

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

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

INVOCATION

Mayor Savage opened the meeting with the Invocation.

LETTER - GOLD STAR AWARD

The Mayor informed Council that a letter has been received from the Secretary of State, concerning the Gold Star award received by the City of Dartmouth. A presentation was made to Ald. Walton in this connection.

1.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of the August 21st and 28th meetings, with notation of a correction to page 4 of the 28th minutes: the motion for second reading of By-law C-686 should have been seconded by Ald. Sarto.

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

2.0 BUSINESS ARISING FROM THE MINUTES

3.0 DELEGATIONS & HEARINGS OF PROTEST

4.0 ORIGINAL COMMUNICATIONS

i) ROSE STREET BARBECUE

A communication from Ald. Connors was before Council, pertaining to a request from residents of Rose Street for a temporary street closure on Sept. 8th, for a street barbecue.

MOTION: That Council give permission for the temporary street closure requested by Rose Street residents (between Pine and Maple Streets), from 2:00 p.m. to 9:00 p.m., on Sat., September 8/90, for purposes of a street barbecue.

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

Since there was some question as to whether the permission of Council is required for temporary street closures of this kind, or whether permission can be granted by the Traffic Authority (Chief of Police), the Solicitor was asked to look into the question and clarify the point for Council.

CONGRATULATIONS

Ald. McCluskey requested that letters of congratulations be sent to the Dartmouth City Mazda team, on winning the Provincial Women's Soccer championship, and to the Dartmouth United Moosehead team, on winning the Nova Scotia Soccer First Division title.

Other commendations at this time came from Ald. Thompson, to volunteers who participated in the Manufacturers Life cycling event, and from the Mayor, in acknowledging the \$1400. amount raised by City employee Larry Corrigan for the 1989 Terry Fox Run. He reminded members that the 1990 Terry Fox Run will take place on September 16th.

HEALTH PROMOTION STUDY

At the request of the Mayor, Council agreed to add an item at this point in the meeting, pertaining to a continuation of the Health Promotion Study, begun in 1987. Council's authorization for a contract with the Federal Government is required.

MOTION: That Council authorize the entering into of a contract for the Health Promotion Study and for the payment by the Federal Government to the City, of the sum of \$97,000., and that the Mayor and the City Clerk be authorized and instructed to execute all necessary documentation.

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

5.0 PUBLIC HEARINGS

i) APPLICATION TO REZONE LOTS - THISTLE STREET

APPLICATION TO
REZONE: THISTLE ST.

This date was set by Council for public hearing of an application from the residents of Thistle Street to rezone ten properties on Thistle Street (94 to 112-114) from R-2 to R-1 Zone. Of these ten properties, eight contain single-family homes, and the remaining two are vacant. Documentation pertaining to the application, including a petition from area residents, has been circulated with the agenda, and the Planning Dept. has recommended in favour of the rezoning request. All members of Council were recorded as being present for the public hearing.

Mr. L'Esperance made the Planning Dept. presentation to Council, after which the Mayor opened the public hearing, calling for speakers in favour of the application.

Council heard Kelly Cameron of 124 Thistle Street, on behalf of the Thistle Street Residents Association. She was assisted in her presentation by Rick Vermeulen, another area resident, who showed a short video of the properties included in the rezoning request, their present status, and some of the traffic conditions existing on this particular section of Thistle Street. The residents wish to retain the R-1 character of their neighborhood and to preserve the present quality of the environment there. They are also concerned about traffic conditions and the development of the vacant lands on what is a dangerous curve on the street. They feel the situation will be further compounded by additional driveways on this curve, together with a possible increase in on-street parking, as a result of development.

The Mayor called three more times for speakers in support of the application and hearing none, called for speakers opposed to it. Ms. Jean Beeler addressed Council for the owners of the vacant land involved, part of which is presently zoned R-2 and therefore affected by the request to zone this and other properties to R-1 Zone.

Ms. Beeler advised that she was representing the three children of the late Nino Rossi, a long-time Dartmouth resident and developer. She referred to the good development record of the Rossi family in Dartmouth, noting that any duplex development on the land in question will be of good quality and residents need not be concerned about problems created by non-resident landlords. She circulated pictures of Rossi duplexes constructed at other City locations, to illustrate this point. She also commented on existing R-2 buildings in the same section of the City, suggesting that any new duplexes constructed would be equally consistent with present zoning as R-1 development would be with buildings in that zoning category. She did not agree that traffic conditions would be adversely affected by duplex development, any more than R-1 homes, which could result in three driveways being added to Thistle Street.

After the Mayor had called three times for any speakers opposed and there were none, the public hearing was declared to be closed, on motion of Ald. Levandier and Hetherington.

BY-LAW C-688

Proposed By-law C-688, to amend the Land Use By-law in accordance with the rezoning application for Thistle Street, was presented for Council's consideration.

MOTION: That leave be given to introduce the said By-law C-688 and that it now be read a first time.

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

MOTION: That By-law C-688 be read
a second time.

Moved: Ald. Sarto
Second: Ald. Thompson

The motion for second reading was opposed by Ald. Hawley, Greenough and Pye. They did not feel that duplex development would be inappropriate for the vacant lots remaining on this section of Thistle Street, or that traffic conditions would be affected appreciably. Reference was made to the existing R-2 buildings already there, and when Mr. L'Esperance was asked about a Planning Dept. response to retaining the R-2 zoning, he suggested a 51 to 49 margin either way on the zoning question. Ald. Pye questioned the aspect of bias on the part of Ald. Connors, in the procedure followed to bring the application before Council. The Solicitor said she could not give an opinion to Council on this point, any more than on a conflict-of-interest question.

Members in favour of the motion felt the residents have acted within their rights and in good faith, to protect the integrity of their neighborhood. They commended the initiative taken to submit a rezoning application, as an act of public participation.

The vote was taken on second reading.

In Favour: All members except
Against: Ald. Greenough, Hawley, Pye
Motion Carried

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

MOTION: That By-law C-688 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. Connors
In Favour: All
Against: None
Motion Carried

6.0 PETITIONS7.0 PRESENTATIONi) WASTE
SOLID MANAGEMENT ADVISORY COMMITTEE - MASTER PLANMASTER PLAN:
SOLID WASTE
MANAGEMENT

Present for the next item were Mr. Allan O'Brien, Chairman, and other members of the Solid Waste Management Advisory Committee, who have prepared the Solid Waste Management Master Plan (Phase 1: Final Report) for the Metropolitan Authority. The Dartmouth representatives on the Committee are Mr. Colin May and Ms. Marianne Feetham. Members of Council have previously received copies of this report. The presentation to Council was made by Mr. O'Brien, assisted by Ms. Janet Ross, who has been one of the organizers for the recycling depot at Penhorn Mall. Mr. Mort Jackson of Metropolitan Authority, was in attendance as well and available to answer questions from members of Council about the process to be followed in choosing and implementing recommended strategies for solid waste management in the metropolitan municipalities.

At the conclusion of the Committee presentation, Mr. O'Brien discussed with members the principal strategy being recommended, namely, the central composting of organic wastes, and also, the pros and cons of incineration, this being the one strategy alternative with which one member of the Advisory Committee has differed from the majority recommendation. Ald. Hawley made an inquiry about the experimental incineration process undertaken in Cape Breton, and the possibility of exploring its effectiveness for local purposes. The Mayor said he would take this suggestion on the possibility of local testing, up further with Metropolitan Authority members and Mr. Jackson, to determine their response to it.

Council was advised that the present aim is to have the Authority reach a decision on the disposal method to be accepted, by the end of this year. Both the Mayor and Mr. Jackson stressed the time constraint for a decision and for proceeding with a strategy plan, in view of the fact that the existing landfill site will be closed as of 1994. Members of Council were willing to deal with the staff report from the Authority as soon as it is ready, and it was noted by Mr. Jackson that the public participation process will continue as it has in the past. Ald. Connors requested a financial analysis from City staff of the implications for

our future funding requirements, and in relation to our other financial decisions and commitments. This report would compliment the Authority staff report and assist Council in decisions that will have to be made about Dartmouth's participation.

The Mayor thanked Mr. O'Brien and Metro. Authority staff members for attending, and he thanked in particular, Mr. May, Ms. Feetham, the Dartmouth Committee members, and Ms. Janet Ross for her efforts in the recycling program.

ii) POLICE HEADQUARTERS PROPOSAL REPORT

POLICE HEAD-
QUARTERS REPORT

Mr. Burke has recommended a two-week extension to Lakeview Shopping Centre, proponents of the new police headquarters on Wyse Road, for further negotiations between the company and the City.

CONFLICT OF INTEREST

A conflict of interest on this item was declared by (1) Ald. McCluskey (assessment appeal on behalf of the company), and (2) Ald. Woods (firm may be in a position to submit a proposal for sub-contracted engineering services). Both members withdrew from their places on Council while the item was before Council.

