T-503, to accomplish the amendment being recommended, was presented for Council's approval.

MOTION: That leave be given to introduce the said By-law T-503 and that it now be read a first time.

Moved: Ald. Hetherington
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

MOTION: That By-law T-503 be read a second time.

Moved: Ald. Thompson
Second: Ald. Hawley
In Favour: All
Against: None
Motion Carried

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

MOTION: That By-law T-503 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.

Moved: Ald. Hawley
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

NOTICES OF MOTION

NOTICES OF
MOTION: ALD.
CONNORS

Notices of Motion given at this time by Ald. Connors were as follows:

Ald. Connors

- 1) WHEREAS each member of Dartmouth City Council is referred to as "Alderman"

AND WHEREAS traditionally, the word Alderman described an older or elder man holding an administrative or judicial position in the community;

AND WHEREAS the term 'Alderman' no longer reflects all who actually serve on City Council, from time to time, be they male or female, young or old;

BE IT RESOLVED that members of Dartmouth City Council shall henceforth be referred to as Councillor and not Alderman;

AND FURTHER that staff be instructed to take whatever steps are necessary to have the Dartmouth City Charter amended to reflect this change.

- 2) WHEREAS a primary duty of members of Council is to raise constituents' concerns in a timely manner, and often the most expeditious way of doing so is by bringing the matter to the attention of Council at the next possible meeting;

BE IT RESOLVED that the agenda of Council be amended to allow for a period at the start of each meeting for "Concerns of Council Members" and "Questions".

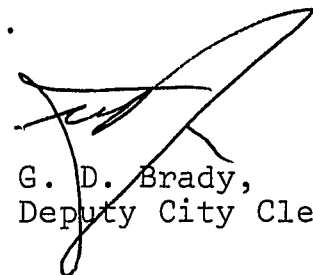
- 3) BE IT RESOLVED that the Finance & Program Review Committee review present City policies with respect to:
- 1) hiring practices of full and part-time employees of the City and of those corporations, boards, societies, and other groups and bodies receiving municipal funding.
 - 2) personal use of municipal resources by municipal elected officials and staff.
 - 3) tendering for goods and services.
 - 4) purchase of goods and services without tendering.
- to ensure that such policies reflect the highest ethical standards, and if not, to recommend to Council, appropriate improvements.

Council went in camera, on motion of Ald. Thompson and Hetherington, at 10:50 p.m., and later reconvened in open meeting to ratify the action taken while meeting in camera.

MOTION: To ratify the action taken while meeting in camera on this date.

Moved: Ald. Hetherington
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

Meeting adjourned at 11:00 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- Presentation, page 1.
 - 1.0 Public hearing, page 1.
 - i) Proposed M.P.S. & Land Use By-law amendments, height restrictions, City of Lakes Park, pg.1 to 5.
 - By-law C-686, page 4.
 - C-687, page 5.
 - 2.0 Reports, page 6.
 - 2.1 Public Works & Safety Committee, page 6.
 - 2.1.1 Truck Route Review report, page 6.
 - 3.0 Motions, page 7.
 - 3.1 Ald. Connors, page 7.
 - 3.1.1 Comprehensive audit of School Board, pg. 7.
 - 6.0 Reports, page 7.
 - 6.1 City Administrator, page 7.
 - 6.1.4 Temporary Borrowing Resolutions & 1990 debt issue, pg. 7.
 - 6.2 Solicitors, page 8.
 - 6.2.1 Taxi Fare Increases, page 8.
 - By-law T-503, page 8.
- Notices of motion: Ald. Connors, page 9 & 10.
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