

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., FEB. 04/92 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

1. INVOCATION
2. APPROVE THE MINUTES FROM THE MEETINGS: Jan. 7, 14, 21, & 28, 1992.
3. BUSINESS ARISING FROM THE MINUTES
4. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
5. DELEGATIONS & HEARINGS OF PROTEST
6. ORIGINAL COMMUNICATIONS
7. PUBLIC HEARING
8. PRESENTATION
9. PETITION
10. REPORTS
 - 10.1 MAYOR
 - 10.1.1 Municipal Exchange Program
 - 10.2 CITY ADMINISTRATOR
 - 10.2.1 Application, Place of Amusement, Metro Billiards
 - 10.2.2 Kinsmen Arena
 - 10.2.3 By-law W-300, Wyse Road Business Improvement District Commission
 - 10.2.4 Traffic Authority

10.3 SOLICITORS

10.3.1 Dartmouth City Charter Amendments - 1992

10.4 THE DARTMOUTH 1917 COMMEMORATIVE EXPLOSION COMMITTEE

10.4.1 Sculpture by Theresa MacPhee - "The Spirit Swings"

11. MOTIONS

11.1 ALD. WOODS

11.1.1 Billing Practices

11.2 ALD. MCCLUSKEY

11.2.1 Boot and Clothing Allowance - Police Force

11.3 ALD. MAY

11.3.1 Establishment of Emission Standards and Compliance Deadlines

12. NOTICES OF MOTION

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: DEPUTY MAYOR MCCLUSKEY/MAYOR SAVAGE
ALDERMEN THOMPSON, SARTO, MACFARLANE
CUNNINGHAM, MAY, LEVANDIER
RODGERS, WOODS, PYE, HAWLEY
GREENOUGH, WALTON, HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: S. HOOD
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEADS & ASSISTANTS

Grade Nine students from Ellenvale Jr. High were welcomed to the Council meeting by Deputy Mayor McCluskey.

1.0 INVOCATION

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

2.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of Council meetings held on Jan. 7, 14, 21 & 28.

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

3.0 BUSINESS ARISING FROM THE MINUTES

4.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. PYE

Ald. Pye commended what he called the excellent snow-clearing job the City Works Dept. has done, following the major weekend storm, but he asked for additional attention to sidewalk snow removal and to the corners of intersections, so that visibility can be improved for motorists.

ALD. THOMPSON

Ald. Thompson commended the Mayor for sending a letter to Imperial Oil officials, with regard to the Dartmouth refinery. The Deputy Mayor reported briefly to Council on discussions with Mr. Ken Ball, the refinery Manager, about the future of the plant and any possible job losses. She said he is optimistic that the request of their head office, for an improved level of productivity, is achievable.

ALD. MAY

Ald. May referred to Scotia MacLeod reports on the oil industry, including Esso, suggesting that the reports would be worth having for Mr. Burke and Mr. Rath.

Ald. May felt there should be a concerted effort by the Industrial Commission and the City generally, to make contact with Imperial Oil, to find out what can be done to assist them in their attempt to become more cost effective. He said this kind of practical approach would be beneficial to both the City and the company.

Ald. Greenough agreed that if there are things the City can do, along the lines suggested by Ald. May, then we should be willing to take the initiative.

ALD. MACFARLANE

Ald. MacFarlane stated his concerns about recent derogatory statements made by certain members of Halifax City Council about their Dartmouth counterparts and Mayor Savage. He said these comments were totally unacceptable, and that the Mayor of Halifax should show the courtesy of an apology for them, on behalf of her Council.

5.0 DELEGATIONS & HEARINGS OF PROTEST

6.0 ORIGINAL COMMUNICATIONS

7.0 PUBLIC HEARING

8.0 PRESENTATION

9.0 PETITION

10.0 REPORTS

10.1 MAYOR

10.1.1 MUNICIPAL EXCHANGE PROGRAM

MUNICIPAL
EXCHANGE
PROGRAM

Information has^{been} provided to Council on two Quebec cities being suggested for consideration by Dartmouth in the Community Leaders Exchange Program. The two cities suggested are St. Jean-sur-Richelieu and St. Hyacinthe.

Mayor Savage advised that it would be possible to fund the one-third remaining air fare cost from travel allowance monies still available, the other two-thirds cost being already covered through the Program itself.

Having received this additional information from the Mayor, members were willing to proceed further with the City's participation in the Exchange Program.

MOTION: To approve participation by the City in the Community Leaders Exchange Program, as proposed by Mayor Savage and outlined by him.

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

10.2 CITY ADMINISTRATOR10.2.1 APPLICATION, PLACE OF AMUSEMENT - METRO BILLIARDSAPPLICATION:
METRO BILLIARDS

Council has been requested to indicate any objection or no objection to a Place of Amusement application from Metro Billiards, 96 Highfield Park Drive. Proposed, are two pool tables and about ten miscellaneous games for members only.

MOTION: That Council indicate an objection to the application.