MOTION: To grant a two-week extension to the Lakeview Shopping Centre representatives, as recommended by Mr. Burke.

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

9.0 REPORTS

9.1 CITY ADMINISTRATOR

9.1.2 PROPOSAL - DARTMOUTH FERRY STUDY

PROPOSAL: FERRY
STUDY

Proposals have been called for a study of the Dartmouth ferry system, and the report to Council on this item by Mr. Burke (Capt. Keddy, John Lukan) recommends that

Price Waterhouse be selected as the consultant for the ferry review, and an agreement be entered in to conduct the study.

MOTION: To adopt the recommendation on the selection of the Price Waterhouse proposal for the ferry review.

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

Ald. Billard asked to receive a copy of the scoring evaluation for all of the firms from whom proposals were received. Mr. Lukan agreed to provide this information.

9.2 SOLICITORS

9.2.1 PARKLAND IN PORTLAND ESTATES (RES. 90-28)

PARKLAND:
PORTLAND ESTATES
RESOLUTION 90-28

In order to be able to withdraw funds from the capital account for parkland, to make improvements to the park area in Portland Estates, and to carry out a recreational study in this area, Council has been requested by the Solicitor to approve Resolution 90-28, which was attached to her report to Council.

MOTION: To approve Resolution 90-28, to provide for the withdrawal of funds from the capital account for parkland (Portland Estates park improvements and study), in the amount of \$33,000.

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

10.0 REPORTS

10.1 CITY ADMINISTRATOR

10.1.1 PETITION - GREGORY STREET & WILDWOOD BLVD.

PETITION:
GREGORY ST.

In response to a petition presented by Ald. Thompson from area residents, with regard to the school bus stop at the corner of Gregory Street & Wildwood Blvd., Mr. Burke

Price Waterhouse be selected as the consultant for the ferry review, and an agreement be entered in to conduct the study.

MOTION: To adopt the recommendation on the selection of the Price Waterhouse proposal for the ferry review.

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

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

10.0 REPORTS

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PETITION:
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In response to a petition presented by Ald. Thompson from area residents, with regard to the school bus stop at the corner of Gregory Street & Wildwood Blvd., Mr. Burke

has submitted a report, with four recommendations, addressing the four items of concern from the petition.

MOTION: To approve the four recommendations, as follows:

- 1) that no school crossing guard be installed at this time.
- 2) that appropriate cross-hatched crosswalks be installed immediately, and appropriate signs ordered.
- 3) that no change be made to the current bus route.
- 4) that a three-way stop be installed at the intersection of Gregory St. and Wildwood Blvd.

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

10.1.2 CONTRACT AGREEMENT - N.S. CLIPPERS SOCCER CLUB

AGREEMENT:
SOCCER CLUB

A proposed agreement for the use of Beazley Field, for the 1991 season, has been negotiated with the Nova Scotia Clippers Soccer Club, and Mr. Burke (W. Stevens) has recommended approval of the agreement as prepared and submitted with his report.

MOTION: To approve the agreement between the City and the Nova Scotia Clippers Soccer Club, as negotiated and recommended.

Moved: Ald. Sarto
Second: Ald. Billard

Ald. Hawley had concerns about section 8 of the agreement (Parking provisions), and requested the inclusion of the streets: Strath Lane, Perth, Westwood, Raymoor Drive, Churchill & Kennedy Dr. specifically, for designation as no on-street parking locations, in addition to Caledonia Road. He was willing to have one game occur, on a trial basis, to determine if parking problems arise on adjacent streets, and, if so, section 8 would be applied and measures implemented, as per the Solicitor's report to the Mayor of August 31/90. Copies of this latter report, under the heading 'Clippers Soccer Club: Parking' were circulated to members of Council in addition to the main report from Mr. Burke. Ald. Greenough also made the point that this agreement, for the use of Beazley Field, is presently for a one-year period only.

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

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Ald. Hawley proposed an amendment to section 14 of the agreement, which would have changed the payment schedule to May, June & July from the dates May, July and September.

AMENDMENT: To change the payment schedule set out in section 14 of the agreement, from the present dates, to: May 31/91, June 31/91 and July 31/91.

Moved: Ald. Hawley
Second: Ald. Pye
In Favour: Ald. Hawley & Pye
Against: All other members
Amendment Defeated

The vote was then taken on the motion.

In Favour: All
Against: None
Motion Carried

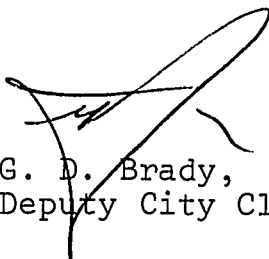
At 10:40 p.m., Council went in camera, on motion of Ald. Sarto and MacFarlane.

After reconvening in open meeting, the action taken in camera was ratified by Council.

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

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

Meeting adjourned at 11:00 p.m.


G. D. Brady,
Deputy City Clerk.

ITEMS:

- Invocation, page 1.
 - Letter, Gold Star award, page 1.
 - 1.0 Approval of minutes, page 1.
 - 2.0 Business arising from minutes, page 1.
 - 3.0 Delegations & Hearings of Protest, page 1.
 - 4.0 Original Communications, page 1.
 - i) Rose Street barbecue, page 1.
 - Congratulations, page 2.
 - Health Promotion Study, page 2..
 - 5.0 Public hearings, page 3.
 - i) Application to rezone lots, Thistle Street, pg. 3 to 5.
 - By-law C-688, page 4.
 - 6.0 Petitions, page 6.
 - 7.0 Presentation, page 6.
 - i) Solid Waste Management Advisory Comm., Master Plan, pg. 6.
 - ii) Police headquarters proposal report, page 7.
 - 9.0 Reports, page 7.
 - 9.1 City Administrator, page 7.
 - 9.1.2 Proposal - Dartmouth Ferry Study, page 7.
 - 9.2 Solicitors, page 8.
 - 9.2.1 Parkland in Portland Estates, Res. 90-28, page 8.
 - 10.0 Reports, page 8.
 - 10.1 City Administrator, page 8.
 - 10.1.1 Petition, Gregory St. & Wildwood Blvd., page 8.
 - 10.1.2 Contract agreement, N. S. Clippers Soccer Club, page 9 & 10.
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LOCATION: CITY COUNCIL CHAMBERS
TIME: 7:30 P.M.

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

MEMBER ABSENT: ALD. MCCLUSKEY

ACTING CITY ADMINISTRATOR: T. RATH
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

WELCOME - VISITING MUNICIPAL OFFICIALS

At the opening of the meeting, Deputy Mayor Thompson introduced visiting municipal officials in the gallery for this meeting of Council. They were welcomed to the meeting by the Mayor and Council.

R.C.M.P. COSTS - POLICE STRIKE

The Mayor advised Council of a report circulated on the subject of R.C.M.P. costs incurred during the 1989 police strike, explaining why this bill from the Province has not been paid to date. He said the bill will be paid as soon as all of the information requested in connection with it, has been received.

Ald. Levandier felt the bill should be paid immediately so the matter will be resolved, and moved that the bill be paid forthwith; the motion did not receive a seconder. At a later point, Ald. Greenough presented a motion in connection with this item as well.

MOTION: That a committee of Council, including the Mayor, seek a meeting with the Solicitor General, in order to resolve the outstanding issues with regard to the bill from the Province.

Moved: Ald. Greenough
Second: Ald. Connors
In Favour: All members except
Against: Ald. Levandier

An amendment, proposed by Ald. Rodgers, to pay 75% of the bill, while seeking the additional information before the remainder is paid, was considered not to be in keeping with the motion and was therefore ruled out of order.

VIDEO POKER MACHINES

In a follow-up to concerns previously indicated about video poker machines and their use, Ald. Hetherington asked that the Solicitor prepare a resolution for communication to the Province, stating objection to the machines being allowed at all, the point being that they should be prohibited and not just taxed or licensed.

1.0

ENQUIRIES & ANSWERS

ENQUIRIES & ANSWERS

ALD. BILLARD

Ald. Billard asked that a meeting be arranged, to include the Penhorn Mall manager, to discuss accessibility provisions for two disabled people living on Glenwood Ave., to assist them in getting to the Mall. The Mayor advised that such a meeting is being arranged, to include the Mall manager, and he agreed to notify Ald. Billard and MacFarlane, so they can attend, once the date of time of the meeting have been scheduled.

ALD. HAWLEY

Ald. Hawley stated concerns about a City-subsidized daycare operation in his area, that is in direct competition with a privately-operated daycare facility, thereby placing the owner at an unfair disadvantage. He requested a response from the Parks & Recreation Dept., explaining why this City-assisted daycare is being continued, and giving consideration to closing the service after the first term. A report was requested for next week from the Department.

Ald. Hawley also asked for information from the pound operator on where live animals impounded are going (reference the Dog Control report showing 29 animals impounded).

ALD. PYE

Ald. Pye made the following inquiries:

- 1) he requested a review of the disabled parking provisions in the downtown area, which appear to be inadequate at present.

