

DARTMOUTH CITY COUNCIL

APRIL 1, 1991

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

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

MEMBER ABSENT: ALD. LEVANDIER (out-of-town)

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

At the opening of the meeting, Ald. Walton raised a concern regarding the closing of the Angus L. MacDonald Bridge, April 7th between 10:00 a.m. and 12:00 noon, when ships are scheduled to return from duty in the Persian Gulf. One of his constituents has questioned whether there are any contingency plans in the event of an emergency. As Dartmouth's representative on the Bridge Commission, Mayor Savage will find out.

1991 OPERATING BUDGET DELIBERATIONS

ECONOMIC DEVELOPMENT DEPARTMENT

Present for the Economic Development Department's budget were Tom Rath and Linda Hall. Mr. Rath outlined to Council the cuts which have been made in this department over last year. He felt the budget before Council reflected a minimal level of activity. While the budget presented represents a 22.62% increase over 1990, as this is for a 15 month time period, an actual reduction of 2.4% has been achieved.

Concern was expressed regarding the \$20,000 previously allocated for the Downtown Development Corporation in this budget. It was noted that these funds are now included in Grants. Ald. Connors questioned the amount of time devoted to work on Downtown Development by this department. He felt that the department was amiss not to focus more on opportunities in this area.

He also expressed concern regarding the impact of reductions in Tourism Promotion, as opportunities to boost the locally economy will be lost. Mayor Savage suggested that a session on Tourism be given to Council during the months of June or July.

The amount of \$8,200 for Contract Services for the Business/Industrial Promotion Department was questioned. It was explained that since a secretarial position had been cut from the department, this contingency amount was included in the event of a special project arising.

Referring to the over expenditure for salaries in the Administration Section, Ald. Billard questioned how this came about. There was considerable discussion of the events surrounding the reclassification of the secretary in this department to Administrative Assistant, retroactive to January 1, 1987 and whether there is any way to predict such over expenditures.

Several aldermen expressed concern about amounts budgeted for courier service.

(Ald. Woods arrived)

Referring to the items covered by Training and Development, and the explanations that out-of-town travel falls under this category, Ald. Rodgers felt that in next years budget a differentiation should be made between these two items for the sake of clarity.

Reflecting on the slow process being made on this department's budget due to the number of sundry questions being asked, Ald. Hawley suggested that there is a need to educate aldermen, on a regular basis, on the operations of the various departments. He suggested that once a year each department should give a verbal report and time be allocated for questions by the aldermen. He also felt a quarterly report should be given on the status of each department's budget. In particular, he referred to the need to keep track of the status of Travel Allowances/Travel (Mileage).

Ald. McCluskey recommended that \$20,000 be cut from the Economic Development Department's budget as follows:

\$8,200 Contract Services
2,000 of the \$4,600 for Courier Services
4,000 Office Equipment & Furniture
3,000 Training and Development
\$17,200
\$ 2,800 balance to be from miscellaneous items

MOTION: That \$20,000 be cut from the Economic Development Department's budget, as detailed above. (to be reviewed at the end of the budget deliberations)

Moved: Ald. McCluskey
Second: Ald. Thompson
In Favour: six
Against: four
Motion Carried

Mr. Rath stressed that if cuts must be made, that it be best left to the discretion of staff to determine where reductions should be.

Ald. Connors referred to the fact that a total of \$300,000 is earmarked for Business and Industrial Promotion, when the sum of \$180,000 in the Capital Budget is included. He felt that a sum of \$25,000 should be taken out of the Business and Promotions's budget. When a vote was taken on this suggestion, there was a tie. Mayor Savage voted in favour of revisiting this item.

PLANNING DEPARTMENT

Present for the Planning Department budget were: John Lukan, Paul Connors, and Hawley Turner. Mr. Lukan advised Council that the Planning estimates were originally over two million dollars in total, but have subsequently been reduced to \$1,881,000., basically just maintaining last year's level of service. One staff position has been eliminated, accordingly, and Mr. Lukan explained the impact of that staff reduction. Both he and Mr. Connors responded to questions from members of Council during the budget review following.

Ald. Connors proposed the removal of one Technician's position, and \$50,000. reduction for pavement markings and signage in the Traffic Services Division. The Mayor asked for an expression of opinion from Council on these items, to be added to the list being compiled for further consideration, at the end of the budget process. A majority of members were opposed to adding these particular items.

Ald. Greenough suggested the possibility of a one-year hiatus on all budget items, in this department and others, for conferences and training, plus travel expenses. This hiatus would be applicable to both staff and members of Council. Mr. Burke explained the disadvantages in removing all of the items in the categories singled out for removal. At a later point, before adjournment, Ald. Rodgers included training & development, travel and conferences in an overall request to Mr. Burke for specific budget totals in various categories.

OTHER SERVICES

Under the heading of Other Services, page C-9-4 (Grants), Ald. Thompson questioned the \$12,500. allocation for a Children's Festival, proposing that this amount be eliminated. Ald. Hawley asked that the Grants Committee be given an opportunity to discuss the status of the Festival with the committee responsible for its organization; a further report can then be made back to Council. Members concurred with Ald. Hawley's request.

At the hour of 11:00 p.m., a motion was adopted to continue meeting until completion of the Other Services budget, moved by Ald. Connors and seconded by Ald. Hawley.

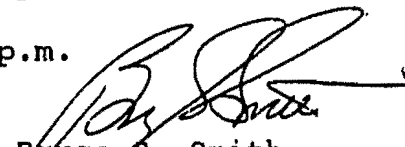
It was proposed that the \$42,000. estimate for MAPC (pg. C-9-12) and the projection for the Halifax Dartmouth Port Development Commission (\$71,000.) be deleted. The Mayor asked for time to determine whether or not such cuts could be made by the City, as members of these Commissions. He will have answers for Council at the April 2nd meeting.

Ald. McCluskey requested deletion of the budget item for food at all meetings of Boards and Committees, for the remainder of this year. The original budget figure for food was \$14,600., but Mr. Smith noted that some of these funds have already been spent during the first three-month period. Members were willing to give further consideration to this item, however.

Ald. Woods suggested that the City should have a travel policy and travel arrangements should all be made through a designated travel agent, so that all possible economies can be taken advantage of and money saved in this area. He asked to have further information provided by him, reviewed by Mr. Burke and a policy discussed later.

At the conclusion of the Other Services budget, Ald. Rodgers requested from Mr. Burke, for the April 2nd meeting: a list of all the budget items for research & consultants, on a per department basis; a break-out of information on all furniture & equipment (all departments); plus, out-of-town travel, conferences, training and development (all departments). Budget deliberations will continue following the public hearing scheduled for 7:30 p.m. on April 2nd.

Meeting adjourned at 11:25 p.m.



Bruce S. Smith,
City Clerk-Treasurer

City Council, April 1, 1991

ITEMS:

- 1) Economic Development Departments, pages 1 to 3
- 2) Planning Department, page 3
- 3) Other Services, pages 3 & 4

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., APR 02/91 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

1. PUBLIC HEARING

- i) Closure of Streets, Carver & Settle Streets at Portland

*** NOTE*****

ALL ITEMS LISTED BELOW ARE SUBJECT TO ONE WEEK'S POSTPONEMENT, SHOULD OPERATING BUDGET DISCUSSIONS NOT BE COMPLETED THURSDAY, MARCH 28TH.

2. INVOCATION

3. APPROVE THE MINUTES FROM THE MEETINGS: Mar. 7, 19, 21 & 26, 1991.

4. BUSINESS ARISING FROM THE MINUTES

5. CONCERNS OF CONCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)

6. DELEGATIONS & HEARINGS OF PROTEST

7. ORIGINAL COMMUNICATIONS

- i) Town of Antigonish - Goods & Serices Tax
Re: Recreation Programs for those under the age of 14
- ii) Municipality of the District of West Hants - high cost of heating oil and gasoline
- iii) City of Nepean Resolution - Recycling of Bell Canada Telephone Books
- iv) Town of Shelburne - Opposition to any waste treatment plant as proposed by Surety Environmental Inc.

8. PETITIONS

9. REPORTS

9.1 MAYOR

9.1.1 Proposed N.S. Association of Police Commissions

9.2 CITY ADMINISTRATOR

9.2.1 Application, Retail Video Outlet, Shediac Grocery

9.2.2 Application, Retail Video Outlet, Abe's Variety

9.2.3 Application, Place of Amusement (Bingo Hall),
St. Clement's Parish Hall

9.2.4 Application, Retail Video Outlet, Feature
Presentations Home Video

9.2.5 Application, Retail Video Outlet, Tripoli
Pizza & Donair

9.2.6 Application, Retail Video Outlet, Highfield Video
& Variety

9.2.7 Application, Retail Video Outlet, Gigantic
Video II

9.3 SOLICITORS

9.3.1 Tax Due Dates

9.3.2 Dartmouth Housing Committee - Terms of Reference

9.3.3 Dartmouth Lakes Advisory Board - Additional
Member - Terms of Reference

9.4 WYSE ROAD BUSINESS IMPROVEMENT DISTRICT COMMITTEE

9.4.1 1991 Anchor Projects - Wyse Road

9.4.2 1991/92 Anchor Projects - Downtown

10. NOTICES OF MOTION

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

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

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

MEMBER ABSENT: ALD. LEVANDIER
 (OUT OF THE CITY)

1.0 PUBLIC HEARING

i) CLOSURE OF STREETS: CARVER & SETTLE STS. AT PORTLAND

PUBLIC HEARING: This date was set by Council for public hearing of the
 CLOSURE OF STREETS closure of Carver and Settle Streets at Portland Street.
 CARVER & SETTLE This proposed closure came about in response to on-going
 petitions and requests from area residents, occasioned by
 the traffic increases on their streets as development has
 continued in east Dartmouth.

All members were recorded as being present for the
 hearing, with the exception of Ald. Levandier, Billard
 and Woods. Ald. Billard and Woods did not arrive in time
 to participate in this item.