Moved: Ald. Woods
Second: Ald. Thompson

In the debate on the motion, reasons stated for objecting to the application, were as follows:

- 1) there will be both adults and children on the same premises, an undesirable combination in this kind of establishment.
- 2) the location of such an establishment in a residential community; once it is there, it is very difficult to have the operation closed or moved.
- 3) this kind of establishment is contrary to the improvement aims of the plan for the north-end areas of the City.
- 4) in the present economic climate, young people do not have money to waste on game machines.

Ald. May felt that Council should have had information on membership requirements, including age eligibility, before being asked to indicate objection or not to the application. Ald. Levandier was opposed to the motion, on the basis that business ventures should not be hindered in a time of recession. A motion of referral, to seek further information on the application, proposed by Ald. Cunningham and Greenough, was withdrawn in favour of the main motion.

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

10.2.2 KINSMEN ARENAKINSMEN
ARENA

A report from Mr. Burke (W. Stevens) on the Kinsmen Arena and its proposed disposition, was before Council, with the recommendation that (a) it be declared surplus to the use of the Parks & Recreation Dept. (City), and (b) that the facility be sold as is.

MOTION: That Mr. Burke's recommendation be adopted.

Moved: Ald. Hetherington

Second: Ald. Thompson

There was general support for declaring the arena surplus to City use, except for Ald. Levandier and Hawley, who were in favour of retaining it for possible uses in the future. Ald. Hawley felt it should be retained as the location for the Farmers' Market and for possible recreational uses in conjunction with the Caledonia Boys & Girls Club. Ald. Walton advised Council that the Recreation Advisory Board has concurred with the recommendation. There was not the same support, however, for selling either the arena or the land on which it is situated. The general concensus was ^{that} the land should remain in City ownership, in view of its location between Caledonia School and the daycare centre, and next to Beazley Field.

Since there was a difference of opinion about the (a) and (b) portions of the motion, the Deputy Mayor agreed to take the vote separately on both parts. Ald. Greenough said he was prepared to make a motion, for the land to be retained, if part (b) of the recommendation were to be defeated. Mr. Stevens and Mr. Burke answered questions during the debate on maintenance and operating costs, if the arena were to be retained for uses such as those suggested by Ald. Hawley. The vote was taken on section (a) of the motion.

In Favour: All
Against: None
Motion Carried

The vote on section (b) of the motion followed.

In Favour: None
Against: All
Motion Defeated

Ald. Greenough then proceeded with his motion for retaining the land in City ownership and demolishing the arena.

MOTION: That the Kinsmen Arena be demolished and that the land be retained in City ownership for future City use.

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

Ald. Hetherington said that any funds spent on the land (ie. after demolition of the building) should form part of Ward 6 budget allocations.

10.2.3 WYSE ROAD BUSINESS IMPROVEMENT DISTRICT COMMISSION

APPOINTMENTS:
WYSE ROAD B.I.D.
COMMISSION

Council was asked to appoint the members of the Wyse Road Business Improvement District Commission, beginning with the five persons representing the business improvement organization (representing the District). The names of six volunteers were presented, from which Council was requested to select five. Following a vote by secret ballot, the appointments confirmed by Council were as follows:

Mr. Joseph Martins
Willard Joyce
Roger Dickey
Chris Dean
Dr. M. Sinanan

On motion of Ald. Hawley and McCluskey, Council named Ald. Levandier as the aldermanic representative on the Commission. The appointment of two members at large was deferred until volunteers have submitted their names for membership.

(Ald. Hetherington left the meeting after this item.)

10.2.4 TRAFFIC AUTHORITY

TRAFFIC AUTHORITY: Report from Mr. Burke (R. Fougere), recommending RES. 92-03 the appointment of A. E. Purdy as Traffic Authority for the City (replacing Sgt. Bob Manning, who has accepted other duties), and the appointment of Sgt. Merrill Conrad of the Police Dept. Traffic Division, as Deputy Traffic Authority for the City. The adoption of Resolution 92-03 is recommended to accomplish these appointments.

MOTION: To adopt Resolution 92-03, appointing A.E. Purdy as Traffic Authority and Sgt. Merrill Conrad as Deputy Traffic Authority.

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

10.3 SOLICITORS10.3.1 DARTMOUTH CITY CHARTER AMENDMENTS - 1992CHARTER
AMENDMENTS

Proposed amendments to the Dartmouth City Charter for 1992 have been prepared by the City Solicitor, and were presented at this time, with the recommendation for approval of Resolution 92-01, which authorizes their introduction at the 1992 sitting of the Provincial Legislature. The Solicitor reviewed the amendments with Council, after which they were debated and dealt with as follows:

Sections 2,3,6,7 & 9: approved as presented.

MOTION: That Sections 2, 3, 6, 7 & 9 of the proposed legislation, be approved as presented.

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

Section 1 (six-month limitation): deleted. (Defeated)

MOTION: That Section 1 be approved as presented.

Moved: Ald. Levandier
Second: Ald. Hawley

A deferral motion was presented, to give members the opportunity to contact the City Solicitor and give their opinions, before the section comes back for further consideration.

MOTION: To defer Section 1, to allow for further discussion with the Solicitor, on the part of Council members.