- 2) requested a review of the dog control services; why the City does not have a vehicle with the City crest on it; and why citizens do not appear to be getting the level of service required.
- 3) to the Metropolitan Authority: a request for information on the enforcement of regulations and policy with regard to the dumping of hazardous waste.
- 4) to the Bridge Commission: why are tokens not offered for sale in smaller amounts, and why are plastic bags still being used for tokens.

ALD. WALTON

Ald. Walton made the following inquiries:

- 1) he asked the Mayor to discuss with the Penhorn Mall manager, the need for improved conditions to permit wheelchair access to the mall. He said the problems at Penhorn exist at other malls as well.
- 2) he requested that handicapped parking arrangements be taken into consideration when parking is being planned for the Nova Scotia Clippers games at Beazley Field.
- 3) Ald. Walton said it has been brought to his attention that two street designations have been reversed at the location of Five Corners, on the City street map being given out by the Tourism Dept. The Mayor said Mr. Rath has taken note of the point raised about possible confusion over this map location.

ALD. WOODS

Ald. Woods asked what is being done at this point to insure a maximization of local involvement by contractors and other companies in the construction industry, in the harbour clean-up project. The Mayor gave assurance that this involvement is not being overlooked, and every effort is being made to insure that local companies will be used for the project.

Ald. Woods asked when the siting of the treatment plant will be discussed by Council. The Mayor said it is planned to bring both this item and the solid waste management item to Council, at one meeting in October.

ALD. THOMPSON

Ald. Thompson requested a follow-up with the Dept. of Transportation on the Gordon Ave. to Portland Street water line, to try and expedite this project. His request was noted by Mr. Fougere.

ALD. SARTO

Ald. Sarto asked that City regulations for putting out garbage (time and date) be publicized. A flyer, with this information, has already been printed for City-wide distribution.

ALD. MACFARLANE

Ald. MacFarlane referred to information requested by him in connection with the harbour clean-up item, when it was recently before Council. The Mayor agreed to take the question up further with Mr. Burke, to see when the information will be provided.

Ald. MacFarlane noted the significant number of dog complaints, involving Wards 1, 2, 4, 5 and 7. He asked if there is a vehicle with City of Dartmouth designation for pound services; how many hours are being spent by the operator in Dartmouth; how many staff are allocated to this responsibility and what are their qualifications.

Ald. MacFarlane's other inquiry was about the property at Marilyn Drive, where deficiencies have still not been corrected, and staff do not appear to be able to take further action. The Mayor advised that a report on this property is on its way to the Alderman.

FOLKLORE FESTIVAL

The Mayor brought Council's attention to the Helen Creighton Folklore Festival, to be held in Dartmouth on September 29th. He encouraged members of Council to participate and to attend the Men of the Deeps concert on the evening of the 29th.

2.0

REPORTS

2.1

CTIY ADMINISTRATOR

2.1.1

TAKEOVER OF ST. PETER'S CEMETERY

CEMETERY TAKEOVER

Report from Mr. Burke (L. Atkinson) on the proposed takeover of St. Peter's Cemetery by the City, and the agreement negotiated for this purpose, now recommended for Council's approval. The agreement is similar to the one previously authorized for the takeover of St. Paul's Cemetery.

MOTION: To approve the agreement negotiated for the takeover of St. Peter's Cemetery by the City, as recommended.

Moved: Ald. Hetherington
Second: Ald. Greenough

Ald. Connors questioned the reference in the WHEREAS section to the reassembling of the Dartmouth Commons, suggesting that instead, there should be a reference to the reason given in the St. Paul's agreement, that is, to relieve the parish of the financial burden for upkeep of the cemetery. Also, in section 2 of the agreement, he asked to have the number of grave sites identified (as in the St. Paul's agreement), and further, that a section be included to provide for the use of the cemetery as a municipal park, in a manner similar to the park use that has evolved for St. Paul's cemetery. He wished to have these three points addressed by staff and changes made accordingly in the agreement.

MOTION: To refer the agreement back to staff for the changes noted above, after which it will come to Council again.

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

2.1.2 WYSE ROAD BUSINESS IMPROVEMENT DISTRICT SURVEY RESULTS

WYSE ROAD SURVEY RESULTS

Report from Mr. Burke (John Lukan) on the results of the Wyse Road Business Improvement District Commission survey results, recommending that terms of reference be prepared for a Commission, and further, that the Solicitor prepare the required by-law to establish a Commission.

MOTION: To adopt the recommendation in favour of a Wyse Road Commission, and the preparation of terms of reference for it and associated preparation of the necessary by-law.

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

2.1.3 TENDER - REPAIRS TO MOUNT EDWARD RD. RESERVOIRAWARD TENDER:
RESERVOIR

An item added to the agenda was dealt with next by Council, being a report from Mr. Burke (M. Crowell, C. Sarty, R. Fougere) on tenders received for concrete restoration repairs to the Mount Edward Road reservoir. It is recommended that the tender be awarded to the lowest evaluated bidder, J. Mason Contracting, for a total tendered price of \$46,733.00.

MOTION: To award the tender for repairs to the Mount Edward Rd. Reservoir, to the lowest evaluated bidder, J. Mason Contracting, for a total tendered price of \$46,733.00.

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

2.2 PUBLIC WORKS & SAFETY COMMITTEE2.2.1 RECOMMENDATIONS - LAKE SAFETYLAKE SAFETY
RECOMMENDATIONS

The Public Works & Safety Committee has made a series of nine recommendations for lake safety patrol, based on a report prepared by the Police Chief and the Fire Chief. These were before Council for consideration.

MOTION: To approve the nine recommendations, as recommended by the Committee.

Moved: Ald. Hetherington
Second: Ald. Rodgers

Ald. Hetherington expressed concerns to Council about a number of issues associated with this item, such as: (1) the disbanding of the Fire Dept. diving team without Council notification; (2) the release of \$20,000. to the Canadian Canoe Assn. by the City Administrator, without a resolution having first been passed by Council; (3) the fact that a \$20,000. allocation went to the Association without first having gone to the Grants Committee for consideration. He questioned the authority of Mr. Burke to give permission for the \$20,000. cheque to be issued, and the lack of contract arrangements with the Canoe Association, if they were to be the operators of the lake patrol service. In general, he was not satisfied with a supplementary information report provided by Mr. Burke, dated Aug. 24/90, prepared in response to questions from Ald. Hetherington from a previous Council meeting.

Ald. Connors also sought additional information that he felt should have been provided, based on a series of questions he asked at the Committee meeting, when the Fire Chief, the Police Chief and Mr. Ring were present. In particular, he asked for the log book that would have provided details of the time sequence in question on the day of the Nanton drowning in Lake Banook. He was advised at this time by Mr. Ring that in fact the log book kept this year is basically for statistics and does not contain a logged account of events that occurred at the time of the drowning incident. Ald. Connors said he had been misled about this fact, having been informed at the Committee meeting that a log book would be provided with the kind of detail he has been seeking to obtain. Chief Trider volunteered additional information at this time, based on a re-enactment of events that has taken place subsequent to the meeting of the Committee, in order to establish time details more specifically. Ald. Connors asked why a report was not prepared and forwarded to Council, since the Committee meeting, containing the information that Chief Trider has been able to give at this Council meeting. Chief Trider did not have the opportunity to complete his account of the re-enactment details for Council, but indicated his willingness to proceed if requested.

Ald. Connors was also concerned about a letter from a representative of the Lifeguard Association, that Council has not received, but which would have been helpful and useful in his opinion. Ald. MacFarlane later made reference to a letter dated August 23rd from Carolyn Moir, directed to the Mayor and members of Council, which he asked to have circulated to all members. The Mayor explained why this letter was not previously circulated, in view of derogatory comments contained in it, considered to be inappropriate and damaging.

Ald. Connors' opinion of the inquiry conducted following the Nanton drowning, was that it has been ' . . . slipshod and a whitewash', in all, an inadequately-done investigation. He was critical of staff members connected with the investigation and of the fact that questions he raised were not answered to his satisfaction; also, a log book was not produced as he had been led to believe in Committee.

Ald. MacFarlane pointed out that there is no evidence that anyone in a position of responsibility could have prevented the drowning in Lake Banook on July 18th. He felt that persons on the scene, including the patrol boat staff, did everything they could and should have at the time of this emergency. However, he felt the issue of the patrol boat and its operation have not been handled with the consideration it deserved, both this year and in the past.

Ald. MacFarlane said that arrangements made for the patrol service were not tied down as they should have been, and he was not satisfied that the matter was treated as seriously as it should have been. Reference has been made on page 7 of these minutes to the letter from which Ald. MacFarlane quoted, and his request that copies of the letter (from Carolyn Moir) be circulated to all members of Council.

Ald. Rodgers said Council should be looking at lake safety on all of our lakes and not just on Lake Banook and MicMac, where the patrol boat is operated. Ald. Pye and Walton were willing to support the recommendations before Council, but Ald. Walton asked that recommendation #1 be clarified to specify 'oxygen tanks for resuscitation' and not for diving purposes. This clarification was duly noted and agreed to.