Members of Council have received the staff reports
 relevant to the closure of Carver and Settle Streets,
 and the Planning Dept. presentation was given at this
 point by Mr. Paul Connors, the Traffic Coordinator.
 Mr. Connors reviewed with Council the background inform-
 ation on traffic conditions that have continued to escalate
 with the opening of the Superstore Mall and other commercial
 businesses on Portland Street. Vehicular traffic has increased
 to a major extent on residential streets such as Carver, Settle,
 Elizabeth, and Day Ave., as a result. Options for improving
 conditions on these residential streets have been looked at
 for some time by the T.M.G., and in the final analysis, it
 has been recommended that Carver and Settle Streets be closed
 to vehicular traffic at Portland Street. Further, that an
 over-expenditure in the capital budget, in the amount of
 \$13,500. be approved to implement the closures. It is felt
 that the upgrading of Woodlawn Road will accommodate the
 change in traffic patterns that will have to take place,
 once drivers are no longer able to make use of Carver and
 Settle Streets.

Members of Council had the opportunity to ask questions of Mr. Connors. Ald. McCluskey inquired as to the criteria for the Planning Dept. recommendation, and was advised that the recommendation was not based on traffic counts, but on the petitioning of area residents and on first-hand visual assessment by Mr. Connors at periods of peak traffic on the streets affected.

The Mayor opened the public hearing, calling for speakers in favour of the street closures. Council heard Mr. Claire Kempton of 9 Carver Street, and Mr. Bernard Monk of 16 Carver Street, the two principal speakers for area residents. They both gave accounts of the serious traffic conditions on Carver Street and on the impact of the traffic on the lives of residents. Mr. Monk provided traffic count information, based on fifteen-minute time intervals, that he personally compiled. The information showed both a major increase in the number of vehicles over the same time last year, and figures indicating that Carver Street carries 75% of the traffic carried by Woodlawn Road, a main collector street. Also, that 500% more traffic is being carried on Carver Street than on Spring Ave. Mr. Monk said there is no justification for such a major volume of traffic on a residential street. Both speakers referred to the lack of regard that drivers have for pedestrians and for traffic control signage at the intersections and on Portland Street itself. The problem of truck traffic, from the Superstore through to the K-Mart Mall area, was also noted.

Mr. Gordon Joyce of Settle Street concurred with the points brought out in the Carver Street presentation.

After the Mayor had called three times for speakers in favour, and when there was no one else wanting to be heard, he called for speakers opposed to the street closures.

Mr. Oliver Woods, a resident of Portland Street, said he could sympathize with the position of the Carver Street residents, but the street closures would make it even harder for him to get back to east Dartmouth commercial properties than it is at present. Ms. C. Forbes of Brookhouse Road, stated her concerns as a resident living within the residential area concerned, about the possible problems of traffic circulation, with these street closures. She hoped the traffic modifications that still have to be made on Woodlawn Road and at the traffic signals there, will be implemented as quickly as possible.

RES. 91-10

When the Mayor had called the required number of times for speakers opposed and there were no further speakers wanting to be heard, he declared the public hearing closed, on motion of Ald. Hetherington and Pye. Resolution 91-10 was then before Council for approval.

MOTION: To approve Resolution 91-10, authorizing the closure of Carver and Settle Streets at Portland Street.

Moved: Ald. Thompson
Second: Ald. Sarto

Ald. McCluskey objected to what she called the inconsistency on the part of Traffic Management, in their traffic decisions, comparing this present recommendation with others involving situations in Ward 4. Most of members of Council speaking on the motion were in favour of the street closures, taking the position that residents have the right to expect a relief from the traffic conditions that are having such a negative effect on their lives. Ald. Thompson asked that the T.M.G. monitor any impact of the closures on Bruce Street, since there may be some short-cutting through that area until the Woodlawn Road interchange is operating fully. Ald. Sarto suggested that once the traffic signals at Regal Road the Portland Street are operational, some problems will be alleviated further.

The vote was taken on the motion.

In Favour: All
Against: None
Motion Carried

A motion was presented for the approval of the \$13,500. over-expenditure required, with an accompanying amendment.

MOTION: To approve the \$13,500. over-expenditure required to implement the street closures at Carver and Settle Streets.

Moved: Ald. Thompson
Second: Ald. Sarto

AMENDMENT: That the \$13,500. amount be found from any excess capital funds resulting from tenders that come in below budget, to be taken from the Ward 1 allocation.

Moved: Ald. Hawley
Second: Ald. Pye
In Favour: All
Against: None Amended Motion carried

It was directed, however, that the work required to carry out the street closures is not to be delayed until surplus funds are available from tenders.

(Ald. Billard and Woods were present for the remainder of the Council meeting.)

The Mayor advised that the rest of the agenda for this meeting would be deferred to the April 9th meeting, and that instead, Council would resume budget deliberations and carry on to the setting of the tax rate.

BUDGET DELIBERATIONS: 1991/92 OPERATING

BUDGET
DELIBERATIONS

Mr. Burke circulated a list of proposed adjustments that would make up the \$543,700. shortfall required to meet the 5.1% annualized tax increase being recommended. With these adjustments, Ald. Greenough was prepared to move the adoption of Resolution 91-08, which would set tax rates for residential and commercial, based on the 5.1% scenario originally proposed by Mr. Burke.

MOTION: To approve Resolution 91-08, setting the tax rates for the fiscal year 1991/92, on the basis of the 5.1% increase recommended.

Moved: Ald. Greenough
Second: Ald. MacFarlane

In the debate on the motion, votes were taken on several budget items at issue, while other related points were discussed by Council. Ald. Hawley requested that the \$10,000. amount being deleted for food at meetings of Boards and Committees, be reinstated. A majority of members were not in favour of reinstating this \$10,000. figure for food. Ald. McCluskey proposed the deletion of \$12,000. for a 5% increase in the salaries of the Mayor and Aldermen. A majority of members were not in favour of this deletion.

Ald. Pye requested that an amount of \$24,775. be left in the Museum budget, rather than deleting all of the \$37,600. amount proposed. A majority of members were not in favour of retaining either the \$24,775. amount of the original figure (\$37,600.).

Ald. Rodgers had questions about the Legislative activity, under General Government. He requested a break-out of the figures for Legislative functions, for his information. He also had questions about the Sportsplex budget and the enforcement of budget limitations on this operation. He referred to the projected City support figure in the Sportsplex budget, asking what is being done by the Commission and administration, to address it. The Mayor advised that every effort will be made by the Commission to reduce the support figure by half, and there is hope for a significant improvement, now that the impact of other new facilities in the area has started to lessen. Ald. Connors had concerns similar to those of Ald. Rodgers, and also relating to the Ferry deficit that will have to be addressed this year, in response to the concerns expressed by the Auditors.

Another item questioned was the designation of locations for crosswalk guards, if eight guards are deleted from the budget, as proposed. Chief Trider said there are locations in every ward that can be cut, and the Mayor suggested deferring any decisions on where the guards are to be located, until another Council meeting - in other words, just to deal with the budget figure to be approved at this time. Members were willing to go along with the Mayor's suggestion.

The vote was taken on the motion on the floor.

In Favour: Six members
Against: Seven members
Motion Defeated

Members who had opposed the motion wanted to carry on with the review of remaining sections of the budget, not dealt with previously. Therefore, the next section considered was Fiscal Services.

Mr. Corrigan made a presentation to Council, for which copies were provided, giving (a) an analysis of the Fiscal Services budget for the next 15 months (to March 31/92); (b) a City of Dartmouth history of long-term debt; (c) an analysis of the Valuation Allowance (to March 31/92); and (d) a City of Dartmouth history of 'net' debt charges and effect on operating budgets, highlighting in particular, the 15-month transition period of Jan. 1/91 to March 31/92.

Mr. Corrigan answered questions following his presentation, after which Council moved on to the General Government section of the budget.

(Ald. Hetherington left the meeting at this point.)

On motion of Ald. Walton and Thompson, Council agreed to continue meeting beyond 11:00 p.m. and to continue meeting until such time as the tax rate will have been set.

Ald. Connors proposed that \$192,500. be cut from the area of administration, in order to come up with a further 3% reduction in the budget overall. It was acknowledged that a number of staff positions would have to go to accomplish such a reduction. Mr. Burke reviewed with Council the ranking summary he previously circulated, as a basis for discussion, if a further cut amounting to \$192,500. is to be made. Some members had different ranking priorities, and Mr. Burke said it would be up to Council, if they preferred to make decisions not based on his suggested ranking list. The Mayor took a vote at this point on the number of members willing to support Ald. Connors' proposal. The Majority were not willing to support the cut in administration, and the Mayor asked Council to proceed with reconsideration of the items that have been singled out for deletion, reinstatement, and as part of the adjustment package put together by Mr. Burke for this meeting.

Votes were therefore taken on each of the items that have been kept on the list compiled by Mr. Walsh throughout all of the budget deliberations; the results were as follows:

- 1) Four Jr. Police Officers - reinstated in budget.
- 2) 1.5 Civilian Clerks - reinstated in budget.
- 3) Lake Safety Patrol - retained in budget. (Addition)
- 4) 2 Part-Time Dispatchers - retained (Addition)
- 5) 15 Crossing Guards - retained (Addition)
(Later, reduced to seven)
- 6) 8 Firefighters - not deleted from budget.
- 7) Increase, Food & Rent Scales (S.S.) - retained (Addition)
- 8) Half funding to Crusaders (\$9,000.) - reinstated.
- 9) Funding for canoe course (\$13,400.) - reinstated.
- 10) Training & Development (City-wide): reduced by \$100,000.
- 11) Crossing guards : reduced by eight (seven retained).
- 12) Museum: \$37,600 reduction from budget.
- 13) Food for meetings: reduced to \$5,000.
- 14) Capital Out-of-Revenue: reduced by \$25,000., plus
another \$20,000. for a total
of \$45,000., additionally to
the other previous cuts.
- 15) Consulting & Research (City-wide): reduced by \$46,450.

- 16) Special Events: reduced by \$17,500.
- 17) Children's Festival (\$12,500.): deleted.
- 18) Industrial General (Econ. Development): \$20,000. reduction
- 19) Industrial & Business Promotion: \$25,000. reduction
- 20) Legislative budget: \$10,000. reduction.

After the hour of 12:00 midnight, it was necessary to pass another resolution, extending the date for setting the tax rate to April 3rd. Resolution 91-12 was adopted to accomplish this required extension.

RES. 91-12

MOTION: To approve Resolution 91-12, extending the date for setting the tax rate, to April 3rd, 1991.

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

After all of the deletions and additions had been taken into account, staff arrived at figures for the tax rates, residential and commercial, and these were available for insertion in Resolution 91-08, so the tax rates could be set.