Moved: Ald. Hawley
Second: Ald. Sarto
In Favour: Ald. Walton
Against: All other members
Motion Defeated

Ald. Rodgers then proposed a three-month limitation, as an amendment to Section 1 of the legislation, which calls for a six-month limitation on expenditures (ie. prior to civic elections).

AMENDMENT: That the proposed limitation be changed from six months to a three-month period.

Moved: Ald. Rodgers
Second: Ald. Walton
In Favour: Ald. Woods, Walton, Rodgers
Against: All other members
Amendment Defeated

The vote was taken on the main motion for approval of Section 1.

In Favour: None
Against: All
Motion Defeated

Section 4 (appointment of assistants or deputies): approved with amendment.

MOTION: That Section 4 be approved as presented.

Moved: Ald. Thompson
Second: Ald. Cunningham

Ald. Walton was willing to support the appointment of assistants and deputies to officers or directors of City departments, by the City Administrator, but felt that decisions on termination of service, should be made by Council, on the recommendation of the City Administrator.

AMENDMENT: That the authority for appointment of assistants and deputies be approved as proposed (to rest with the City Administrator), but that decisions on termination of service, rest with Council.

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

Ald. May and Pye were opposed to Section 4, and Ald. May asked that in future, when Charter amendments are presented, a more thorough explanation of legal implications, in relation to existing Charter provisions, be provided in the accompanying report.

Ald. Greenough suggested that Council should be advised in advance by the City Administrator, before assistant or deputy appointments are made. He therefore put forward an amendment to sub-section (2) of section 4 of the legislation (ie. section 202 of Chapter 43A of the Charter), which would delete the present wording, to be replaced with the words '. . . prior to such appointment'.

AMENDMENT: That Section 4, sub-section (2) of the legislation be amended by deleting the present wording 'within 10 days', and replacing it with the words '. . . prior to such appointment'.

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

The vote was taken on the approval of Section 4, as amended.

In Favour: All members except
Against: Ald. May and Pye
Motion Carried, as amended

Section 5 (tobacco vending machines): approved as presented

MOTION: That Section 4 be approved as presented.

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

Section 8 (records): deferred

MOTION: That Section 8 be approved as presented.

Moved: Ald. Greenough
Second: Ald. Hawley

Ald. McClukey felt that provision should have been included in Section 8 for the retention of personnel records; other members also wanted to have these records covered, but could not reach agreement on the time requirement. The section was therefore deferred, so that personnel records can be included with the other document provisions.

MOTION: To defer Section 8, for inclusion of a provision covering personnel records and their retention.

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

RES. 92-01

The final motion adopted was for the approval of Resolution 92-01, as amended.

MOTION: To adopt Resolution 92-01,
as amended.

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

10.4

DARTMOUTH 1917 COMMEMORATIVE EXPLOSION COMMITTEECOMMEMORATIVE
SCULPTURE

The Dartmouth 1917 Commemorative Explosion Committee has recommended approval of a sculpture by Theresa MacPhee, entitled 'The Spirit Swings', to serve as a remembrance to the MicMac Village destroyed by the 1917 Explosion in the north end of Dartmouth. The project would be approved in principle, subject to the necessary funds being found from other sources. The proposed location for the sculpture is on or near Yetter Park on Windmill Road.

MOTION: To adopt the recommendation
of the Committee.

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

12.0

NOTICES OF MOTION - None

Council went in camera at 10:10 p.m., on motion of Ald. MacFarlane and Sarto. After reconvening in open meeting, the action taken while meeting in camera, was ratified.

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

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

Meeting adjourned at 11:15 p.m.



V. Carmichael,
Asst. City Clerk.

ITEMS:

- 1.0 Invocation, page 1.
 - 2.0 Approval of minutes, page 1.
 - 3.0 Business Arising from the Minutes, page 1.
 - 4.0 Concerns of Council members or questions, page 1 & 2.
 - 5.0 Delegations & Hearings of Protest, page 2.
 - 6.0 Original Communications, page 2.
 - 7.0 Public Hearing, page 2.
 - 8.0 Presentation, page 2.
 - 9.0 Petition, page 2.
 - 10.0 Reports, page 2.
 - 10.1 Mayor, page 2.
 - 10.1.1 Municipal Exchange Program, page 2.
 - 10.2 City Administrator, page 3.
 - 10.2.1 Application, Place of Amusement, Metro Billiards, page 3.
 - 10.2.2 Kinsmen Arena, page 4.
 - 10.2.3 Wyse Road Business Improvement District Commission, page 5.
 - 10.2.4 Traffic Authority, page 5. (Resolution 92-03)
 - 10.3 Solicitors, page 6.
 - 10.3.1 Dartmouth City Charter Amendments, 1992, page 6 to 9.
Resolution 92-01, page 9.
 - 10.4 Dartmouth 1917 Commemorative Explosion Committee, page 9.
 - 12.0 Notices of Motion, page 9.
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Lib. Ref. Dept.

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., FEB. 11/92 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

HARMONY, INC. (International Organization of Women Barbershop Singers)
to perform just prior to the Council meeting.