Ald. Levandier and Greenough did not feel that staff have mishandled the drowning investigation, and Ald. Levandier noted that a decision on the Fire Dept. diving team would not have required Council approval, but was rather, a decision for the head of the department to make. He took the position that the patrol boat staff did the best they could in an emergency situation, including the repeated dives by one of the girls in the boat, in an attempt to find the drowning victim, while the other member of the team went to summon the police to the lake.

Ald. Connors proposed a deferral of the recommendations before Council, pending the appointment of a Committee pursuant to section 341 of the City Charter, with attendant powers to inquire further and report back to Council. He quoted from the appropriate Charter section, including sub-section 2, which provides for the soliciting of whatever additional assistance may be deemed necessary to assist the Committee in their duties. He was willing to have the Public Works & Safety Committee take on this responsibility, and the following motion was presented, which included a reference to the recommendations and their further consideration in conjunction with preparation of a further inquiry report.

MOTION: That the Public Works & Safety Committee be the committee to make an inquiry in accordance with section 341 of the Charter, and that the recommendations be referred to that Committee as matters to be part of the inquiry. Further, that the provisions of section 341, sub-section 2 shall apply with respect to people to assist the Committee.

Moved: Ald. Connors
Second: Ald. MacFarlane

Ald. Hawley asked for clarification of the point about Mr. Burke's authority to release \$20,000. paid to the Canoe Association, to operate the lake patrol service. He also asked that recommendations for the service in future, include a log book requirement (ie. the keeping of daily log and not just statistics); also, a requirement that jurisdiction of the service be placed under the control of the Police Dept. in future.

Several members, including Ald. Rodgers and Greenough, were not willing to have the committee designation, pursuant to Charter section 341, placed on the Public Works & Safety Committee, for purposes of an inquiry, and especially with regard to sub-section 2 and the provision of this sub-section for the co-opting and/or engaging of additional specialists, consultants, or any other people in similar capacities.

It was felt that the motion on the floor should be divided into two parts for the purpose of the vote, and the Mayor was willing to do this, at Council's request. The Mayor stated that on the recommendation of the Solicitor, the motion recorded (as per page 8) would be divided into two parts for purposes of the vote.

The vote was therefore taken on part one of the motion, down to the word 'further'.

In Favour: Five members
Against: The remaining eight members
Motion Defeated

Once the first half of the motion was defeated, the second half was redundant and the Mayor therefore did not proceed with the vote on that portion of the motion.

Ald. Rodgers then presented a new motion for Council's consideration.

MOTION: That the nine recommendations, plus the two additional ones noted by Ald. Hawley (see paragraph 1 above), be referred to the Public Works & Safety Committee for consideration and recommendation for safety on all lakes in our City.

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

Ald. Connors said it should be clearly understood that the Committee has a mandate to talk about lake safety, but is not limited to that aspect only. He then requested, as a matter of personal privilege, that in future, all items of correspondence, directed either to members of Council, or to the Mayor and members of Council, be circulated to all members. The Mayor advised that this is his normal practice and it will be followed.

2.3 INVESTMENT COMMITTEE

2.3.1 INTERIM REPORT - SECOND QUARTER 1990

INTERIM REPORT

The second quarter interim report for 1990, from the Investment Committee, has been circulated to members of Council. The report advises that City investments have been made in accordance with the City of Dartmouth Municipal Investment Policy.

MOTION: To accept the interim report to June 30/90, as submitted by the Investment Committee.

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

2.4 DOWNTOWN BUSINESS IMPROVEMENT DISTRICT COMMITTEE

2.4.1 1990 ANCHOR PROJECTS - DOWNTOWN

ANCHOR PROJECTS
DOWNTOWN

Council has been asked by the Downtown Business Improvement District Committee to approve projects listed for the 1990 Mainstreet Program, totalling \$44,900.00. The projects include: hanging flower pots, mini park lighting, sidewalk enhancement plan, and a facade mural.

MOTION: To approve the 1990 Mainstreet projects, noted above, as requested by the Downtown Business Improvement District Committee.

2.5 WYSE ROAD BUSINESS IMPROVEMENT DISTRICT COMMITTEE2.5.1 1990 ANCHOR PROJECTS - WYSE ROADANCHOR PROJECTS
WYSE ROAD

Council has been asked by the Wyse Road Business Improvement Committee to approve projects listed for the 1990 Mainstreet Program, totalling \$52,100. The projects include: sidewalk (inventory & design), parking lot (inventory & design), and mini park on Albro Lake Road.

MOTION: To approve the 1990 Mainstreet projects, as noted above, and as requested by the Wyse Road Business Improvement Committee.

Moved: Ald. Hawley
Second: Ald. Pye

Ald. Connors felt that since a quorum of Committee members was not present for decisions on the Anchor Projects, the Committee should meet again and be properly constituted, to give formal approval for their recommendation to Council; until this is done, the item should therefore be deferred.

MOTION: To defer Council's decision on the item until the Wyse Road Business Improvement Committee has met, with a quorum, to properly ratify the recommended Anchor Projects for 1990.

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

Ald. Billard asked that a representative of the Commons Committee be invited to the meeting when it is called. Ald. Rodgers requested that he be considered for appointment to the Wyse Road Business Improvement Committee, possibly replacing Ald. MacFarlane if he has no objection. Ald. Pye asked if new members, appointed to the Committee, have received notification of their appointment. Mr. Brady advised that all new members have been notified of their appointments.

The Mayor requested that when the meeting of the Committee is called, all members of Council be so notified. Mr. Lukan made a note of the Mayor's request.

- 6.0 REPORTS
- 6.1 CITY ADMINISTRATOR
- 6.1.1 CALEDONIA ROAD CONTRACT EXTENSION

CONTRACT
EXTENSION

Report from Mr. Burke (E. Purdy, R. Fougere) on the Caledonia Road project currently in progress, recommending an extension of the contract to complete the widening of Kennedy Drive. For the reasons set out in Mr. Burke's report of Sept. 5/90, it ~~is~~ recommended that Contract 90-02 (Caledonia Road), with Steed & Evans Ltd., be extended to include the completion of the section between Gourok Ave. and Kennedy Drive, on the basis of the contract unit prices, at an estimated cost of \$150,000., with the funds to come from the Ward 6 budget allocation.

MOTION: To adopt Mr. Burke's recommendation on the extension of the Caledonia Rd. Contract 90-02, to include the completion of the section between Gourok Ave. and Kennedy Drive, on the basis of the contract unit prices, at an estimated cost of \$150,000., with the funds to come from the Ward 6 budget allocation.

Moved: Ald. Hawley
Second: Ald. Greenough

Ald. Pye disagreed with the procedure being recommended for an extension of Contract 90-02, maintaining that tenders should be called for this additional work in the regular way. Members in favour of the motion, referred to the substantial saving the City will be able to realize with the unit prices being adhered to for an extended contract. Ald. Connors supported the position taken by Ald. Pye on this item.

Ald. Rodgers raised a point about under-utilized capital budget expenditures this year and in other recent years, suggesting that the capital budget process should be looked at in the light of these experiences. In other words, it may be possible to expand on the capital work undertaken if projections reflect these actual expenditures more closely. He asked to have this point looked at by Mr. Burke in the capital budget process, and some recommendations made on it. The vote was taken on the motion.

In Favour: All members except
Against: Ald. Pye & Connors
Motion Carried

6.1.2 WITHDRAWAL FROM SPECIAL RESERVE - RES. 90-33

WITHDRAWAL:
SPECIAL RESERVE
RESOLUTION 90-33

Report from Mr. Burke (D. McBain, B. Smith) on a proposed withdrawal of an amount of \$5,400. from the Equipment Reserve Fund, to be used toward the funding of school buses. Approval of Resolution 90-33 is recommended, authorizing the withdrawal of \$5,400. for this purpose.

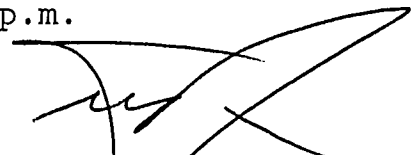
MOTION: To approve Resolution 90-33, which authorizes the withdrawal of \$5,400. from Special Reserve (Equipment Reserve Fund), to be used toward the funding of school buses.

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

ITEM 6.2.1

Item 6.2.1, 1990 Bus Shelter Locations, was deferred until the next meeting of Council, in view of the time that would be required to discuss it; several members were not in agreement with the locations proposed in their wards. A motion to defer, moved by Ald. Walton and Connors, carried (Ald. Billard voting against).