RES. 91-08

MOTION: To approve Resolution 91-08, setting the tax rates for the fiscal year 1991/92 at the rates of \$4.117 commercial, and \$1.876 residential. (Annualized, this represents percentage increases of 6.7% and 5% respectively; for 15 months, the percentage increase is 8.5% and 6.34%, commercial and residential respectively.)

Moved: Ald. MacFarlane
Second: Ald. Walton
In Favour: All members except
Against: Ald. Connors
Motion Carried

MPS PROCESS & PUBLIC HEARINGS

MPS PROCESS &
 PUBLIC HEARINGS

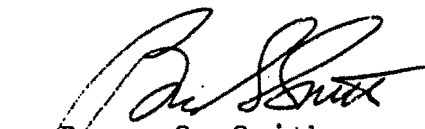
Before adjourning, members were asked to indicate to the Mayor, their preference for procedures to be followed in dealing with the MPS and public hearings required in connection with the process of adopting the MPS. A memo dated March 5/91, from Mr. Lukan, was previously sent to all members, explaining the two options available.

MOTION: That Option B be followed in dealing with the MPS document and for purposes of the public hearing process required.

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

Option B involves: (1) briefing sessions with Council; followed by (2) the public hearing (three sessions), after which (3) Council deliberations on the MPS will begin.

After setting the tax rate, Council adjourned at 12: 25 a.m.



Bruce S. Smith,
City Clerk-Treasurer.

ITEMS:

- 1.0 Public hearing, page 1.
- i) Closure of streets, Carver & Settle Streets at Portland, page 1 to 4.
 - Resolution 91-10, page 3.
 - Budget deliberations, page 4 to 7 incl.
 - Resolution 91-12, page 7.
 - 91-08, page 7.
 - MPS process & public hearings, page 7 & 8.

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., APR 09/91 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

(REPORTS PREVIOUSLY CIRCULATED WITH APR. 2/91 AGENDA PACKAGE)

1. INVOCATION
2. APPROVE THE MINUTES FROM THE MEETINGS: Mar. 7, 19, 21 & 26, 1991.
3. BUSINESS ARISING FROM THE MINUTES
4. CONCERNS OF CONCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
5. DELEGATIONS & HEARINGS OF PROTEST
6. ORIGINAL COMMUNICATIONS
 - i) Town of Antigonish - Goods & Serices Tax
Re: Recreation Programs for those under the age of 14
 - ii) Municipality of the District of West Hants - high cost of heating oil and gasoline
 - iii) City of Nepean Resolution - Recycling of Bell Canada Telephone Books
 - iv) Town of Shelburne - Opposition to any waste treatment plant as proposed by Surety Environmental Inc.
7. PETITIONS

8. REPORTS

8.1 MAYOR

8.1.1 Proposed N.S. Association of Police Commissions

8.2 CITY ADMINISTRATOR

8.2.1 Application, Retail Video Outlet, Shediac Grocery

8.2.2 Application, Retail Video Outlet, Abe's Variety

8.2.3 Application, Place of Amusement (Bingo Hall),
St. Clement's Parish Hall

8.2.4 Application, Retail Video Outlet, Feature
Presentations Home Video

8.2.5 Application, Retail Video Outlet, Tripoli
Pizza & Donair

8.2.6 Application, Retail Video Outlet, Highfield Video
& Variety

8.2.7 Application, Retail Video Outlet, Gigantic
Video II

8.3 SOLICITORS

8.3.1 Tax Due Dates

8.3.2 Dartmouth Housing Committee - Terms of Reference

8.3.3 Dartmouth Lakes Advisory Board - Additional
Member - Terms of Reference

8.4 BUSINESS IMPROVEMENT DISTRICT COMMITTEE - ANCHOR PROJECTS

8.4.1 1991/92 Anchor Projects - Wyse Road

8.4.2 1991/92 Anchor Projects - Downtown

9. NOTICES OF MOTION

TO BE ADDED

10. REPORTS

10.1 CITY ADMINISTRATOR

10.1.1 Contract 91-01 - Woodlawn Road Reconstruction

10.1.2 Contract 91-03 - Highway 111 - Water
Transmission Main

10.1.3 M. P. S. By-law M-400 & Land Use By-law L-200
(set date for public hearings)

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

MEMBER ABSENT: ALD. HETHERINGTON

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

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DARTMOUTH REGIONAL LIBRARY

1.0 INVOCATION

Mayor Savage opened the meeting with the Invocation.

2.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of meetings held on March 7, 19, 21, 25, 26, and 28th.

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

3.0 BUSINESS ARISING FROM THE MINUTES

Ald. McCluskey asked about the status of her request for a decision on the tipping fee being charged to condo owners for garbage pick-up and disposal. The Mayor advised that Council will have a report from Mr. Burke, with recommendations, in two weeks time.

4.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. HAWLEY

Ald. Hawley asked about permit requirements for home renovations, and was informed that the cost of a permit covers the cost of inspection services; permits are required for any work that structurally adds to the capital value of a building. The Mayor requested that Mr. Lukan provide information for Ald. Hawley in the form of a written report.

ALD. MACFARLANE

In response to his question about 14 Elliot Street, Ald. MacFarlane was informed that a prosecution has been commenced.

Ald. MacFarlane's second inquiry concerned a problem with arranging for access-a-bus pick-up, brought to his attention by a user of the service. Ald. Billard had information on this problem, and advised that it is being dealt with by Metro Transit and by the bus operators.

Ald. MacFarlane commended the two companies that assisted in sponsoring the Dartmouth ferry, as part of the welcome home to Navy ships on April 7th. The Mayor said that letters of thanks have gone out to both Farmers and Coastal Rentals.

ALD. MCCLUSKEY

Ald. McCluskey requested information on the actuarial report required before any upgrading of pensions for former City employees can be approved. Ald. Greenough said the Pension Committee will probably be making a recommendation to Council on this matter, after their next meeting, later in April.

Ald. McCluskey was concerned that ^{the} Handicapped Parking sign, in front of Central Trust on Portland Street, has not been lowered to a height where it can be easily seen by drivers. The Mayor said a request for better identification of this parking space, has gone to the T.M.G. Ald. McCluskey felt it should have been acted upon before this.

ALD. SARTO

Ald. Sarto requested an update on the signalization of traffic at Regal Road and Portland Street. Mr. Purdy reported that proposals have been called for consulting services to start the design process.

ALD. WOODS

Ald. Woods questioned the cost of Police escort services for visiting dignitaries during the past weekend, and whether the City is legally required to provide such services. He was advised that the cost of services provided was \$3,000. The other part of his question will be taken under advisement.

ALD. CONNORS

Ald. Connors asked that action be taken to deal with the on-going problem of garbage being put out behind the Sternwheeler on Portland Street. Complaints about this problem are being received from Admiralty Place residents.

ALD. PYE

Ald. Pye suggested that Council and citizen appointments to the School Board should take place well in advance of this year's civic election, in case people may be planning to run for School Board office.

ALD. LEVANDIER Ald. Levandier asked when a decision will be made on the disposition of the police headquarters building on Wentworth Street. Mr. Burke said there have been some preliminary discussions at the staff level, and he would hope to come to Council with a report before long.

Ald. Levandier asked if a volunteer group is going into the surplus space available in the new headquarters building. Mr. Burke advised that two potential tenants are being considered, but they are not volunteer groups.

ALD. BILLARD Ald. Billard asked that attention be given to the street lights out at 2 Canterbury Place and at the top of Medford Street and Wyndholme Ave.

ALD. RODGERS Ald. Rodgers asked that when Mr. Burke is giving consideration to the present police building, he refer to the request for information on City-owned properties throughout the City, submitted previously by Ald. Rodgers.

5.0 DELEGATIONS & HEARINGS OF PROTEST

6.0 ORIGINAL COMMUNICATIONS

i) TOWN OF ANTIGONISH - GOODS & SERVICES TAX

LETTER: TOWN OF
ANTIGONISH

The Town of Antigonish has forwarded a resolution, requesting a change in status with respect to the Goods & Services Tax, as it applies to recreation programs for those under the age of fourteen years. The support of Dartmouth City Council is requested for the resolution.

MOTION: To support the resolution passed by the Town of Antigonish, requesting a change in status with respect to the application of the GST, as it relates to recreation programs for those under fourteen years of age.

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

ii) MUNICIPALITY OF THE DISTRICT OF WEST HANTS - COST OF GAS & OIL

LETTER: WEST HANTS Council has been asked to support a resolution from the Municipality of the District of West Hants, concerning the high cost of heating oil and gasoline.

MOTION: To receive and file the communication from the Municipality of the District of West Hants.

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

Ald. Woods felt that even though the resolution received is not as timely as it was during the war in the Middle East, when gas and oil prices rose rapidly, Council should still have information on the City's petroleum costs and any potential there is for savings in this area. The Mayor agreed to have a report on this subject prepared.

iii) CITY OF NEPEAN - RECYCLING OF BELL CANADA TELEPHONE BOOKS

RESOLUTION:
CITY OF NEPEAN

Council has been asked to support a resolution from the City of Nepean, with regard to the recycling of Bell Canada telephone books. Ald. McCluskey asked whether a resolution to this effect has not already been to Council, and the Mayor agreed to have this question clarified before proceeding further with the item.

iv) TOWN OF SHELBURNE - OPPOSITION TO WASTE TREATMENT PLANT

RESOLUTION:
TOWN OF SHELBURNE

The Town of Shelburne has requested the support of Council for a resolution indicating opposition to any waste treatment plant, as proposed by Surety Environmental Inc., for Queens County, Nova Scotia.

MOTION: To receive and file the communication from the Town of Shelburne.

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

Ald. Pye suggested that if the resolutions coming before Council are not going to the Union of Nova Scotia Municipalities as well, they should be.

7.0

PETITIONS

PETITION: CONDO
CORP. #76

Ald. Sarto submitted a petition from Halifax County Condo Corp. #76, 70 Collins Grove, protesting the tipping fee for garbage collection, charged to condo owners.

8.0 MAYOR8.1.1 PROPOSED N.S. ASSN. OF POLICE COMMISSIONSPROPOSED
ASSOCIATION

A report was before Council from the Mayor on interest that has been shown in setting up a Nova Scotia Assn. of Police Commissions. He has proposed that the formation of such an association be investigated.