CONTINUATION OF COUNCIL AGENDA OF FEB 4/92

1. MOTIONS

1.1 ALD. WOODS

1.1.1 Billing Practices

1.2 ALD. MCCLUSKEY

1.2.1 Boot and Clothing Allowance - Police Force

1.3 ALD. MAY

1.3.1 Establishment of Emission Standards and
Compliance Deadlines

COUNCIL AGENDA ITEMS FOR FEB. 11/92

2. REPORTS

2.1 MAYOR

2.1.1 Sackville Landfill Site - Redress

3. PRESENTATION

3.1.1 Dial Access-A-Bus Review Committee request for
funding

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

PRESENT: MAYOR SAVAGE
ALDERMEN THOMPSON, SARTO, MACFARLANE
CUNNINGHAM, MAY, LEVANDIER
RODGERS, MCCLUSKEY, WOODS
PYE, HAWLEY, GREENOUGH, WALTON

MEMBER ABSENT: ALD. HETHERINGTON

CITY ADMINISTRATOR: J. BURKE
CITY SOLICITOR: M. MOREASH
ASST. CITY CLERK: V. CARMICHAEL
DEPARTMENT HEAD: P. GREENE

MUSICAL PRESENTATION: SCOTIANAIRES

In recognition of 'Harmony Awareness Week', the ScotianAires (local Women Barbershop Singers) made a musical presentation to Council, singing three numbers, introduced by their Director. Mayor Savage thanked the singers for their performance and commended their success in barbershop competitions.

The Mayor welcomed to the meeting, students from Ellenvale Jr. High, present for the Council meeting.

Council then proceeded to the regular agenda.

1.0 MOTIONS

1.1 ALD. WOODS

1.1.1 BILLING PRACTICES

MOTION: WHEREAS the existing billing practices of the Dartmouth Water Utility contain components for direct water consumption, pollution control charges, and waste water maintenance costs;

AND WHEREAS there are water users in Dartmouth who purchase water in bulk and re-distribute it to their customers, such as operators of mobile home parks;

AND WHEREAS leaks sometimes occur in underground piping systems, at which time the water is returned to the earth by natural means, and is not processed at any sewage treatment plant;

THEREFORE BE IT RESOLVED that the necessary by-law (s) be amended, which would allow relief for Utility customers who, through no fault of their own, experience significant water loss through undetected underground leaks.

Moved: Ald. Woods
Second: Ald. Greenough

Ald. Woods explained the intent of his motion and why he feels that discretion should be permitted in the kind of situations the motion is meant to cover. Ald. Pye suggested the discretion should go one step further, so it can be applied in individual instances where people should have the same exemption; he referred specifically to the water leak problem at the Ship Victory Tavern as an example of his argument.

Mr. Burke noted, for the information of Council, that we are prohibited from separating the water charge from the pollution control charge. He also pointed out that water users such as Moosehead fall into the category of companies that do not discharge the water they take, back into the sewer system, since it is used in their product. In view of the financial implications for the City, if water billing practices were to be altered as proposed, it was agreed that the motion on the floor should be referred to staff and to the Finance & Program Review Committee, for further consideration first.

Ald. Rodgers stated his concern about the detrimental impact the pollution control charge could be having on new businesses coming to Dartmouth and being faced with this added surcharge. Mr. Burke made the point that once the door is opened to any exceptions, a lot of other adjustments can be expected to follow and the financial loss could then become significant.

MOTION: To refer the motion on the floor to the Finance & Program Review Committee and to staff, for further consideration and report to Council.

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

All members of Council will be notified when this item is to come before the Committee, so they can attend the meeting. Ald. McCluskey asked that her point about landscapers taking water directly from hydrants (ie. without having to pay the pollution control charge) be looked at when the item is dealt with in Committee.

1.2 ALD. MCCLUSKEY1.2.1 BOOT & CLOTHING ALLOWANCE - POLICE FORCE

MOTION: WHEREAS it has been the practice of the City of Dartmouth to pay a boot and clothing allowance to members of the Dartmouth Police Force in January of each year;

AND WHEREAS the officers expected to receive the allowance in January of this year, as they were not advised that the allowance would be late;

THEREFORE BE IT RESOLVED that the allowance be paid at this time, and that notification be given that the 1993 allowance will be paid in April, 1993.

Moved: Ald. McCluskey
Second: Ald. MacFarlane

Mr. Burke informed Council that while the regular boot and clothing allowance has been deferred until April, a special provision was made for a \$1,000. clothing allowance to be paid to each of seven new officers who transferred in on the first of January of this year.

The general opinion of members of Council was that the delay in issuing the clothing allowance does not place a real hardship on police officers, that the terms of the collective agreement have not been violated, and that Council should not become involved in the administration of collective agreement provisions. Based on these main points, the motion did not receive the support of Council, with the exception of the mover and seconder.

In Favour: Ald. McCluskey & MacFarlane
Against: All other members
Motion Defeated

1.3 ALD. MAY1.3.1 ESTABLISHMENT OF EMISSION STANDARDS & COMPLIANCE DEADLINES

MOTION: WHEREAS the City of Dartmouth, through the Healthy Dartmouth Committee, is a healthy community;

AND WHEREAS residents continually seek to improve their quality of life;

AND WHEREAS residents have expressed concerns about the air quality within this City;

THEREFORE BE IT RESOLVED that pursuant to the powers of the City Charter, the City establish emission standards and compliance deadlines, in consultation with governmental, medical, scientific, and community organizations (ie. through the Healthy Dartmouth Committee).