Meeting adjourned at 11:00 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- Welcome - Visiting municipal officials, page 1.
 - R.C.M.P. costs, Police strike, page 1.
 - Video poker machines, page 2.
 - 1.0 Enquiries & Answers, page 2 to 4.
 - Folklore Festival, page 4.
 - 2.0 Reports, page 4.
 - 2.1 City Administrator, page 4.
 - 2.1.1 Takeover of St. Peter's Cemetery, page 4.
 - 2.1.2 Wyse Road Business Improvement survey results, page 5.
 - 2.1.3 Tender, repairs to Mount Edward Rd. reservoir, page 6.
 - 2.2 Public Works & Safety Committee, page 6.
 - 2.2.1 Recommendations, Lake Safety, page 6 to 10
 - 2.3 Investment Committee, page 10.
 - 2.3.1 Interim report, second quarter 1990, page 10.
 - 2.4 Downtown Business Improvement District Committee, page 10.
 - 2.4.1 1990 Anchor Projects, Downtown, page 10.
 - 2.5 Wyse Road Business Improvement District Committee, page 11.
 - 2.5.1 1990 Anchor Projects, Wyse Road, page 11.
 - 6.0 Reports, page 12.
 - 6.1 City Administrator, page 12.
 - 6.1.1 Caledonia Road contract extension, page 12.
 - 6.1.2 Withdrawal from Special Reserve (Res. 90-33), page 13.
 - Item 6.2.1, page 13.
-

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

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
DEPUTY CITY CLERK: G.D. BRADY
DEPARTMENT HEADS & ASSISTANTS

POINTS RAISED BY MEMBERS

Items raised by members of Council at the opening of the meeting were:

- 1) Ald. Sarto & Thompson - asked that a contingency plan be developed for making water available to residents who are without water for a considerable length of time, as a result of a water break, such as the one on Mount Edward Road that has just occurred. Ald. Sarto also requested a report on the water line that serves the Woodlawn area and problems with it.
- 2) Ald. Billard: acknowledged the 40th birthday of Solicitor Suzanne, also recognized by the Mayor & Council.
- 3) Ald. McCluskey - asked why there has been no improved signage for truck traffic, as agreed to by Council. Mr. Burke to contact Ald. McCluskey about what is being done in the way of signage improvements.
(b) she also asked about the status of the environmental review process, in view of information from a recent newspaper item on this study. Mr. Burke said he felt the article was unnecessarily alarming to the public and misleading in tenor.
- 4) Ald. Hetherington - asked that handicapped meters be provided directly in front of the banks on Portland St. for the convenience of seniors and handicapped persons with stickers designating their cars for this purpose.
- 5) Ald. Rodgers - asked to have current market appraisal information for the Albro Lake lands, so that Council will be made aware of the market value when the rezoning application comes to a public hearing.

(b) Ald. Rodgers questioned the fact that two separate advertisements have appeared at one time for the appeal filed by Maritime Recycling Ltd., from a decision of Council on their rezoning application. He asked about the cost to the City, associated with the appeal. Mr. Moreash advised that there will be legal costs, and costs associated with expert witnesses. Ald. Rodgers questioned the cost of the two advertisements, both in the same paper.

6) Ald. Walton - referred to information provided by Engineering Dept. on the status of 1990 contracts, and advised that Cleary Drive is in Ward 2, not Ward 7.

7) Ald. MacFarlane - asked about information he requested on expenditures to date, relative to the harbour clean-up and the environmental assessment study, including the amount of \$250,000. for oceanographic study. The Mayor said additional information will come to Council in conjunction with this item, in October.

(b) asked why members have not received copies of the correspondence in connection with the lake safety item. The Mayor advised that all members will receive copies as requested.

(c) asked if a permit can be withheld for the midway at Penhorn Mall, and if not, can a condition be imposed that will restrict operation of the midway only during Mall hours.

1.0 PRESENTATION

i) REPORT ON KEATING PROPOSAL: NEW POLICE HEADQUARTERS

REPORT: NEW POLICE
HEADQUARTERS

A report has been submitted by Mr. Burke (Tom Rath) on the Lakeview Projects Ltd. proposal for a police station in conjunction with an overall development, on a site bounded by Wyse Road, Dawson & Faulkner Streets. Based on the analysis of the proposal, as detailed in the report, it has been recommended to Council that the proposal be rejected and that Mr. Keating and those involved with him, be thanked for preparation and submission of their proposal.

CONFLICT OF INTEREST

Conflict of interest on this item was declared by Ald. McCluskey (assessment appeal on behalf of the company), and by Ald. Woods (his firm may be in a position to submit a proposal for sub-contract engineering services). Both members withdrew from their places on Council.

MOTION: To adopt Mr. Burke's recommendation on the rejection of the Lakeview Projects Ltd. proposal for the new police station.

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

Ald. Sarto asked that conceptual planning for the headquarters building be open for tender, and that Mr. Burke take this into account in preparing his next report to Council on this item. The request was noted.

2.0 MOTIONS

2.1 ALD. WALTON

2.1.1 BUSINESS OPERATING OUT OF OWNER-OCCUPIED RESIDENCE:
RESTRICTED HOURS OF OPERATION

MOTION: 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.

Moved: Ald. Walton
Second: Ald. McCluskey

The Solicitor indicated to Council that there is some question about the authority of Council to control home occupations (ie. hours of operation) through the Land Use By-law. He recommended that the motion

presented be looked at further, in conjunction with the Planning Dept., before attempting to have any amendments drafted, as called for in the motion.

It was suggested during the debate, that some occupations, such as doctor's offices, hairdressers, etc. should be exempt from the proposed restriction on hours of operation, and the Solicitor was asked to look at an exemption possibility. Also, a point raised by Ald. McCluskey about the use of outside buildings for storage, in conjunction with the home occupation taking place on a property.

The Mayor suggested that in view of the legal uncertainty associated with the motion, it would be in order to have a more in-depth legal opinion from the Solicitor, to which members could respond with their comments, after which it could be determined whether the item should proceed further or not. Members felt this would be a good way to proceed and a motion to this effect was presented. Ald. Hetherington suggested that a copy of the existing regulations, which permit home occupations, should be circulated as well.

MOTION: To refer the motion presented by Ald. Walton to the Solicitor for an opinion on the legal points that have been raised, and for members to offer their comments in writing as a response, after which it will be determined whether the item can proceed further or not.

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

2.1.2 SUBDIVISION COVENANTS

MOTION: 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.

Moved: Ald. Walton
Second: Ald. Billard

Mr. Moreash advised that there is presently no authority under the City Charter for the kind of by-law requested in the motion, and that a Charter amendment would be required and even then, there could be problems with the legislation. In view of this information from the Solicitor, Council was willing to have a similar motion of referral, as adopted in connection with item 2.1.1., presented at this point.

MOTION: To refer the motion presented by Ald. Walton to the Solicitor for an opinion on the legal points that have been raised, and for members to offer their comments in writing as a response, after which it will be determined whether the item can proceed further or not.

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

2.2 ALD. CONNORS

2.2.1 CHANGE NAME OF 'ALDERMAN' TO 'COUNCILLOR'

MOTION: 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 are instructed to take whatever steps are necessary to have the Dartmouth City Charter amended to reflect this change.

In presenting his motion, Ald. Connors explained why the term of 'Alderman', with its sexist connotation, does not reflect the realities of today's world and is not a truly representative word in its application to elected members of Council, who can be of either sex and any age, young or old. Both he and Ald. Billard provided considerable information on the derivation of the word 'Alderman', although they had different opinions about the appropriateness of the term as it relates to elected officials in our present time-frame.

With the exception of Ald. Connors and Walton, who spoke in favour of the motion, other members of Council did not feel the change from Alderman to Councillor is warranted. Ald. McCluskey said she was not offended by being referred to as an Alderman and did not consider it a male reference in its designation of female Council members. The motion was opposed by the majority of Council.

Moved: Ald. Connors
Second: Ald. Walton
In Favour: Ald. Connors, Walton & Pye
Against: All other members
Motion Defeated

2.2.2 TIME PERIOD AT BEGINNING OF COUNCIL MEETING FOR 'CONCERNS OF COUNCIL MEMBERS' OR 'QUESTIONS'

MOTION: 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' or 'Questions'.

Moved: Ald. Connors
Second: Ald. Hetherington

Ald. Levandier, Pye and Billard had reservations about including such an item at the beginning of Council meetings, on the basis that the business of the City will be unduly delayed by leaving less time for other agenda items. Deputy Mayor Thompson took the chair at this point to allow Mayor Savage to participate in the debate.

The Mayor proposed to Council that a fifteen-minute period be set aside at the start of each Council meeting for the purpose requested in the motion. This procedure would continue for a six-month trial period, at the end of which time it would be evaluated. Members were willing to have the motion amended to this effect, based on the Mayor's suggestion, and with that change, the vote was taken on the motion. The Mayor returned to the chair for the vote and Deputy Mayor Thompson resumed his place on Council and voted on the motion, in its amended form.

In Favour: All

Against: None

Motion Carried in amended form (see above)

Since this new procedure is being tried only for a six-month trial period initially, the Solicitor suggested the agenda change be done as an informal procedural process for the time being. Members agreed with the suggestion.