MOTION : That the formation of a Nova Scotia Assn. of Police Commissions be investigated.

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

Ald. Levandier, who represented the City when preliminary discussions took place, felt it would be worthwhile to at least explore the idea of the Association.

8.1.2 APPOINTMENT - INVESTMENT COMMITTEEAPPOINTMENT:
INVESTMENT
COMMITTEE

Mayor Savage has recommended the appointment of Mr. R. E. Everett to serve on the City's Investment Committee. Ald. Connors requested a one-week deferral of this item so that he could take up some points with the Mayor before an appointment is made.

MOTION: To defer the Investment Committee appointment for one week, at the request of Ald. Connors.

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

8.2 CITY ADMINISTRATOR8.2.1 APPLICATION, RETAIL VIDEO OUTLET, SHEDIAC GROCERYAPPLICATION:
VIDEO OUTLET

Council has been asked to indicate any objection to an application for a retail video outlet at 210 Waverley Road (Shediac Grocery).

MOTION: To indicate no objection to an application for a retail video outlet at 210 Waverley Road.

Moved: Ald. McCluskey
Second: Ald. Sarto

Ald. McCluskey requested that the Mayor write a letter to the newly-appointed Minister of Consumer Affairs, indicating Council's concern that videos unsuitable for children are still being displayed openly in many of the video retail outlets.

Ald. Pye asked for an indication from the Amusements Regulation Division, in future, as to whether applications are renewals or first-time applications; also, to include information on when the applicant was first licensed.

In Favour: All
Against: None
Motion Carried

Members agreed to approve all of the remaining applications in one motion, rather than dealing with each of them separately. A motion was therefore presented for the following applications:

SIX ADDITIONAL
 APPLICATIONS:
 VIDEO OUTLETS
 & ONE BINGO
 HALL

- 1) 100 Portland Street (Abe's Variety)
- 2) St. Clements Parish Hall, 16 Gaston Rd. (bingo hall)
- 3) 14 Highfield Park Dr. (Feature Presentation Home Video)
- 4) 127 Portland St. (Tripoli Pizza & Donair)
- 5) 94 Highfield Park Dr. (Highfield Video & Variety)
 (Application incomplete: name of applicant has not been included.)
- 6) 245 Waverley Road (Gigantic Video II)

MOTION: To indicate no objection to the above-noted applications for retail video outlets and one bingo hall, at the addresses listed. (Objection by Ald. Pye to 94 Highfield Park Dr., due to application being incomplete.)

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

8.3 SOLICITORS

8.3.1 TAX DUE DATES

TAX DUE DATES:
 BY-LAW I-301

Proposed By-law I-301, to change the City's Interim Billing By-law by establishing May 1st as the date for payment of interim tax bills, was presented by the Solicitor for approval. The by-law also includes other provisions for the collection of taxes and tax billings.

MOTION: That leave be given to introduce said By-law I-301 and that it now be read a first time.

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

MOTION: That By-law I-301 be read a second time.

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

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

MOTION: That By-law I-301 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. Thompson
Second: Ald. Sarto
In Favour: All
Against: None
Motion Carried

RES. 91-05

Council was also requested to pass Resolution 91-05, setting out the dates for payment of taxes for 1991/92, 1992/93, and thereafter.

MOTION: To approve Resolution 91-05, as recommended by the City Solicitor.

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

8.3.2

DARTMOUTH HOUSING COMMITTEE - TERMS OF REFERENCE

TERMS OF
REFERENCE:
HOUSING COMMITTEE

Revised terms of reference for the Dartmouth Housing Committee have been drafted by the Solicitor and recommended for Council's approval. Section 5 of the terms of reference has been changed with respect to a quorum. Section 2. (a) (composition) should read 'three'

members of Council and not 'five' as presently worded.

MOTION: To approve the revised terms of reference for the Dartmouth Housing Committee, as recommended by the Solicitor.

Moved: Ald. Sarto
Second: Ald. MacFarlane

Ald. Levandier questioned the priority of housing in terms of getting back to basic City services, and in the debate following, the Mayor pointed out that current housing needs in Dartmouth are in the process of being assessed by the Housing Committee. Ald. Connors suggested that the membership of the Committee should include one or two representatives from the development community who are able to help stimulate the climate for housing development, an equally important factor to the identification of housing needs. The vote was taken on the motion.

In Favour: All
Against: None
Motion Carried

8.3.3 DART. LAKES ADVISORY BOARD - ADDITIONAL MEMBER - TERMS OF REFERENCE

DLAB: ADDITIONAL MEMBER

As previously discussed at Council, the Solicitor has prepared a revised draft of the terms of reference for the Dartmouth Lakes Advisory Board, which adds a representative to the Board, from Portland Estates Residents Assn. With the adoption of these revised terms of reference, Council can approve the additional member requested.

MOTION: To adopt the revised terms of reference for the Dartmouth Lakes Advisory Board, providing for representation on the Board from the Portland Estates Residents Assn.

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

Concerns raised by Ald. Thompson about the provision for reimbursement of expenses for members (section 13), were discussed with Mr. Burke and the Mayor. It was noted that this provision is not new and was in the previous terms of reference. This is a standard provision, that is not being abused by Boards or Commissions, and has not been in the past.

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

9.0 NOTICES OF MOTION

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

1) Ald. Connors

WHEREAS the City of Dartmouth, with a population of 65,000, has a Council of fifteen persons, including the Mayor;

AND WHEREAS by comparison to other Canadian municipalities, Dartmouth's Council is very large; eg.:

Edmonton	785,000 pop.	13	on	Council
Regina	187,000 "	11	"	"
Windsor	254,000 "	11	"	"
Saint John	121,000 "	11	"	"
Fredericton	66,000 "	13	"	"
St. John's	162,000 "	9	"	"
Halifax	114,000 "	13	"	"

AND WHEREAS certain other Nova Scotia municipalities have recently had the size of their Councils reduced;

BE IT RESOLVED that Dartmouth Council be reduced to seven Aldermen and the Mayor;

AND FURTHER, that the City immediately take the necessary steps to obtain the appropriate approval to have this reduction in place in time for this year's municipal election.

2) Ald. Billard

(a) WHEREAS our Council has gone on record as supporting a recommendation to have Aldermanic/Mayoralty stipends be the subject of a review, that review also to include the stipends paid by other bodies to Aldermen/Mayors (School Boards, Metro Authority, etc);

THEREFORE, BE IT RESOLVED that said review be completed and presented to Council by June 30, 1991, for public release before the municipal election campaign.

(b) Ald. Billard

WHEREAS the property at the corner of Maple Street & Ochterloney Street is of an unattractive design, and no longer functional as a Power Corp. Sub-Station;

AND WHEREAS it is of an inappropriate situation vis-a-vis the set-back from Ochterloney Street;

BE IT RESOLVED that City staff investigate the possibility of the City purchasing the front portion of the property (building portion only), for future beautification, as a grassed lot. The remainder of the lot (occupied by the high-tension wires, etc.) would remain under the ownership of N.S.P.C., as long as it is functioning as a power sub-station.

10.0 REPORTS10.1 CITY ADMINISTRATOR10.1.1 CONTRACT 91-01 - WOODLAWN ROAD RECONSTRUCTION

CONTRACT 91-01:
WOODLAWN ROAD Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 91-01, Woodlawn Road reconstruction, recommending that the tender be awarded to the lowest bidder, Dexter Construction Co. Ltd., with a tender price of \$758,630.00; completion time: 60 working days.

MOTION: To award the tender for Contract 91-01 (Woodlawn Road reconstruction, (Kelly Drive to Mount Edward Road) to the lowest bidder, Dexter Construction Co. Ltd., with a tender price of \$758,630., as recommended by Mr. Burke.

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

10.1.2 CONTRACT 91-03 - HIGHWAY 111 - WATER TRANSMISSION MAIN

CONTRACT 91-03:
WATER TRANS-
MISSION MAIN Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 91-03 (Water Transmission Main, Highway 111), recommending that the tender be awarded to the lowest bidder, B. H. Fancy Construction Ltd., for the Ductile Iron Pipe Alternative, at a tender price of \$438,421.80; completion time: 45 working days.

MOTION: To award the tender for Contract 91-03 (Water Transmission Main, Highway 111), to the lowest bidder, B. H. Fancy Construction Ltd., for the Ductile Iron Pipe Alternative, at a tender price of \$438,421.80, as recommended by Mr. Burke.

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

10.1.3 M.P.S. BY-LAW M-400 & LAND USE BY-LAW L-200

M.P.S. BY-LAW
 & LAND USE BY-LAW

A report has been submitted by Mr. Burke (J. Lukan, R. Wells) on the scheduling of public hearings for the M.P.S. and Land Use By-law, for which Council has chosen Option B as the procedure to be followed. The recommendation is that Council hold a public hearing on Draft 2.0 of the proposed M. P. S. and Land Use By-law, on the three evenings of May 14th, May 15th and May 16th.

Ald. Connors asked that Council receive information in advance of the public hearings, from the Solicitor, on the various procedural requirements that will govern debate and the introduction of amendments. One reason for concern about amendments was the impact of the freeze on development while the M.P.S. is in progress. If amendments are major in nature, the freeze could be extended as a result of having to re-advertise the hearing process all over again. There were a number of questions about the 120-day freeze, which will not apply on land where proposed development is consistent with existing zoning and proposed M.P.S. zoning. Otherwise, the freeze will affect development proposals and rezoning requests.

The Mayor suggested April 30th as the date for the briefing session with Council that will precede the public hearings. Information on procedural requirements, referred to by Ald. Connors, could be explained by the Solicitor at that time.

MOTION: That April 30th be set as the date for the briefing session with Council, at the regular meeting time of 7:30 p.m.

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

MOTION: To set May 14th, 15th and 16th as the dates for public hearing of the M.P.S. and Land Use By-law, as recommended.

Moved: Ald. Sarto
Second: Ald. MacFarlane

Ald. Woods stated his reservations about the M.P.S process, in terms of the negative effect it could have on development in the City, if the freeze continues for any significant length of time. Ald. Connors requested that the Solicitor indicate where direction comes from that will require a re-advertising of the hearing procedure if Council decides to make significant amendments at a later time. He said this whole rationale should be clearly spelled out; otherwise, additional extensions of the development freeze could lead to serious problems in the City's development community. Ald. Woods expressed similar concerns to those of Ald. Connors.