Moved: Ald. May

Second: Ald. Woods

In presenting his motion, Ald. May made reference to Section 152 (h) and (i) of the City Charter, and to the fact that the Healthy Dartmouth Committee is willing to assist in determining what the emission standards should be and to press for Provincial compliance requirements as well. Ald. Pye and Thompson had reservations about the enforcement of an emission control by-law, and additional cost this could mean for the City.

The participation of the Healthy Dartmouth Committee, in carrying out the background study and information gathering, in order to be able to make a report to Council, was endorsed by Council, and the words ' . . . through the Healthy Dartmouth Committee' incorporated in the motion, with the agreement of the mover and seconder.

In Favour: All

Against: None

Motion Carried

2.0 REPORTS

2.1 MAYOR

2.1.1 SACKVILLE LANDFILL SITE - REDRESS

REDRESS:
SACKVILLE
LANDFILL

Further to the Council request for a response from the Province, as to whether or not they are willing to share in the cost of compensation for the Sackville community, the Mayor has received a letter from the Minister of the Environment, stating that the Province will not assume responsibility for compensating this host community, and liability must remain with the Metropolitan Authority.

Ald. Levandier was prepared to present a motion on this issue for Council's consideration.

MOTION: That Council indicate to the Metropolitan Authority that the City is sympathetic to the idea of redress (for the Sackville community), along the lines of the report and recommendations that were before Council, but without identifying any specific amount for compensation.

Moved: Ald. Levandier

Second: Ald. Walton

Ald. Greenough was concerned about cost implications for the City, if the motion is adopted in the form presented. He preferred an amended wording that would indicate agreement with some form of compensation, but not to the financial extent of the compensation identified in the redress report. It was noted by the Mayor, during the debate, that once a decision is made by Metro. Authority, on the question of compensation, Dartmouth will be expected to contribute as a member, based on the regular cost-sharing formula. Ald. Sarto asked if there will be consultation with the CAO's for the metropolitan units, on the redress question. The Mayor said he would make sure that the matter goes to their committee for their attention and consideration.

Ald. Hawley felt that the Sackville community could not have been too adversely affected or it would not have grown and progressed to the extent it has over the years. At the conclusion of debate, the vote was taken on the motion.

In Favour: All members except

Against: Ald. Greenough

Motion Carried

(Ald. Woods left the meeting after this item.)

3.0 PRESENTATION

3.1.1 DIAL ACCESS-A-BUS REVIEW COMMITTEE - FUNDING REQUEST

PRESENTATION:
DIAL

Members of Council received with their agenda, copies of the DIAL Access-A-Bus Review Committee report, and representatives of DIAL were in attendance, to make a presentation to Council on the subject of their report.

Heard by Council at this time, were Rick Laird and Sean McCormick. They described the present Access-A-Bus service as being inadequate and unacceptable. Their contention was that the service should be provided as an integrated part of Metro Transit, and that users of the service have a right to expect that it will be equal to the transit service that other taxpayers receive. They said the \$70,000. figure projected for the service (plus another bus) in the budget,

is completely insufficient and does not address the needs of the 800 users of the service (ie. on a regular basis). The number of people requiring the service in metro is higher than that number.

The main areas of concern outlined by Mr. McCormick to Council, as needing to be addressed, were: increased funding; service hours, fleet vehicles & equipment; three-year contracts for the service and associated problems; user prioritization system (people travelling to and from work get first priority); Access-A-Bus Advisory Committee and the composition of this committee; accountability for service. Mr. Laird said that what is required, in place of the present Advisory Committee, is some sort of management board, elected by the consumers of the service; the Advisory Committee, as presently structured, has no accountability.

Ald. Pye proposed that the item should be referred to the Public Transportation Advisory Committee, for more in-depth discussion. Ald. Sarto agreed and wanted to see the specifics of the service, as they relate to Dartmouth users in particular.

MOTION: To refer the item to the Public Transportation Advisory Committee for more detailed discussion, and report to Council.

Moved: Ald. Pye
Second: Ald. Sarto

The DIAL representatives were willing to meet with the Committee, and all members of Council will be invited to attend the meeting. Metro Transit staff will be requested, in the meantime, to provide specific information on Dartmouth users of the Access-A-Bus service, so that Committee members will have these facts available, relevant to their discussion. Ald. MacFarlane also requested the involvement of the Five Star Committee.

The vote was taken on the motion to refer.

In Favour: All
Against: None
Motion Carried

LEASE: DART.
FUELS BUILDING

LEASE - DARTMOUTH FUELS BUILDING, 10 PORTLAND ST.

Added to the agenda, was a report from Mr. Burke (Paul Greene) on the proposed leasing of the bottom half of the Dartmouth Fuels building at 10 Portland Street, for a one-year period, as the location for an Employment Resource Centre, to be funded through a Federal grant in the amount of \$150,000., from the Canada Employment & Immigration Commission.