2.2.3

REVIEW OF CITY POLICIES

MOTION: BE IT RESOLVED that the Finance & Program Review Committee review the present City policies with respect to:

- 1) hiring practices of full & 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 & services.
 - 4) purchase of goods & services without tendering.
- to ensure that such policies reflect the highest ethical standards, and if not, to recommend to Council, appropriate improvements.

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

3.0 NOTICES OF MOTION

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

Ald. Walton

WHEREAS the City of Dartmouth has adopted an accessibility policy and has demonstrated its willingness to provide accessibility when possible;

AND WHEREAS one of the first requirements for accessibility is the provision of suitable adequate parking spaces;

AND WHEREAS the current fine structure does not appear to be an adequate deterrent to violators of handicapped parking spaces;

THEREFORE BE IT RESOLVED that the City of Dartmouth take the necessary steps to have the fine structure increased to bring it in line with other municipalities, such as Toronto, Ontario.

Ald. Billard

WHEREAS the City's Parks & Recreation Dept. has been asked to take better care of City-owned park land;

AND WHEREAS the budget for that Department has not been enlarged sufficiently to provide for the care and maintenance of all City parkland;

BE IT THEREFORE RESOLVED that the Department prepare a priority list of such locations, and an estimate of when and in what order, the locations will be maintained;

AND BE IT FURTHER RESOLVED that the list, so prepared, be presented to City Council for debate as to the relative position of the locations included, early enough in the spring of each year, so that finalizing it can be accomplished before the maintenance becomes necessary.

Ald. McCluskey

WHEREAS the City of Dartmouth has a problem with stray cats;

AND WHEREAS there is presently no facility to deal with this problem;

THEREFORE BE IT RESOLVED that the City seriously look at this problem and take steps to deal with it, either through a by-law or a shelter.

4.1 PUBLIC TRANSPORTATION ADVISORY COMMITTEE

4.1.1 1990 SHELTER LOCATIONS

1990 SHELTER
LOCATIONS

Council has been requested to approve transit shelter locations throughout the City for 1990, and a listing of proposed shelters, according to ward, has been circulated with the report from Mr. Smith, secretary to the Committee.

Locations were approved, on a ward-by-ward basis, as follows:

- Ward 1 - Cranberry Crescent near Triple A convenience store (west side)
- 2 - Prince Albert Road & Cottage Hill (south side)
- 3 - Deleted.
- 4 - MicMac Blvd. NS Brookdale Cr. (south side)
- 5 - 149 Albro Lake Road
- 6 - Caledonia Rd. NS Gourok Ave. (west side)
- 7 - Fenwick St. adjacent to City park.

Ald. Billard made reference to two additional locations where shelters are required in Ward 2, namely: by the MicMac Canoe Club, and second, at Braemar Drive and Prince Albert Rd.

It was proposed that the Ward 3 shelter be allocated by a draw for the additional location in another ward, and a motion to proceed in that way was presented.

MOTION: That the allocation of the shelter not required for Ward 3, be decided by a draw, for an additional shelter in one of the other wards.

Moved: Ald. Sarto
Second: Ald. Thompson
In Favour: Six members
Against: Seven members
Motion Defeated

(Ald. Hawley was present from this point in the meeting.)

5.0 REPORTS5.1 CITY ADMINISTRATOR5.1.1 CONTRACT 90-04 - STREET CONSTRUCTION, YORKSHIRE AVE.AWARD TENDER:
CONTRACT 90-04

Report from Mr. Burke on tenders received for Contract 90-04 (street construction, Yorkshire Ave.), recommending that the tender be awarded to the lowest bidder, Standard Paving Maritime Ltd., with a bid price of \$56,981.00. Completion time: five weeks.

MOTION: To award the tender for Contract 90-04 to the lowest bidder, Standard Paving Maritime Ltd., with a bid price in the amount of \$56,981.00, as recommended.

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

5.1.2 CONTRACT 89519 - B.I.P. INTERSECTION IMPROVEMENTSAWARD TENDER:
CONTRACT 89519

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 89519 (Burnside Park intersection improvements), recommending that the tender be awarded to the lowest bidder, L. J. Casavechia Contracting Ltd., with a bid price of \$109,701.70. Completion time: 3 months.

MOTION: To award the tender for Contract 89519 to the lowest bidder, L. J. Casavechia Contracting Ltd., with a bid price in the amount of \$109,701.70, as recommended.

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

5.1.3 TENDER FOR RENOVATIONS TO MUSEUM BUILDINGAWARD TENDER:
RENOVATIONS
MUSEUM BUILDING

Report from Mr. Burke (R. Fougere, D. Rix) on tenders received for renovations to the Dartmouth Heritage Museum, recommending that the tender be awarded to the low bidder, Janco Developments Ltd., for the bid price of \$30,363.00.

MOTION: To award the tender for renovations to the Dartmouth Heritage Museum to the low bidder, Janco Developments Ltd., for the bid price of \$30,363.00, as recommended.

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

5.1.4 SUMMIT STREET CONTRACT EXTENSION

SUMMIT ST.
EXTENSION

A report from Mr. Burke (R. Fougere, E. Purdy) was before Council, recommending the extension of Contract 90-18, to complete the reconstruction of Summit Street between Erskine Street & MacKay Street, at the same unit prices as the existing contract, with completion time for the project being revised to permit completion not later than Nov. 15/90. The estimated cost of this additional work, in the amount of \$66,600.00, would be recovered from unexpended funds from the Ward 2 budget allocation.

MOTION: To approve the recommendation on the extension of Contract 90-18, in order to complete the reconstruction of Summit Street between Erskine St. & MacKay Street, at the same unit prices as the existing contract.

Moved: Ald. MacFarlane
Second: Ald. Billard

Ald. Rodgers again referred to the need for a review of the budgeting process that results in situations where bids received for projects come in considerably below budget projections. Also, there should be a more equitable distribution throughout the wards of funds that are saved as a result of tenders below estimates. Ald. Connors suggested that consideration should be given to bids in a form that would cover (a) the total project, and then (b) the separate portions of work in categories of smaller projects. Ald. Connors and Pye were opposed to proceeding with the additional work on Summit Street without tenders being called.

The vote was taken on the motion.

In Favour: All members except
Against: Ald. Connors, Pye, McCluskey & Rodgers
Motion Carried

Items 5.1.5 (Contract 90511) and 5.1.8 (Contract 90-33) were withdrawn from the agenda, not being ready for Council at this time. Another item, 5.1.9 (tender for Police Dept. vehicles) was added to the agenda, with the concurrence of Council.

5.1.6 CONTRACT 90-25 - CRICHTON PARK RD. & CLEARVIEW CRESCENT

AWARD TENDER:
CONTRACT 90-25

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90-25 (Crichton Park Road & Clearview Crescent curb & sidewalk replacement), recommending that the tender be awarded to the low bidder, Dexter Construction Ltd., with a bid price of \$172,700.00. Completion time: 8 weeks

MOTION: To award the tender for Contract 90-25 to the lowest bidder, Dexter Construction Ltd., with a bid price in the amount of \$172,700.00, as recommended.

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

5.1.7 CONTRACT 90-31 - FAIRBANKS STREET - CURB & SIDEWALK

AWARD TENDER:
CONTRACT 90-31

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90-31 (Fairbanks Street curb & sidewalk replacement), recommending that the tender be awarded to the low bidder, Dexter Construction Co. Ltd., with a bid price of \$91,600.00. Completion time: 8 weeks.

MOTION: To award the tender for Contract 90-31 to the low bidder, Dexter Construction Ltd., with a bid price in the amount of \$91,600.00, as recommended.

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

5.1.9 AWARD TENDER - POLICE DEPT. VEHICLES (1991 BUDGET)

AWARD TENDER:
POLICE VEHICLES

Report from Mr. Burke (M. Crowell, Rd. MacDonald, Ins. Eric Fraser) on tenders received for marked Police vehicles for the City Police Dept., for 1991, recommending that the tender for these seven vehicles be awarded to the lowest evaluated bidder, Chebucto Ford, for a total tendered price of \$138,936.00.

MOTION: To award the tender for seven marked Police Vehicles to the lowest evaluated bidder, Chebucto Ford, for a total tendered price of \$138,936.00, as recommended.

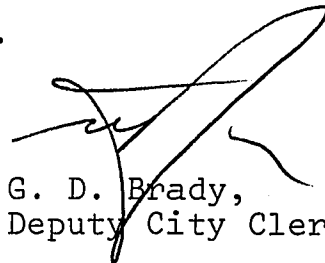
Moved: Ald. Hetherington
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

At 9:50 p.m, Council went in camera, on motion of Ald. Thompson and Walton. Council later reconvened in open meeting to ratify the action taken in camera.

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

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

Meeting adjourned at 10:25 p.m.