In Favour: All
Against: None
Motion Carried

APPOINTMENT - REPLACEMENT MEMBER, HOSPITAL BOARD

With the agreement of Ald. Rodgers, Ald. McCluskey was willing to take his place as one of Council's representatives on the Dartmouth Hospital Commission.

MOTION: To appoint Ald. McCluskey as the replacement member for Ald. Rodgers on the Dartmouth Hospital Commission.


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

At 9:40 p.m., Council went in camera, on motion of Ald. MacFarlane and Walton. 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.
(Watershed land transactions.)

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

Meeting adjourned at 10:20 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- 1.0 Invocation, page 1.
- 2.0 Approval of minutes, page 1.
- 3.0 Business Arising from Minutes, page 1.
- 4.0 Concerns of Council members or questions, page 1 to 3.
- 5.0 Delegations & Hearings of Protest, page 3.
- 6.0 Original Communications, page 3.
 - i) Town of Antigonish, G.S.T., page 3.
 - ii) Municipality of West Hants, Cost of gas & oil, page 3.
 - iii) City of Nepean, Recycling of Bell Canada phone books, page 4.
 - iv) Town of Shelburne, Opposition to waste treatment plant, pg. 4.
- 7.0 Petitions, page 4.
- 8.0 Mayor, page 5.
- 8.1.1 Proposed N.S. Assn. of Police Commissions, page 5.
- 8.1.2 Appointment, Investment Committee, page 5.
- 8.2 City Administrator, page 5.
- 8.2.1. Application, Retail Video Outlet, Shediac Grocery, pg. 5
Additional applications, page 6.
- 8.3 Solicitors, page 6.
- 8.3.1 Tax due dates, page 6 (By-law I-301)
Resolution 91-05, page 7.
- 8.3.2 Dartmouth Housing Committee, Terms of reference, page 7.
- 8.3.3 Dart. Lakes Advisory Board, additional member, page 8.
- 8.4 Business Improvement Dist. Committee, Anchor projects, page 9.
- 8.4.1 1991/92 Anchor projects, Wyse Road, page 9.
- 8.4.2 1991/92 Anchor projects, Downtown, page 9.
- 9.0 Notices of Motion, page 10 & 11.
- 10.0 Reports, page 11.
- 10.1 City Administrator, page 11.
- 10.1.1 Contract 91-01, Woodlawn Rd. reconstruction, page 11.
- 10.1.2 Contract 91-03, Highway 111, Water transmission main, page 11.
- 10.1.3 M.P.S. BY-LAW M-400 & Land Use By-law L-200, page 12.
Appointment, replacement member, Hospital Board, pg. 13.

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., APR 16/91 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

1. PRESENTATION - 1991 Volunteer of the Year
2. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
3. REPORTS
 - 3.1 MAYOR
 - 3.1.1 Appointment - Investment Committee
 - 3.1.2 Municipal Election Campaign Expenses
 - 3.2 CITY ADMINISTRATOR
 - 3.2.1 Contract 91-06, Street Construction - Erskine Street, Dunnolly Street, and Maynard Street
 - 3.2.2 Contract 91-02, North Dartmouth Drainage, Phase I
 - 3.2.3 Tender, Supply & Planting of Trees
 - 3.2.4 Amendment to Land Use By-law (to be circulated)
 - 3.3 SOLICITORS
 - 3.3.1 Train Whistling
 - 3.4 DARTMOUTH TOURIST COMMISSION
 - 3.4.1 Composition of Commission
 - 3.4 FINANCE & PROGRAM REVIEW COMMITTEE
 - 3.4.1 Tax Exemption Request - Freedom Foundation

RECEIVED
APR 15 1991

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

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

CITY ADMINISTRATOR: J. BURKE

CITY SOLICITOR: M. MOREASH

DEPUTY CITY CLERK: G. BRADY

DEPARTMENT HEADS & ASSISTANTS

Deputy Mayor MacFarlane extended sympathy and condolences on behalf of Council, to Ald. McCluskey, on the death of her mother, Mrs. Ivy McCarthy.

1.0 PRESENTATION - 1991 VOLUNTEER OF THE YEAR

Next week is designated as Volunteer Week, and at this time, Deputy Mayor MacFarlane made a Volunteer-of-the-year presentation to Mrs. Florence Bauld, and presentations to Elizabeth McNamara and Robert Lathergee, both of whom have received Honorable Mention as volunteers in the community.

The Black Professional Women's Groups of Nova Scotia have sponsored Florence Bauld; Elizabeth McNamara has been sponsored by the Nova Scotia Tourette Syndrome Foundation; and Robert Lathergee, by the Dartmouth Golden "K" Kiwanis Club (Woodlawn Branch).

In making the presentations, Deputy Mayor MacFarlane provided information to Council on the major contribution made by these three volunteers to organizations and activities in Dartmouth. He also commended their families, members of whom were present for the occasion, for supporting the volunteers in their community efforts.

2.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. GREENOUGH

Ald. Greenough brought to the attention of Council, a number of calls he has been receiving about a change in policy with regard to the stocking of fish in Oathill Lake. He has also received a communication from the Halifax Wildlife Association, indicating their concern.

Mr. Burke explained what has transpired subsequent to receiving a request from a member of Council, in response to a conflict situation at the lake. Since then, the matter has been put on hold, with the Dept. of Fisheries, pending further discussion by Council.

Ald. Greenough took the position that the policy in place over previous years, for the stocking of Oathill Lake with fish, should be maintained for this year. He presented a motion to this effect.

MOTION: That the fish stocking policy of previous years, for Oathill Lake, be maintained this year.

Moved: Ald. Greenough
Second: Ald. Hetherington

The necessary two-thirds majority vote of Council was received, to proceed with the motion and debate on it.

Members in favour of the motion were of the opinion that there should be no policy change at Oathill Lake, without a decision of Council. Ald. Connors said the problems at Oathill are being caused by a small group of people who are unwilling to respect each other's privileges. Ald. Billard objected to the continuation of the stocking program, noting that a petition signed by 68 area residents opposed, was presented by him at Council on Feb. 19/91. That petition suggested a compromise option for stocking that would have reduced the amount of fish to a point where most of them would have been removed from the lake (caught) by the time of the swimming season. He referred to problems that occurred at the lake, between a member of the Wildlife Assn. and a resident, resulting in legal costs to the resident as an outcome.

At the end of the debate, the vote was taken.

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

PRESENTATION - GRADE FOUR CLASS, CRICHTON PARK SCHOOL

The Grade Four class of Crichton Park School made a rapp presentation to Council, titled "Junkyard Rock", promoting recycling and protection of the environment. Deputy Mayor MacFarlane thanked the class and their Music Teacher for their conservation 'masterpiece'.

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

3.2.4 AMENDMENT TO LAND USE BY-LAW

AMENDMENT TO
LAND USE BY-LAW

A report was before Council from Mr. Burke (J. Lukan, P. Richards) on a proposed amendment to the Land Use By-law that would permit recycling depots and material recovery facilities (M.R.F.) in zones other than just Salvage Yard (I-4) Zones. It has been recommended that staff be instructed to proceed with a neighbourhood information meeting.

MOTION: To adopt the recommendation that staff proceed with a neighbourhood information meeting.

Moved: Ald. Hawley

Second: Ald. Walton

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

Some concerns were stated about the inclusion of C-3 Zones for the location of recycling depots, but it was pointed out by Mr. Lukan that definition of a C-3 Zone differs in the N.P.S. from present designations. Ald. Pye suggested there should be a distance provision included in the amendment to protect any abutting residential areas. Mr. Lukan noted this suggestion, also, possible inclusion of a buffer requirement.

In Favour: All

Against: None

Motion Carried

3.0 REPORTS

3.1 MAYOR

3.1.1 APPOINTMENT - INVESTMENT COMMITTEE

APPOINTMENT:
INVESTMENT
COMMITTEE

The Mayor has recommended to Council, the appointment of Mr. R. E. (Red) Everett, a retired bank manager, as a member of the Investment Committee, replacing Mr. Harry Steele on the Committee.

MOTION: To approve the appointment of Mr. R. E. Everett to the Investment Committee, replacing Mr. Harry Steele.

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

3.1.2 MUNICIPAL ELECTION CAMPAIGN EXPENSES

MUNICIPAL ELECTION CAMPAIGN EXPENSES

Members have received copies of a report on Municipal Election Campaign Expenses, from the Dept. of Municipal Affairs, included as an item for Council's consideration with this agenda. The Deputy Mayor suggested a one-week deferral of the item, until Mayor Savage can be present for the discussion.

MOTION: To defer the report on Municipal Election Campaign Expenses for one week, so that Mayor Savage can be present for it.

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

Ald. Connors^{requested} that Staff circulate the report and recommendations of the Finance & Program Review Committee, on the subject of campaign expenses, for review in conjunction with this item, for next week.

3.2 CITY ADMINISTRATOR

3.2.1 CONTRACT 91-06, STREET CONSTRUCTION

AWARD TENDER: CONTRACT 91-06

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 91-06 (street construction: Erskine Street, Dunolly Street, and Maynard Street), recommending that the tender be awarded to the lowest bidder, Woodlawn Construction Ltd., with a bid amount of \$266,309.51.

MOTION: To award the tender for Contract 91-06 to the lowest bidder, Woodlawn Construction Ltd., as recommended; their bid amount was \$266,309.51.

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

3.2.2 CONTRACT 91-02, NORTH DARTMOUTH DRAINAGE, PHASE 1AWARD TENDER:
CONTRACT 91-02

Report from Mr. Burke (R. Fougere, E. Purdy) on tenders received for Contract 91-02, North Dartmouth Drainage: Phase 1 (Highway 111 at the Victoria Rd. interchange southeast ramp, to Halifax harbour), recommending that the tender be awarded to the lowest bidder, Chisholm Developments Ltd., with a bid price of \$114,404.94; completion time, six weeks.

MOTION: To award the tender for Contract 91-02 to the lowest bidder, Chisholm Developments Ltd., with a bid price of \$114,404.94, as recommended.

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

3.2.3 TENDER, SUPPLY & PLANTING OF TREESAWARD TENDER:
TREE PLANTING

Report from Mr. Burke (W. Stevens, L. Atkinson, H. George) on tenders received for the supply and planting of trees at various locations within the City, recommending that the tender be awarded to the lowest bidder, Eastern Tree Services, for a total price of \$64,324.39.