MOTION: To approve the leasing of space at 10 Portland Street for a one-year period, beginning Feb. 17/92, at the cost of \$20,000., to be funded from the Federal grant of \$150,000.

Moved: Ald. Greenough

Second: Ald. Sarto

Ald. Levandier did not support the motion, based on his concern that in future years, the City will end up paying for another program started by another government level & funded in the beginning only by that government department. Several other members favoured the use of a vacant City building, but the Mayor later explained why the two suggested (Greenvale and the former police station) are not available for these purposes. Ald. Greenough and May commended the employment initiative, which is intended to 'reduce client (social assistance) dependence on social assistance by enhancing their employability through vocational/employment counselling and assessment, along with referral to appropriate employment and/or training programs.'

In Favour: All members except

Against: Ald. Levandier
Motion Carried

At 10:30 p.m., Council went in camera, on motion of Ald. MacFarlane and Thompson. Having reconvened in open meeting, the action taken in camera was later ratified.

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

Moved: Ald. Thompson

Second: Ald. Cunningham

In Favour: All

Against: None
Motion Carried

The meeting adjourned at 11:15 p.m.

V. Carmichael

V. Carmichael,
Asst. City Clerk.

ITEMS:

- Musical presentation, ScotianAires, page 1.
 - 1.0 Motions, page 1.
 - 1.1 Ald. Woods, page 1.
 - 1.1.1 Billing practices, page 1 & 2.
 - 1.2 Ald. McCluskey, page 3.
 - 1.2.1 Boot & clothing allowance, police force, page 3.
 - 1.3 Ald. May, page 3.
 - 1.3.1 Establishment of emission standards, page 3.
 - 2.0 Reports, page 4.
 - 2.1 Mayor, page 4.
 - 2.1.1 Sackville landfill site, redress, page 4 & 5.
 - 3.0 Presentation, page 5.
 - 3/1.1 DIAL Access-A-Bus review Committee, page 5 & 6.
Lease, Dartmouth Fuels Building, 10 Portland St., page 6 & 7.
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Lib. Ref. Dept.

DARTMOUTH CITY COUNCIL
AGENDA

* TUES., FEB. 18/92 *
* 7:30 PM *
* COUNCIL CHAMBER *
* IN CAMERA SESSION *
* 10:00 PM *

1. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
2. PRESENTATION
 - i) Housing Recommendations - Dartmouth Housing Committee
3. REPORTS
 - 3.1 CITY ADMINISTRATOR
 - 3.1.1 Construction Agreement D-10
 - 3.2 SOLICITORS
 - 3.2.1 Dartmouth Common Committee

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR SAVAGE
ALDERMEN THOMPSON, MAY
MACFARLANE, MCCLUSKEY
CUNNINGHAM, RODGERS
WOODS, PYE, HAWLEY
GREENOUGH, WALTON
HETHERINGTON

MEMBERS ABSENT: ALD. SARTO & LEVANDIER

CITY ADMINISTRATOR: J. BURKE

CITY SOLICITOR: S. HOOD

ASST. CITY CLERK: V. CARMICHAEL

DEPARTMENT HEADS & ASSISTANTS

HERITAGE PLAQUE PRESENTATION

Mayor Savage presented a heritage plaque to the owners of the property at 41 Pleasant Street, having been designated as a registered heritage property. This presentation was originally to have been made on Feb. 9th, at the beginning of Heritage Week, but could not take place due to the weather on that date.

1.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

SNOW REMOVAL

Mr. Mark Bernard, Mr. Doucette and the Works division generally, were commended by Ald. McCluskey, Greenough and Thompson, for a good job in dealing with the rain storm problems on the past weekend. Ald. Hawley said the public are also to be commended for the level of patience and understanding they have shown throughout the recent storms. He asked that prior to next year's winter season, information be sent out to home and business owners, on the City's snow-clearing policies; further, to suggest that residents could assist by clearing areas around fire hydrants in their neighborhoods. Mr. Bernard will report back on the possibility of having this information distributed and any costs involved to do so.

Ald. Thompson said that citizens who have assisted this winter, in clearing fire hydrants and catch-basins, deserve thanks from the City for their help.

Ald. McCluskey asked that the Dept. of Transportation be requested not to plow snow from Woodland Ave. back onto sidewalks that have been already cleared. Mr. Bernard advised that he has met with them today on this matter.

ALD. MAY

Ald. May suggested that the Mayor bring to the attention of the business community in downtown Dartmouth, the need

for their participation in clearing sidewalks in front of their own business establishments. He said he has received calls from seniors who are unable to get downtown to do their banking and other errands because of the lack of attention that business owners have given to the sidewalks in front of their own businesses.

Ald. May requested from Mr. Burke, in conjunction with the operating estimates, a report on the impact on special payments, of the 16% rate of return earned on the City Pension Fund. He also asked if a report from the actuaries could be ready in time for March 13th.

Further to the tender call for janitorial services at City Hall, Ald. May said a requirement for \$8.00 minimum wage per hour should be stipulated, and Council should be able to address this requirement.

ALD. THOMPSON

Ald. Thompson requested the participation of Council members in the Bowl for Millions challenge, the fund-raising event in aid of the Big Brother/Big Sister organization.