G. D. Brady,
Deputy City Clerk.

ITEMS:

- Points raised by members, page 1 & 2.
 - 1.0 Presentation, page 1.
 - i) Report on Keating proposal, new police headquarters, page 2.
 - 2.0 Motions, page 3.
 - 2.1 Ald. Walton, page 3.
 - 2.1.1 Business operating out of owner-occupied residence, page 3.
 - 2.1.2 Subdivision covenants, page 4.
 - 2.2 Ald. Connors, page 5.
 - 2.2.1 Change name of Alderman to Councillor, page 5.
 - 2.2.2 Time period at beginning of Council meeting for questions, pg. 6
 - 2.2.3 Review of City policies, page 7.
 - 3.0 Notices of motion, page 8.
 - 4.1 Public Transportation Advisory Committee, page 9.
 - 4.1.1 1990 shelter locations, page 9.
 - 5.0 Reports, page 10.
 - 5.1 City Administrator, page 10.
 - 5.1.1 Contract 90-04, street construction, Yorkshire Ave., page 10.
 - 5.1.2 Contract 89519, B.I.P. intersection improvements, page 10.
 - 5.1.3 Tender for renovations to Museum building, page 10.
 - 5.1.4 Summit Street contract extension, page 11.
 - 5.1.5 Contract 90-25, Crichton Park Rd. & Clearview Cres., page 12.
 - 5.1.7 Contract 90-31, Fairbanks St., curb & sidewalk, page 12.
-

LOCATION: CITY COUNCIL CHAMBERS
TIME: 7:30 P.M.

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

MEMBERS ABSENT: ALD. CONNORS & MACFARLANE

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
DEPUTY CITY CLERK: G. BRADY
DEPARTMENT HEADS & ASSISTANTS

COMPOSTING BIN - LAKE CITY INDUSTRIES

The Mayor brought Council's attention to a composting bin that had been brought to the Council Chamber by representatives of Lake City Industries, who are now making these bins for sale to the public. The Executive Director of Lake City Industries was acknowledged by Mayor Savage, and he commended their new product and the work of the organization that operates this company.

PRESENTATION - HARBOUR CLEAN-UP

Mr. Paul Calda was in attendance to make a presentation to Council at this time on the harbour clean-up project, since he will not be available to do this in October, as originally planned.

He first reported on the Fournier Task Force report, which has recommended a location for the outfall pipe from the treatment plant, but not on a treatment plant location. Consultation with the public will begin in January, as the five sites identified in the Fournier Report are considered. The present projection is to have a site selection finalized by March of 1991. Information was also provided on the tunnel network that will be required, and on the sludge-to-oil conversion process that is planned.

In the meantime, until a treatment plant site is selected, other studies are proceeding; these include: (1) a sampling and flow-gauging of the outfalls themselves; (2) a geographic information system study, from which recommendations will come as to what system should be used for storing collected data; (3) a plant equipment study; and (4) the environmental assessment review study, which could take from 18 to 24 months.

The environmental assessment process is mandatory and will include socio-economic aspects, in addition to environmental considerations. It is a joint Federal and Provincial project, which has some inherent complicating factors.

Mr. Calda provided information on the oceanographic study, which is looking at such elements as the harbour waters, the quality of the water, the harbour bottom, contaminants in the harbour, flow currents, etc. He described the study as an important piece of science in relation to the entire clean-up process.

Further to the corporation formed to see the clean-up project through to the stage of operation, Mr. Calda noted that a large staff is not being put in place, due to the fact that the corporation will be disbanded once its work has been completed. Instead, there will be a contracting out to business in the local community, and it is expected that local expertise will be developed as part of the contracting-out process.

Asked by the Mayor if March of 1993 would be about the earliest possible date for a beginning of the treatment plant, Mr. Calda agreed with that date, if everything goes well in the meantime. The treatment plant will start with a small in-flow from the tunnels, and the operation will build up as the tunnels are extended. By about five years from now, the treatment plant may be operational, but not fully. However, the project continues to cost money in the meantime, and the \$700,000 required from Dartmouth this year will be used. Next year, this amount will double and will keep on doubling until the plant is in place.

Members were given time for questions to Mr. Calda. He was asked about: (1) the oil produced from sludge (it will be used and sold); (2) a buffer zone around whichever site is chosen (there will be one and sufficient land will be acquired to provide a buffer); (3) how many people will the plant employ (about forty, at a fairly high technical level); (4) will the municipality in which the treatment plant site is located, receive compensation (at present, there is no provision for compensation); (5) who will decide the treatment plant site (a decision will have to be made in consultation with the municipalities and government). All of the sites under consideration will have some drawbacks, but in the end, the site that is least objectionable will have to be selected, in conjunction with government and the municipalities.

Ald. Woods had a number of questions about the use of local contractors for the project, and the tendering for construction. Mr. Calda explained that in order to attract local companies, tendering can take the form of packages small enough for them to bid on, but actual construction work is still some years away. Mr. Calda noted that some expertise not available here will have to be brought into the province, in view of the magnitude of the flow levels and the tunneling system.

Ald. Thompson asked if any consideration is being given to the in-filling of shallow harbour areas, for site purposes. Mr. Calda said that possibility is being looked at as well. Other questions, pertaining to Federal funding commitments, expiration of funding deadlines, etc. were addressed by him during the question period with Council.

The Mayor thanked Mr. Calda for his presentation, and invited him to return in November for a further information session with Council.

1.0

CONCERNS OF COUNCIL MEMBERS

At this point in the meeting, members raised ward and City concerns during a fifteen-minute period allowed for this purpose.

ALD. MCCLUSKEY

Ald. McCluskey asked why police officers are not provided with bullet-proof vests paid for by the City. Chief Trider advised that he requested this item in the budget several years ago, but it was rejected. He agreed to include the item in the budget for 1991. (Cost of the vests would be between \$80,000. and \$85,000.)

ALD. LEVANDIER

Items raised by Ald. Levandier:

- 1) asked the TMG to consider his request that the left-hand traffic lane at the end of Ochterloney Street, be designated for straight-on traffic, instead of the right lane, which is presently being used.
- 2) asked if trees are going to be taken down on Fairbanks Street; both Mr. Fougere and Mr. Atkinson stated that they are not.
- 3) has the bill for RCMP services been paid? Mayor Savage reported that efforts are still being made to meet with the Solicitor-General to discuss details of the bill.

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- 3) has the bill for RCMP services been paid? Mayor Savage reported that efforts are still being made to meet with the Solicitor-General to discuss details of the bill.

- ALD. GREENOUGH Ald. Greenough asked to have referred to TMG, a petition from residents of John Brenton Drive, Ethel Court and Dubonnet Drive, requesting a four-way Stop at that intersection. The petition was passed in by Ald. Greenough, for referral.
- ALD. BILLARD Ald. Billard inquired about a possible zoning violation, involving the property at the corner of Prince Albert Road and Pleasant Street; he asked what is being done with this property.
- Ald. Billard also asked why a Minimum Standards report has not been circulated. Mr. Burke to inquire.
- ALD. HETHERINGTON Ald. Hetherington asked for a TMG report on the feasibility of lights at Everette Street and Pleasant Street, where there is a lot of traffic in and out, also pedestrian traffic.
- Ald. Hetherington requested an inventory of all vacant City land. He suggested it may be a good idea to look at selling some lands that we have no use for and that could be declared surplus.
- ALD. THOMPSON Ald. Thompson's inquiry was about the long-service awards dinner for employees, which was not held this year. Mr. Burke said the item was deleted from the budget, but will be looked at for reinstatement in 1991. Employees are being recognized departmentally this year, however.
- ALD. WALTON Ald. Walton asked if the final lane marking is in place at Portland Street and Woodlawn Road. Mr. Fougere said the final marking was completed yesterday and confusion at this intersection should now be alleviated.
- ALD. RODGERS Ald. Rodgers asked why the value of the building permit for the Montebello community centre is shown at a figure one million dollars lower than originally tendered. Mr. Burke will ask for an answer to this question.
- ALD. SARTO Ald. Sarto asked that consideration be given to a sign preventing left turns from Main Street onto Brigadoon Ave., in order to prevent traffic from short-cutting via Mount Edward Road.

2.0 REPORTS

2.1 CITY ADMINISTRATOR

2.1.1 NEW POLICE HEADQUARTERSNEW POLICE
HEADQUARTERS

A report from Mr. Burke was before Council on the subject of a new police headquarters and recommendations for proceeding from this point, now that the Keating proposal has not been accepted. The report outlines options for Council to consider, explained in the report under the headings of (1) traditional route (hiring an architect & project manager, call tenders in the regular way); (2) the fast-track route: Design/build method (hire a project construction manager/architectural team combination, build as you design & call tenders on a component basis); and (3) developers proposal route (involving a call for proposals from developers to lease the Onex land and building from the City, and the City in turn leases back space as required, in a concept similar to Alderney Gate).

Mr. Burke recommends to Council: (1) the purchase of the Onex building; and (2) that we proceed simultaneously with options 2 and 3.