MOTION: To award the tender for trees and tree planting, to the lowest bidder, Eastern Tree Services, for a total price of \$64,324.39.

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

Ald. Billard requested that if possible, some trees be allocated for Berwick and James Streets, where in-filling is required to replace trees taken down during street construction projects. Ald. Hawley requested trees at Helene Ave. and Lakecrest Drive, a location that was to have received trees after completion of the Main Street project. Ald. Greenough suggested that since the tender came in under budget, it may be possible to do additional tree plantings at several locations other than the ones specifically designated for purposes of the tender.

3.3 SOLICITORS3.3.1 TRAIN WHISTLING

TRAIN WHISTLING

A further report has been prepared by the Solicitor on the request being made to CN to eliminate engine whistling at four City crossings, namely:

Princess Margaret Blvd.
Nootka Ave.
Ochterloney St.
Portland St. (at Ferry Terminal)

RES. 91-01

The fourth location noted above (Portland St.) requires authorization for the closing of the pedestrian crossing at the Ferry Terminal Park; the Solicitor has recommended Council's authorization for this closing. Also, she has recommended the approval of Resolution 91-01, which requests CN to eliminate engine whistling at the public crossings listed and as noted above.

MOTION: To adopt Resolution 91-01 and to authorize the closing of the pedestrian crossing at the Ferry Terminal Park, as recommended.

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

3.4 DARTMOUTH TOURIST COMMISSION3.4.1 COMPOSITION OF COMMISSIONCOMPOSITION:
TOURIST COMMISSION

A report from Mr. Rath was considered on the proposed new composition of the Tourist Commission, requiring an amendment to By-law T-600, in order to make the changes being recommended. By-law T-602 has been prepared to accomplish these changes, and in addition to approval of the by-law, it has been recommended that Council direct staff to write to each of the organizations listed, requesting their appointment of a representative to the Tourist Commission.

Mr. Gouin, Chairman of the Tourist Commission, explained to Council why the changes in representation are being proposed, in order to better reflect the tourism industry and to improve the effectiveness of the Commission in this way.

BY-LAW T-602 Council proceeded with the readings for approval of By-law T-602.

MOTION: That leave be given to introduce the said By-law T-602 and that it now be read a first time.

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

MOTION: That By-law T-602 be read a second time.

Moved: Ald. Pye
Second: Ald. Hetherington

Ald. Hetherington felt that in keeping with Dartmouth's Healthy City program, it would be a good tie-in to have a visible minorities representative and a representative from the Abilities Foundation, serving on the Tourist Commission. He proposed that the Commission give this idea consideration, and that the Solicitor draft an amendment to provide for representation from the two segments of the community mentioned by him.

MOTION: To refer By-law T-602 in second reading, for consideration by the Tourist Commission of the additional representatives proposed, and for the Solicitor to draft the appropriate amendment required; referral is for one week.

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

Ald. Connors commended the work of the Commission and City tourism staff, in bringing together the various business interests involved in the industry, to the advantage of all concerned.

3.4 FINANCE & PROGRAM REVIEW COMMITTEE

3.4.1 TAX EXEMPTION REQUEST - FREEDOM FOUNDATION

TAX EXEMPTION
REQUEST

A request for tax exemption has been received from the Freedom Foundation of Nova Scotia, and in a report to Council, it has been recommended that the request be referred to the Finance & Program Review Committee for study and recommendation.

MOTION: To refer a tax exemption request from the Freedom Foundation of Nova Scotia, to the Finance & Program Review Committee, as recommended to Council.

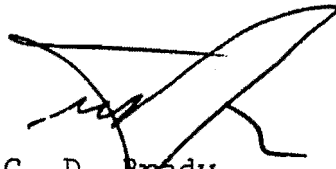
Moved: Ald. Hetherington
Second: Ald. Rodgers
In Favour: All
Against: None
Motion Carried

At 9:30 p.m, Council went in camera, on motion of Ald. Hetherington and Thompson. Council later reconvened in open meeting and ratified the action taken while meeting in camera.

MOTION: To ratify the action taken while meeting in camera on this date (watershed land, cost-sharing request).

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

Council adjourned at 10:15 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- 1.0 Presentation, 1991 Volunteer of the Year, page 1.
 - 2.0 Concerns of Council members or questions, page 1.
Presentation, Grade Four class, Crichton Park School, pg. 2.
 - 3.2.4 Amendment to Land Use By-law, page 3.
 - 3.0 Reports, page 3.
 - 3.1 Mayor, page 3.
 - 3.1.1 Appointment, Investment Committee, page 3.
 - 3.1.2 Municipal Election Campaign Expenses, page 4.
 - 3.2 City Administrator, page 4.
 - 3.2.1 Contract 91-06, Street construction, page 4.
 - 3.2.2 Contract 91-02, North Dartmouth drainage, Phase 1, page 5.
 - 3.2.2 Tender, supply & planting of trees, page 5.
 - 3.3 Solicitors, page 6.
 - 3.3.1 Train whistling, page 6.
Resolution 91-01, page 6.
 - 3.4 Dartmouth Tourist Commission, page 6.
 - 3.4.1 Composition of Commission, page 6.
By-law T-602, page 7.
 - 3.4 Finance & Program Review Committee, page 7.
 - 3.4.1 Tax exemption request, Freedom Foundation, page 7. & 8.
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Lib. Ref. Dept.

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., APR 23/91 *
* 7:30 P.M. *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 P.M. *

1. ANNOUNCEMENT - Mayor's Task Force on Violence against Women
2. PRESENTATION - Dartmouth Lakes Advisory Board - Audrey Manzer
3. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
4. REPORTS
 - 4.1 MAYOR
 - 4.1.1 Municipal Election Campaign Expenses
 - 4.1.2 Metropolitan Authority - Election of Chair - Nominations
 - 4.2 CITY ADMINISTRATOR
 - 4.2.1 Borrowing Resolution 91-13
 - 4.2.2 Tipping Fees/Garbage Collection - Condominiums
 - 4.2.3 Special Events Policy
 - 4.3 DARTMOUTH TOURIST COMMISSION
 - 4.3.1 Composition of Commission (to be circulated)
 - 4.4 SOLICITORS
 - 4.4.1 Tobacco Sales to Minors
 - 4.5 DARTMOUTH FERRY STUDY
 - 4.5.1 Table Consultants Report

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN SARTO, MACFARLANE
BILLARD, CONNORS
LEVANDIER, RODGERS
MCCLUSKEY, PYE, WOODS
HAWLEY, GREENOUGH
MEMBER ABSENT: WALTON, HETHERINGTON
ALD. THOMPSON
ACTING CITY ADMINISTRATOR: L. ATKINSON
CITY SOLICITOR: S. HOOD
DEPUTY CITY CLERK: G. BRADY
DEPARTMENT HEADS & ASSISTANTS

CONTEST WINNER - ROYAL CDN. LEGION

A Grade Six student from Crichton Park School, Beth Ann Ward, was introduced to Council by Ald. Rodgers and Mayor Savage. She is the provincial winner in a poetry contest under the auspices of the Royal Canadian Legion, and will now advance to the national contest level. She read her poem, "I Thought You would like to Know" to Council, and received congratulations and a City pin from the Mayor. Ald. Rodgers acknowledged the attendance of her parents and members of Beth Ann's classmates for this occasion.

2.0 PRESENTATION - DARTMOUTH LAKES ADVISORY BOARD - A. MANZER

DLAB PRESENTATION A Dartmouth Lakes Advisory Board presentation followed, given by the Chairman, Audrey Manzer and the Vice-Chairman, Don Gordon.

In her introductory remarks, Mrs. Manzer provided information on the Board's formation, and reviewed the functions of the Board in an advisory capacity to Council, also, in working with the Provincial and Federal Environment Departments and other agencies involved in maintaining water quality standards. She noted the fact that this is the 20th anniversary of the Board's formation, and that a total of eighty people from the community have served as Board members during its existence.

She then proceeded to outline for Council, the Board's workplan for 1991, giving a brief report on each of the projects listed in the workplan schedule circulated to members of Council.

Dr. Gordon followed up on this information with further details of the Metro Area Lake Survey (carried out last week) and the Dartmouth Lakes Secchi Disk Survey, already

underway and continuing for several months. From the information collected through both means, it will be possible to determine the condition of our lakes and to make comparisons of the water quality with results from previous surveys, in the years 1980 (Metro Area Lake Survey) and 1976/77 (Secchi Disk Survey).

The Mayor and several members of Council extended congratulations to the Lakes Advisory Board, in their 20th anniversary year, and thanked both Mrs. Manzer and Dr. Gordon for all the work and effort they have put into the success of the Board. The importance of volunteer contributions to the community, as demonstrated in groups such as the Lakes Advisory Board, was noted by Mayor Savage.

3.0

CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. PYE

Ald. Pye stated his concerns about the number of thefts and break-and-enters in the Burnside Park. He requested a report on the situation and the incidence of these crimes, also for an indication of the level of police surveillance and patrols in the Park. Deputy Chief Cole responded verbally with information on Police Dept. presence in the Park, and agreed to prepare a report, as requested. The Mayor noted that the report will go to the Public Works & Safety Committee, prior to Council.

ALD. MCCLUSKEY

Ald. McCluskey indicated her objection to the Dartmouth Regional Library acquiring and circulating the book "American Psycho", suggesting that Council should request the Library not make the book available to the public, or proceed with its acquisition. Several members objected to what they felt was a form of censorship represented by any such interference on the part of government in determining what people are able to read. Ald. Hawley said Council cannot direct an independent board such as the Regional Library Board, in matters involving the choice of library materials.

Ald. McCluskey's second concern was about the enforcement of the recently-adopted by-law requiring garbage containers for apartment buildings. She asked that enforcement measures be put into effect.

Ald. McCluskey brought to Council's attention, the Healthy Dartmouth Committee meetings (community meetings) that begin on Wed., May 1st.