OVERDUE TAX
NOTICES

Ald. Cunningham had concerns about overdue tax notices sent out from the City, which have upset two citizens in particular, who have contacted him. He said the notices, which he read to Council, are unduly harsh and insensitive, causing anxiety to senior citizens who worry about losing their homes. He asked that consideration be given to a re-wording of the notices, so that the first one a citizen receives is more of a friendly reminder. Mr. Burke said the notice in question would have been sent after two other advance notices, and agreed to provide members of Council with an explanation of the entire overdue process.

Ald. Hawley, Greenough and Rodgers all favoured a more diplomatic approach by the City, in dealing with tax arrears, particularly in the case of residential property owners. Ald. Hetherington said that courtesy has been forgotten altogether in City dealings with the public, and he asked that Mr. Burke give some attention to correcting the situation.

ALD. PYE

Ald. Pye asked that there be some communication with National Gypsum on maintaining accessibility during the winter, on Wright's Cove Road, Cove Lane and Greenbank Court; the company makes use of these streets as well as the residents who live there.

ALD. WALTON

Ald. Walton asked that attention be given to confusing lane markings on Portland Street, at Alpine Drive and Regal Road, causing problems for motorists at Alpine Dr.

Ald. Walton also noted that he has given to Engineering Dept., an article from the M.S. Atlantic News, on the highlighting of handicapped parking spaces with blue paint, to designate them more clearly. The Mayor agreed this information is worth looking at further.

The Mayor brought to Council's attention, copies of a letter received from the Dept. of Labour (Mr. Legere), on action taken by Provincial departments subsequent to the building collapse in Highfield Park on Jan. 24/92. All members of Council received copies of this letter from Mr. Legere, dated Feb. 12/92.

2.0 PRESENTATION

i) HOUSING RECOMMENDATIONS - DARTMOUTH HOUSING COMMITTEE

HOUSING
RECOMMENDATIONS

Present for the next item were members of the Dartmouth Housing Committee, the Committee Chairman, Larry Worthen, and Jim Duke, the City Housing Director. Members of Council received with the agenda for this meeting, copies of a major housing report, with recommendations, and Mr. Worthen proceeded with his Committee's presentation of the report at this time.

After giving a general overview of the housing situation in Dartmouth and steps that have been taken in recent years to address some of the housing needs, Mr. Worthen went on to the recommendations, which fall into four main categories, namely: Affordability, Quality of Housing & Neighbourhoods, Discrimination and Youth.

Added to the nine recommendations under Affordability was a tenth, that is, that the City's land-banking program should continue to be supported.

The Habitat for Humanity concept, which forms part of recommendation #2 (Affordability) received attention, as a worthwhile initiative that should be pursued further. Ald. May proposed that a video of this program, which has been successful elsewhere, be shown to Council at some future meeting. Mr. Worthen noted that a steering committee is already in place to look at the potential for developing a Habitat program in Dartmouth.

Recommendation #3 and the use of small size lots for residential development, was discussed in considerable detail, with opinions for and against being expressed. Associated rezoning implications and problems were referred to, and it was noted that this was a contentious item during the M.P.S. review process as well. Ald. Hetherington felt that an R-1 restriction should be tied in with the recommendation. He gave a brief resume of the

progress that has been made by Dartmouth Non-Profit over the ten years of that Society's operation, making the point that housing units have been provided in all sections of the City, in existing neighbourhoods, where the owners integrated without problem into the surrounding community.

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

There was a general concensus that recommendations #6 and #9, should not be included for adoption, but should be referred to Social Services for comment back to Council first. Ald. Hetherington and Thompson moved referral of recommendation #6 to Social Services.

MOTION: To refer recommendation #6 (Affordability) to Social Services Dept. for comment back to Council. Recommendation #6 reads:

Encourage the Province of Nova Scotia to raise the minimum wage to at least the equivalent level to social assistance payments.

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

A second motion, to refer recommendation #9, was also adopted by Council.

MOTION: To refer recommendation #9 (Affordability) to staff, including Social Services Dept., for a report back to Council on the cost implications. Recommendation #9 reads:

Support in principle, an increase in social services rent scales to levels equal to the rent for modest housing in the private market.

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

Members of Council were sympathetic to the intent of the recommendation, but with present budget constraints, felt it is impractical to even give approval in principle

for this year. There was also concern that by agreeing to approval in principle, the perception would be mistakenly given that rent scales are likely to be increased, when in fact, they are not.

When all of the recommendations had been explained by Mr. Worthen, and discussed to the satisfaction of Council, a motion was presented for their adoption, with the exception of #6 and #9 both being referred.

MOTION: To approve the recommendations contained in the Housing report, under the heading of Affordability, with the exception of #6 and #9, both of which have been referred for information and comment from staff.

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

Three recommendations were before Council, under the next heading of Quality of Housing & Neighbourhoods. Ald. Woods felt the Committee should have come out more strongly in recommendation #2, which pertains to the Pinecrest/Highfield Park area, and should have made more forceful statements about the problems with apartment building construction and development in that area. Ald. Pye questioned whether it is advisable to make damaging and derogatory references to Highfield Park, since they reflect negatively on the accommodations of people who live there, a point also shared by Ald. McCluskey. She said there are other buildings throughout the City with similar problems and they are not confined to only this one location.