MOTION: To approve both recommendations.

Moved: Ald. Levandier
Second: Ald. Hetherington

Members stated several reservations and concerns about the leasing arrangements that would be made with other tenants in a police headquarters building. Ald. Levandier felt there should not be any long-term lease in this situation, and that the City should carefully identify the kind of tenants that would be acceptable. He said it might be preferable to mothball the additional space (23,322 sq. ft.) until sometime later when it is required, rather than getting into lease arrangements at all.

Elements of risk with the 'fast-track' method were also discussed with Mr. Burke, and the possibility of a guaranteed upset price being included in the proposal call was also discussed. Mr. Burke gave assurance that this will be done if it can be. He said that Council approval will be received, all through the process, once a final decision is made on the involvement of a developer, some time around mid-November.

There were reservations expressed about the Onex site, especially by Ald. Rodgers, who asked that we be given some assurance that land uses in the area around the site will be compatible with its use as a police facility. He also asked for identification of unregistered underground storage tanks on the Onex site, and about the possibility of any contaminated soil there. This concern was over and above the matter of PCB's and asbestos content

still to be resolved before the purchase of the Onex building can be finalized.

Ald. Rodgers supported options 1 and 3, rather than 2 and 3, as recommended, and was therefore not in favour of the motion. Ald. Hawley had concerns about the motion as well, but was in favour of proceeding with the purchase of the Onex building and site.

Asked about the Onex site, in relation to the others that have been evaluated and considered, Mr. Burke felt the Onex is still the best value for money to the City. This question was raised by Ald. Pye.

Members requested that the motion be divided into two parts, for purposes of the vote. The Mayor complied by first taking the vote on the recommendation in favour of purchasing the Onex building.

In Favour: All
Against: None
Motion Carried

A separate vote was then taken on recommendation #2, in favour of proceeding with options 2 and 3, as outlined in Mr. Burke's report of Sept. 20/90.

In Favour: All members except
Against: Ald. Hawley, Billard & Rodgers
Motion Carried

2.1.2

CONTRACT 90511 - INTERSECTION IMPROVEMENTS - AKERLEY BLVD.

AWARD TENDER:
CONTRACT 90511

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90511 (Intersection improvements, Akerley Blvd.), recommending that the tender be awarded to the low bidder, Dexter Construction Co. Ltd., with a bid price of \$412,962.00; completion time: 2.5 months.

MOTION: To award the tender for Contract 90511 to the low bidder, Dexter Construction Co. Ltd., as recommended. The amount of their bid price is \$412,962.00.

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

Ald. Hetherington requested that the TMG look at a control box (intersection marking) to help control traffic better at the intersection of Akerley Blvd. and Morris Drive, where there is a need to clear the intersection for pedestrian traffic to and from DASC Industries. Ald. McCluskey noted that a crosswalk on Akerley Blvd. was requested some time ago there, but there has been no response to the request to date.

2.1.3 CONTRACT 90-33 - MAYBANK SOCCER FIELD - RESODDING

AWARD TENDER:
CONTRACT 90-33

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 90-33 (resodding, Maybank soccer field), recommending that the tender be awarded to the lowest qualifying bidder, Terra Nova Landscaping Ltd., with a bid price of \$35,623.20; completion time: 5 weeks.

MOTION: To award the tender for Contract 90-33 to the lowest qualifying bidder, Terra Nova Landscaping Ltd., with a bid price of \$35,623.20, as recommended.

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

2.1.4 APPLICATION, RETAIL VIDEO OUTLET - 115 WINDMILL ROAD

APPLICATION:
115 WINDMILL RD.

Council was asked to indicate any objection to an application for a retail video outlet, received from Andy's Grocery, 115 Windmill Road.

MOTION: To indicate the strong objection of Council to issuing a retail video license for an outlet at 115 Windmill Road.

Moved: Ald. Levandier
Second: Ald. McCluskey

Ald. McCluskey said that in many instances, adult videos are not being kept out of the sight of minors as they should be, and Council has no recourse, in view of the lack of Provincial regulations, to express opposition through the denial of license applications (ie. opposition to them). Ald. Hawley asked why the grocery store outlet on Lakecrest Drive did not come to Council as it should have, and why game machines being operated in the store are without licenses. He said adult videos are displayed openly in that store and it is located close to a school and frequented by school children. He asked for a response to his questions.

Ald. Pye questioned Council's action in dealing with this particular application and singling it out for objection, when most other video licenses have been unopposed. He was not in favour of the motion.

In Favour: All members except
Against: Ald. Pye
Motion Carried

2.1.5 TAKEOVER OF ST. PETER'S CEMETERY (SUPPLEMENTARY)

TAKEOVER OF ST.
PETER'S CEMETERY

Further to the report previously dealt with on the proposed takeover by the City of St. Peter's Cemetery, a supplementary report has been prepared by Mr. Burke (L. Atkinson) on three items raised by Ald. Connors. In response to those three items, it has now been recommended that paragraph 3 of the agreement be altered by inserting the words ' . . . Whereas the City and Parish agree that the City is better able to maintain the cemetery', and that the Mayor and the City Clerk be authorized to execute the agreement and any other documentation to effect the takeover of the cemetery. The City is in possession of a plot plan showing the location of the graves (item 2 raised by Ald. Connors), and St. Peter's cemetery cannot be considered in the same light as St. Paul's, with respect to designation as a municipal park (item 3 raised by Ald. Connors).

MOTION: To approve the agreement drafted for takeover of St. Peter's Cemetery, as previously presented to Council, with the recommended change in wording for paragraph 3, to read 'Whereas the City and Parish agree that the City is better able to maintain the cemetery'.

Moved: Ald. Sarto
Second: Ald. Greenough
In Favour: All members except
Against: Ald. Walton
Motion Carried

2.1.6 CONTRACT 90304 - AKERLEY BLVD. PARK COMPLETION & TRAIL LAYOUT

AWARD TENDER:
CONTRACT 90304

An item added to the agenda was the awarding of the tender for Contract 90304, Akerley Blvd. completion and trail layout. The report from Mr. Burke (R. Fougere, E. Purdy) recommends the awarding of the tender to the lowest qualifying bidder, Terra Nova Landscaping Ltd., with a bid price of \$105,339.16; completion time: 2.5 months.

MOTION: To award the tender for Contract 90304 to the lowest qualifying bidder, Terra Nova Landscaping Ltd., as recommended. Their bid price is \$105,339.16.

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

2.2 INVESTMENT COMMITTEE

2:2.1 INVESTMENT PROCESS - AMENDMENT TO INVESTMENT POLICY

AMENDMENT TO
INVESTMENT POLICY

The Investment Committee has recommended an amendment to the City Investment Policy, relative to page 5, procedure 5, to the effect that in a case where there is more than one bid at the highest rate (subject to the investee being within the approved criteria), the bid with the highest DBRS rating be accepted. In the case of the highest bids having the same DBRS rating, the bid submitted first, be accepted. A revised page 5 of the Investment Policy has been drafted accordingly and circulated to members of Council with the Committee report on this item.

MOTION: To adopt the recommendation of the Investment Committee, as detailed above.

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

TERRY FOX RUN - LARRY CORRIGAN

The Mayor acknowledged the major contribution raised by Larry Corrigan for the Terry Fox Run, amounting to \$1,500. in pledges he received. Mr. Corrigan thanked members of Council who supported him and acknowledged a fellow City employee, a cancer patient, who has been partially responsible for his participation in this event.

MOTION: To extend congratulations to Mr. Corrigan for his efforts in the Terry Fox Run, and his contribution toward the success of the Run.

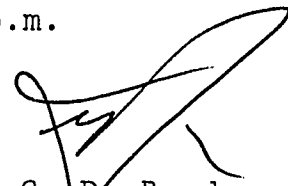
Moved: Ald. Greenough
Second: Ald. Thompson
In Favour: All
Against: None
Motion Carried

At 10:15 p.m, Council went in camera, on motion of Ald Hetherington and Thompson. After reconvening in open meeting, the action taken in camera was ratified.

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

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

Meeting adjourned at 10:35 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS

- Composting Bin, Lake City Industries, page 1.
- Presentation, harbour clean-up, page 1 to 3.
- 1.0 Concerns of Council members, page 3 & 4.
- 2.0 Reports, page 3.
- 2.1 City Administrator, page 4.
- 2.1.1 New police headquarters, page 5 & 6.
- 2.1.2 Contract 90511, intersection improvements, Akerley Blvd., pg. 6.
- 2.1.3 Contract 90-33, Maybank soccer field, resodding, page 7.
- 2.1.4 Application, retail video outlet, 115 Windmill Rd., page 7.
- 2.1.5 Takeover of St. Peter's Cemetery, page 8.
- 2.1.6 Contract 90304, Akerley Blvd, park completion & trail, pg. 8.
- 2.2 Investment Committee, page 9.
- 2.2.1 Investment process, amendment to investment policy, pg. 9.