- ALD. CONNORS Ald. Connors objected to the School Board decision on the cut-back in the core French program, as one of the budget-reduction measures from the priority list, from which cost savings in the education system were determined. He felt that other cost-saving measures should have been implemented ahead of the French program, an opinion also shared by Ald. Rodgers. Ald. Connors suggested that the Board be urged, through the Mayor, to reconsider and change their decision. Ald. Walton later commented on the difficulty faced by the School Board in making any program or school maintenance reductions; he said none of these decisions are made lightly. Ald. Hetherington felt the Board has to be allowed to make cut-back decisions as they see fit.
- ALD. LEVANDIER Ald. Levandier asked what can be done about the advertising bill for \$913.53, that Thistle Street residents are being expected to pay in connection with a rezoning application. Ald. Connors asked that the matter of the bill be referred to Mr. Burke and the four Aldermen concerned, for consultation.
- ALD. HETHERINGTON Ald. Hetherington had two concerns associated with recent Provincial decisions, one, to allow gambling machines in locations such as corner stores, and secondly, to permit the operation of gambling casinos in the province. He asked Deputy Chief Cole about the policing of the gambling machine operations, and was advised that the Police Dept. does anticipate some problems as a result. Ald. Hetherington suggested that ID cards should be required to play the machines, for the protection of under-age children.
- With regard to the idea of gambling casinos being operated, Ald. Hetherington asked that the Solicitor look at possible zoning regulations that would prevent these operations in Dartmouth.
- ALD. RODGERS Ald. Rodgers asked for information on the rezoning application received for MacCulloch lands bordering on the Albro Lake lands. He asked if the MPS freeze is applicable in this instance, and for information as to when the application was formally submitted.
- ALD. MACFARLANE Ald. MacFarlane made Council aware of the vandalism problems that have resulted in the desecration of headstones and property in St. Peter's Cemetery. He asked for a strategy recommendation from the Police Dept. for dealing with these problems, and suggested police surveillance on trail bikes, which he said he could assist in making available, if requested to do so.

ALD. WOODS Ald. Woods referred to a report from the Power Corp. on the replacement of street lights in Dartmouth. He asked for information on what the revised lighting levels will be; how much will we pay for 125 watt units and how much for 70 watt units; how much will we get in terms of energy reduction, and how will this affect our budget.

ALD. HAWLEY Ald. Hawley was concerned about water run-off from Highway 118, along Lake Charles Drive, into Lake Charles. He said there is nothing to protect the lake at this point, now that the marsh is no longer there to act as a filtering agent. He asked that Mr. Bernard look at the problem, and that it be taken up with the Lakes Advisory Board also.

ALD. SARTO Ald. Sarto requested that the Transportation Dept. be contacted and asked to remove garbage and fallen trees from the banks along the area of Collins Grove Ridge and Collins Grove Court. He said the clean-up of this area is the responsibility of the Department.

ALD. GREENOUGH Ald. Greenough had a second request for the Transportation Dept., through the office of the Mayor, asking for a clean-up of areas along the Circumferential Highway and especially, the off-ramps from the highway. The guard rails at the off-ramps need to be painted and repaired as well.

The Mayor noted that the period designated for concerns and questions took up an hour of time at this present meeting, when a fifteen-minute time limit was originally intended for this particular item. He said that in future, the time limit will be adhered to more strictly and the cut-off at fifteen minutes will be observed.

1.0

ANNOUNCEMENT: MAYOR'S TASK FORCE ON VIOLENCE AGAINST WOMEN

TASK FORCE:
VIOLENCE
AGAINST WOMEN

Members of Council received copies of a press release from Mayor Savage on the formation of a Task Force on Violence against Women in the City of Dartmouth, to be headed up by Moira Legere, a barrister with N. S. Legal Aid. After Mayor Savage had announced the Task Force, Ms. Legere was introduced to Council and acknowledged by the Mayor as the person with credentials and abilities to head up the Task Force. The report of the Task Force will be made to the new Council, following the civic election, in January of 1992.

4.0 REPORTS4.1 MAYOR4.1.1 MUNICIPAL ELECTION CAMPAIGN EXPENSES

In the interest of time, the item Municipal Election Campaign Expenses was deferred, with the agreement of Council, until the May 7th meeting.

4.1.2 METROPOLITAN AUTHORITY - ELECTION OF CHAIR

Council did not deal with the item Metropolitan Authority, Election of Chair at this time either. The Mayor advised that an Acting Chair will be filling in for a period of time, after Mr. Moir's term expires on June 30th, 1991.

4.2 CITY ADMINISTRATOR4.2.1 BORROWING RESOLUTION 91-13

BORROWING
RESOLUTION
91-13

Council was asked to approve Borrowing Resolution 91-13, prepared in accordance with Section 265 (1) of the City Charter, and recommended for approval by Mr. Burke (B. Smith, L. Corrigan).

MOTION: To approve Borrowing Resolution
91-13, as prepared and recommended
to Council.

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

4.2.2 TIPPING FEES/GARBAGE COLLECTION - CONDOMINIUMS

TIPPING FEES:
CONDOMINIUMS

A further report from Mr. Burke was before Council on the matter of tipping fees being paid by condo owners for garbage collection and disposal. The report concludes with options to consider in addressing what has become a problem for discussion by Council; costs involved are included with four of the five options listed. It was noted by Mr. Atkinson that no provision has been made in this year's budget to cover the cost of any of the options.

A number of condo owners were present for the item, and Council agreed to hear Mr. Angus MacGillvray of Condo Corporation #15. Mr. George Purvis, President of the Banook Woods Condo Association, was also heard. He said that garbage collection three times per week

would be required for condo units, since there is no facility available for storing garbage in these buildings. Several members felt this would be a difficult requirement to meet, even if the City were able to come up with a solution for condo owners.

Council recognized the position of the owners of condo units and wanted to assist them in some way, but most suggestions discussed were not feasible or legally acceptable. The legal implications of going onto private property to collect garbage, were pointed out by the Solicitor, and curb-side collection would not be a feasible alternative either. Ald. Levandier said this problem is really a matter for the Metropolitan Authority to resolve, and members tended to agree that all of the local municipal units should have a consistent policy equally applicable throughout the metropolitan area.

Ald. Levandier suggested some form of identification for garbage collected from condo units, so that it is handled at the landfill in the same way as municipal garbage collection. Members tended to feel that this suggestion is worth looking into further, and might be workable, if it were to include a schedule of designated collection dates and identification of private haulers who would be assigned for purposes of condo collection. Ald. Pye 's opinion was that co-op housing units should be exempt from the payment of tipping fees if condo units receive that consideration.

A motion of referral to the City's representatives on the Metro. Authority, and to the other local municipalities, was presented.

MOTION: To refer the matter to the City representatives on the Metropolitan Authority, and to the other local municipalities, for a speedy resolution.

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

4.2.3

SPECIAL EVENTS POLICY

SPECIAL EVENTS POLICY

A recommended Special Events Policy has been drafted for Council to consider, and recommendations have been made as well on three applications received, applying the proposed policy criteria to the requests. The report to Council is from Mr. Burke (Geri Kaiser, L. Atkinson).

Council proceeded with the three application recommendations.

MOTION: To approve a grant of \$6,000.
for the Multicultural Festival,
as recommended.

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

MOTION: To approve a grant of \$1,740.
for the Royal Cdn. Legion
Convention, as recommended.

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

The Special Events Committee has not recommended in favour of the Manulife Ride application for a grant in the amount of \$4,000., plus City support services, for a total of \$9,730.

Council agreed to hear Mr. Don Horne, representing the sponsoring organization, the Landmark Sport Group. He provided information on the funding raised for the Heart & Stroke Foundation, through last year's Ride (\$9,000.), and on the costs involved for the Ride such as signage, promotion, vehicle rental, food, etc. This year's fund-raising goal, in support of the same charity, is \$25,000., and the revenue projection from all sources, to cover costs, is in the amount of \$100,000. Asked about the amount that Landmark will receive, as the organizers, Mr. Horne said they will get \$15,000.

Ald. Billard and MacFarlane supported the Manulife event; they felt it is a good community event in itself and it also raises money for a charitable organization at the same time. Other members were not in favour of City participation, on the basis that the \$100,000. cost of the event is not justified in terms of the amount raised for charity (\$25,000.).

MOTION: To adopt the recommendation of the
Special Events Committee (ie. not to
provide funding assistance from the City).

(Ald. Woods and McCluskey left the meeting.)

Moved: Ald. Greenough
Second: Ald. Hetherington
In Favour: All members except
Against: Ald. Billard & MacFarlane
Motion Carried

Ald. Billard proposed that the City at least assist with support services for Police, school use (St. Peter's), and Parks & Rec. services, totalling \$4,380.

MOTION: To approve City assistance in the amount of \$4,380. for the above-noted City services.

Moved: Ald. Billard
Second: Ald. MacFarlane
In Favour: Five members
Against: Six members
Motion Defeated

(The main policy recommendations have not yet been adopted.)

4.3 DARTMOUTH TOURIST COMMISSION

4.3.1 COMPOSITION OF COMMISSION

TOURIST COMMISSION Proposed By-law T-602 was referred to the Tourist COMPOSITION Commission in second reading, to consider additional representation on the Commission by two special interest groups. The Commission has made two recommendations back to Council, the first, dealing with an amendment to Section 4(2) (d) (i) & (ii), to read 'member' instead of 'Chairman'; this section pertains to Chamber of Commerce representation on the Commission. The Solicitor distributed copies of the amendment, which Council proceeded to approve.

AMENDMENT:
BY-LAW T-602

AMENDMENT: To amend By-law T-602, with the above-noted change in Section 4 (2) (d) (i) & (ii), replacing the word 'Chairman' with the word 'member'.

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

The vote was then taken on second reading, as amended, the motion for second reading having been presented at the April 16th Council meeting.

In Favour: All
Against: None
Motion Carried, as amended

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

MOTION: That By-law T-602, as amended, 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. MacFarlane
In Favour: All
Against: None
Motion Carried

Council also approved the second recommendation from the Tourist Commission on the matter of additional representation.

MOTION: To approve the recommendation of the Tourist Commission that no further amendments be made to By-law T-602 at this time, but that Council approve a consultation with the various special interest groups, to determine their interest in representation on all City Boards and Commissions. Referral is also recommended to the Human Rights Advisory Committee.

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

4.4 SOLICITORS

4.4.1 TOBACCO SALES TO MINORS

TOBACCO SALES
TO MINORS

The Dartmouth Board of Health has dealt with the matter of tobacco sales to minors and in response to the Board's opinion that legislation is required in this area, the Solicitor has recommended that Council request the Provincial Government, through the Minister of Health, to enact legislation giving municipalities the power to control tobacco vendors.