MOTION: To approve the three recommendations contained in the report, under the heading of Quality of Housing and Neighbourhoods.

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

There was general agreement with the three recommendations to Council under the heading of Discrimination. They were adopted as presented, on motion of Ald. Walton and McCluskey.

MOTION: To approve the three recommendations contained in the report, under the heading of Discrimination.

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

The recommendations in Section 4 of the report, under the heading of Youth (between the ages of 14 to 19), were considered to be worthwhile, but since recommendations 1 and 2 would ultimately involve funding requirements, Council preferred to refer them to staff, including Paul Greene, Social Services, for report back to Council.

MOTION: To refer recommendations #1 & #2 (Youth) to staff, including Paul Greene, Social Services, for report back to Council, considering the cost implications and funding requirements involved in implementation. The recommendations read:

- #1 - Support, in principle, the development of a multi-purpose youth centre, which includes short-term accommodation, counselling, liaison workers, social services, and other resources.
- #2 - Support, in principle, the creation of a position of Youth Co-ordinator, a community development worker with specific responsibility for youth.

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

Ald. Pye requested that consideration be given to the need for a facility for young women with children, a service that is presently lacking in the community. The Mayor suggested that recommendation #3, directed at the Healthy Dartmouth Committee on Youth, would be likely to cover Ald. Pye's request.

Ald. MacFarlane outlined to Council, the initiatives that have been taken on by the Youth Committee, at this point, and with reference to the request from the Housing Committee, as stated in recommendation #3 (Youth), he said it might be a good idea to have a representative from that Committee serving on the Healthy Dartmouth Youth Committee, for liaison and coordination purposes. Recommendation #3 was adopted, on motion of Ald. MacFarlane and Hetherington.

MOTION: To approve recommendation #3 of the Youth section of the report, recommendations #1 and #2 having been referred to staff.

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

At the conclusion of the Housing Committee report, the Mayor acknowledged what he called the debt of Council and the City to Mr. Worthen and his Committee for all the work they have put into the housing needs assessment study and report. Mr. Worthen expressed appreciation to his Committee members and to Mr. Duke for their support and assistance.

3.0 REPORTS

3.1 CITY ADMINISTRATOR

3.1.1 CONSTRUCTION AGREEMENT D-10

CONSTRUCTION
AGREEMENT D-10:
RESOLUTION 92-04

Report from Mr. Burke (R. Fougere, E. Purdy), recommending the adoption of Resolution 92-04, which authorizes the signing of Construction Agreement D-10, between the City and the Provincial Dept. of Transportation, with respect to the widening of Portland Street at Regal Road and Alpine Drive. The contribution of the Province to this project is \$144,100.00, subject to audit of final actual cost.

MOTION: To adopt Resolution 92-04, as recommended, authorizing the signing of Construction Agreement D-10.

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

3.1.2 APPOINTMENT OF CHIEF OF POLICEAPPOINTMENT:
POLICE CHIEF

Mr. Burke has submitted a report to Council on the appointment of a Police Chief for a one-year period, and the postponement of a search for a new Police Chief until year-end of 1992. Acting Chief of Police Cole is willing to take on the position, on a contract basis, until expiry of a contract with him on March 31/93.

MOTION: To adopt Mr. Burke's recommendations, from his report of this date:

- 1) That Acting Chief Keith Cole be appointed Chief of Police for the City of Dartmouth, effective immediately.
- 2) That the Mayor and the City Clerk be authorized to execute a one-year employment contract in accordance with the terms and conditions, as stated in the report.
- 3) That the search for a new Chief of Police be postponed until year-end of 1992.

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

3.2 SOLICITORS3.2.1 DARTMOUTH COMMON COMMITTEECOMMONS
COMMITTEE

Revised terms of reference for the Dartmouth Commons Committee, reducing the quorum for the Committee to five, have been recommended to Council by the City Solicitor, for approval.

MOTION: To approve the revised terms of reference for the Dartmouth Commons Committee, as recommended (quorum for the Committee being reduced to five).

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

Council went in camera at 10:00 p.m., on motion of Ald. Thompson and MacFarlane. Council later reconvened in open meeting, to ratify the action taken in camera.

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

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

Meeting adjourned at 10:20 p.m.

V. Carmichael
V. Carmichael,
Asst. City Clerk..

ITEMS:

- Heritage Plaque presentation, page 1.
 - 1.0 Concerns of Council members or questions, page 1 to 3.
 - 2.0 Presentation, page 3.
 - i) Housing recommendations, Dartmouth Housing Committee, page 3 to 7
 - 3.0 Reports, page 7.
 - 3.1 City Administrator, page 7.
 - 3.1.1 Construction Agreement D-10, page 7.
 - Resolution 92-04, page 7.
 - 3.1.2 Appointment of Chief of Police, page 8.
 - 3.2 Solicitors, page 8.
 - 3.2.1 Dartmouth Commons Committee, page 8.
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