MOTION: To adopt the recommendation of the Solicitor on the request for legislation to control tobacco vendors.

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

Ald. Connors stated his reservations about the Ontario legislation that regulates tobacco sellers, and indicated that his support for the motion was based on the understanding it would not be recommended in particular.

4.5 DARTMOUTH FERRY STUDY

4.5.1 TABLE CONSULTANTS REPORT

FERRY REPORT

Members of Council have received the Price Waterhouse report, based on their study of the Dartmouth Ferry operation. Council proceeded with referral of the report to the Public Transportation Advisory Committee.

MOTION: To refer the Price Waterhouse report on the Ferry operation to the Public Transportation Advisory Committee.

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

The Committee is expected to meet on May 8th and all members of Council will be invited to attend.

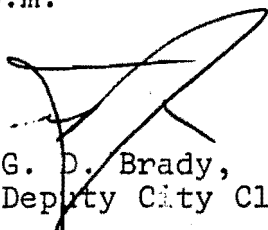
SALARY ADJUSTMENT - MAYOR & ALDERMEN

Prior to adjournment, Council agreed to deal with the salary adjustment item for the Mayor and Aldermen. A motion was adopted, authorizing a 5% salary increase.

MOTION: To approve a 5% salary adjustment for the Mayor and Aldermen for 1991.

Moved: Ald. Hetherington
Second: Ald. Greenough
In Favour: All members except
Against: Ald. Pye, Rodgers & Billard
Motion Carried

Meeting adjourned at 10:45 p.m.



G. D. Brady,
Deputy City Clerk.

ITEMS:

- Contest winner, Royal Canadian Legion, page 1.
- 2.0 Presentation, DLAB, A. Manzer, page 1
 - 3.0 Concerns of Council members or questions, page 2 to 4.
 - 1.0 Announcement, Mayor's Task Force on Violence against Women, pg.4.
 - 4.0 Reports, page 5.
 - 4.1 Mayor, page 5.
 - 4.1.1 Municipal Election Campaign Expenses, page 5.
 - 4.1.2 Metropolitan Authority, Election of Chairm, page 5.
 - 4.2 City Administrator, page 5.
 - 4.2.1 Borrowing Resolution 91-13, page 5.
 - 4.2.2 Tipping fees/Garbage collection, condos, page 5 & 6.
 - 4.2.3 Special Events Policy, page 6 to 8.
 - 4.3 Dartmouth Tourist Commission, page 8.
 - 4.3.1 Composition of Commission, page 8 (By-law T-602)
 - 4.4. Solicitors, page 9.
 - 4.4.1 Tobacco sales to minors, page 9.
 - 4.5 Dartmouth Ferry study, page 10.
 - 4.5.1 Table consultants report, page 10.
 - Salary adjustment, Mayor & Aldermen, page 10.
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Lib. Ref. Dept.

DARTMOUTH CITY COUNCIL
AGENDA

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*****  
*   TUES., APR 30/91   *  
*                       *  
*       7:30 PM       *  
*                       *  
*   COUNCIL CHAMBER   *  
*****
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1. PRESENTATION - Proposed MPS & Land Use By-law.

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 SOLICITOR: M. MOREASH

1.0 PRESENTATION - PROPOSED MPS & LAND USE BY-LAW

MPS AND LAND USE PRESENTATION Council met to hear a Planning Dept. presentation on the proposed M.P.S. and Land Use By-law. Copies of both documents were previously circulated, along with a staff report from Planning Dept.

In his introductory remarks, Mr. Lukan thanked Kent Robinson and his Committee, plus the Sub-Committees, that have worked for so long to prepare this material. He noted that while staff basically agree with the M.P.S. Committee in most areas, there are some differences of opinion and these have been indicated in the staff report. He advised that staff are prepared to meet with any members of Council at any time prior to the public hearing dates, to clarify any points that members may want to have clarified.

The two main points made by Mr. Lukan in his summation statements, were: (1) Council cannot act contrary to the policies of the M.P.S.; but (2) Council does not have to carry out all of the policies.

The main presentation then proceeded, with individual members of Planning Dept. staff dealing with separate specific sections of the M.P.S.

- 1) Directions for Growth (Roger Wells) - Population figures projected to the year 2006 reflect an expected increase of 300 people per year, from 65,245 at present to 71,437 in 2006. (Ald. Connors later asked for the background information that went into the three scenarios used for purposes of the model on which the population projections have been based.)
Highlights of presentation:(1) development boundaries; (2) trunk servicing policy; (3) land use designations.
- 2) Residential (Patricia Richards) - Highlights: (1) residential designation; (2) proposed new zones; (3) secondary planning; (4) Residential Comprehensive Development District.

- 3) Commercial - Highlights: (1) commercial land use designation and zones; (2) residential development in commercial zones; (3) aesthetics of commercial development. (Ald. Hawley later asked about any zoning provision for the control of massage parlours, and was informed that there is no further provision recommended for such zoning.)
- (Ald. Thompson was present from this point in the meeting.)
- 4) Industrial (Steve Smith) - Highlights: (1) industrial land use designation and zones; (2) Burnside Park & City of Lakes Business Park; (3) harbour water area. (Ald. Connors requested information from staff on the differences between what the M.P.S. Committee and staff are recommending in Policy I-7 (the Business Park Zone).)
- 5) Downtown (Roger Wells) - Highlights: (1) new zoning strategy for the Downtown; (2) Dell Holdings and Starr Manufacturing properties; (3) marshalling yards and shipyards; (4) Parking Authority. (Ald. Connors requested information on other communities that may have implemented the cash-in-lieu option for commercial parking, and secondly, do we have information on whether or not Parking Authorities work.)
- 6) Heritage & Culture (Patricia Richards) - Highlights: (1) Heritage Conservation District; (2) the Dartmouth Common; (3) Cultural Coordinating Advisory Committee and Cultural Coordinator. (Ald. Billard asked about policy recommendations that are in contravention of existing Provincial statutes (Dartmouth Common Act) and was advised by the Solicitor that the Provincial legislation would prevail.)
- 7) Transportation (Steve Smith) - Highlights: (1) Transportation policies; (2) Public transit; (3) street classification system. (Ald. Connors requested that copy reductions be circulated of the committee and staff maps, which differ; further, that the differences be identified and reasons given for the differences.)
- 8) Recreation (Roger Wells) - Highlights: (1) 1987 Parks & Recreation Master Plan; (2) Private Recreational Designation & Zone; (3) Acceptance Guidelines for parkland designation. (Ald. McCluskey had questions about the allocation of cash received by the City in lieu of land. The staff response was that Acceptance Guidelines proposed should give Council a good basis of criteria for the kind of decisions involved in taking land or cash.)

- 9) Open Space & Environment (Patricia Richards) - Highlights:
(1) Conservation designation and zone; (2) Viewplanes.

A separate View Planes presentation was given by Ms Richards as well. A series of slides were shown to Council, to give members an idea of the views that require protection from such locations as Brightwood golf course and from the Dartmouth Park. These were followed with other information on height restrictions, corridor views and their protection, establishment of a View Plane Schedule, and related highlights.

The two remaining sections, Energy Management and Public Participation were presented by Roger Wells and Patricia Richards respectively. After completion of the Planning Dept. presentation, a question period followed for Council. Members were cautioned by the Mayor to ask questions only, with no comment or debate.

(Council took a short break before the question period, and Ald. Hetherington left the meeting at this point.)

In addition to questions that have been noted elsewhere in the minutes, relating to specific sections of the M.P.S., there were also some general questions and questions about procedures to be followed in the next stages of dealing with the M.P.S.

Ald. Pye asked to have flagged for Council, those policies in the M.P.S. that: (a) have financial implications for the City; (b) require people involvement in committees being recommended; and (c) that represent a dramatic shift away from existing policies. He felt this kind of identification would be helpful to Council in making decisions on the many policies in the document.

Ald. Woods and several other members were in favour of a page-by-page review of all the M.P.S. policies, with staff, especially since there are quite a number of differences between the M.P.S. recommendations and those of staff. A vote of Council was taken to see how many members would support the review, and by a majority vote, it was decided to proceed in that way as the next step in the process. Council will meet on Monday, May 6th for the review, at 7:00 p.m.

Members of Council were circulated with memos from the Solicitor and from Mayor Savage, on the public hearing process and suggested means of facilitating it. Ald. Woods suggested that arrangements should be made to book the Dartmouth High A/V Room, in case the Council Chamber will not accommodate the number of citizens wanting to be heard on a given night.

The Solicitor has pointed out in his memo that 'the proposed M.P.S. and Land Use By-law which are advertised for hearing, may not be changed by Council without repeating the Notice of Hearing procedure. If Council decides that something different from the M.P.S. Review Committee proposal should be enacted, then the public must be given notice of such changes, and another hearing must be held to enable the public to make representations to Council on those changes'. This advice from the Solicitor addresses a procedural question raised at this particular meeting of Council and at other past meetings. The Solicitor agreed to consider further a question from Ald. Connors about Council's ability to eliminate recommended staff positions (ie. such as the position of Housing Co-ordinator) without contravening M.P.S. policies.

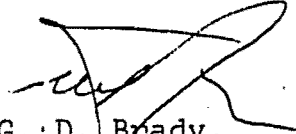
Ald. Connors asked for information from staff as to how proposed View Plane requirements will impact on other policies in the M.P.S.

As the question period continued, a motion to go beyond 11:00 p.m. was adopted, moved by Ald. McCluskey and seconded by Ald. Thompson.

Ald. Thompson asked if service clubs and properties would come under the Private Recreational Designation & Zone that is proposed. Mr. Wells was not certain about this, but said they probably would.

Ald. Hawley asked if the M.P.S. will give the City more authority over our own decisions, in relation to Provincial bodies such as the Municipal Board. The Solicitor said that the Municipal Board will be bound by M.P.S. policies, and if the M.P.S. is effective in its policies, it will work for the City.

At 11:15 p.m., Council adjourned. The detailed policy review agreed to earlier in the meeting, will take place on May 6th.



G. D. Brady,
Deputy City Clerk.

ITEM:

1.0 M.P.S. and Land Use presentation, page 1 to 4 incl.