

Sub. Ref. Dept.

DARTMOUTH CITY COUNCIL  
AGENDA

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\* TUES., FEB. 02 /93 \*  
\* 7:30 PM \*  
\* COUNCIL CHAMBER \*  
\* IN CAMERA \*  
\* 10:00 PM \*  
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INVOCATION

- 1. APPROVE THE MINUTES FROM THE MEETINGS: Jan. 5, 12, 19, & 26, 1993.
- 2. BUSINESS ARISING FROM THE MINUTES
- 3. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)
- 4. DELEGATIONS & HEARINGS OF PROTEST
- 5. ORIGINAL COMMUNICATION

i) Possible formation of "Dartmouth Gaming Council"

6. PRESENTATION

i) Minor Hockey - Jim Williams

7. PETITIONS

- i) Madonna's Book "Sex" - removal from public library
- ii) Promotion of Safe Cycling

8. REPORTS

8.1 CITY ADMINISTRATOR

8.1.1 Maynard's Lake Playground - Res. 92-42

9. MOTIONS

9.1 ALD. HETHERINGTON

a) WHEREAS many municipalities in Nova Scotia owe a total of approximately one million dollars to the City of Dartmouth's Social Services Dept.;

BE IT RESOLVED that the City of Dartmouth use whatever legal means possible to recover this money.

9. MOTIONS (Continued)9.1 ALD. HETHERINGTON

- b) BE IT RESOLVED that the City of Dartmouth ask the RCMP to investigate this practice of the Province of Nova Scotia submitting our receipts to recover funds from Ottawa, and not turning that money over to the City of Dartmouth, but keeping it for themselves.

9.2 ALD. RODGERS

BE IT RESOLVED that the Council of the City of Dartmouth direct the Mayor to write to the Premier of our province, and request that he direct the Dept. of Municipal Affairs, in co-operation with the City of Dartmouth and the City of Halifax/Halifax County and Bedford, to review, preferably over the next three to four months, the benefits and costs of a metro police force.

9.3 ALD. SARTO

THEREFORE BE IT RESOLVED THAT:

1) the City of Dartmouth petition the federal government, and the provincial government, to adopt tougher and tighter conditions to their present obscenity and morality laws, that will eliminate the operation of all adult and triple X-rated video sales and rentals.

2) the Minister of Municipal Affairs be petitioned to amend the applicable section of the Municipal Act, to specifically include the licensing, regulating, governing, etc. of adult entertainment businesses involved in the sale and rental of adult videos, as described in the Municipal Act.

3) that a copy of this resolution be submitted by Feb. 15/93 to FCM's National Board of Directors, for its meeting on Resolutions in March, and the UNSM, for endorsement.

4) that a copy be sent to the local MP and the local MLA's, and to all municipalities in Nova Scotia.

10. NOTICES OF MOTION

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IN CAMERA SESSION 10:00 P.M.

1. Acquisition of land
2. BIP - Proposed Waste-to-Energy Plant

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

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

A/CITY ADMINISTRATOR: R. FOUGERE  
CITY SOLICITOR: S. HOOD  
ASST. CITY CLERK: V. CARMICHAEL  
DEPARTMENT HEADS & ASSISTANTS

INVOCATION

Following the Invocation, a minute of silence was observed by Council, in memory of the late Governor General Madame Sauve, whose death occurred last week.

1.0 APPROVAL OF MINUTES

MOTION: To approve the minutes of meetings held on Jan. 5, 12, 19, and 26/93.

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

2.0 BUSINESS ARISING FROM THE MINUTES

3.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. WOODS

Deputy Mayor Woods, who represented the City at the opening celebration of Black History Month, presented a Calendar of Events wall hanging, received by him at the opening ceremony. He proposed that the calendar be displayed in either the Council Chamber or the Aldermen's Room, for the month of February, and drew attention to the events taking place in Dartmouth.

ALD. SARTO

Ald. Sarto asked to have the traffic lights at Portland and Woodlawn Road, looked at by staff, to see if a left-turning traffic movement can be included for inbound traffic, at the shopping centre at this intersection.

Ald. Sarto's second request was to have street lighting upgraded on Pembroke Court and Hillsburn Court.

ALD. PYE

Ald. Pye asked that the Works Dept. provide Council with a map, indicating priority for streets and sidewalks, and the ranking for snow removal purposes.

Ald. Pye asked that the two different street names, Jackson Road and Jackson Street (western end), be corrected, so that there is only one street name, as it should be.

ALD. MACFARLANE Ald. MacFarlane raised a point of continuing concern about the dog control contract and the designation of a vehicle with appropriate markings, for purposes of the Dartmouth control program. He asked for information on this inquiry.

Ald. MacFarlane's second concern was about the section of fencing that needs to be repaired at the Brownlow Park; also, a higher fence is really required to discourage people from climbing over it. Inquiry directed to Parks & Recreation Dept.

ALD. MACDONALD Ald. MacDonald asked about the status of Police Chief Cole, and was advised that he is on vacation during the remainder of his term of employment with the City. A similar inquiry was also made by Ald. May, as to whether in fact, Chief Cole is still an employee of the City.

ALD. GREENOUGH Ald. Greenough said he is still receiving calls from residents who are upset about assessment disparities, many involving properties located in the same neighborhood. Several other Aldermen felt the City should try in some way to act on the assessment problems, which are a major concern to the City and to property owners as well. Ald. Greenough asked the Solicitor to determine whether there is any legal recourse open to Council, for taking action on the assessment issue. Ald. May suggested that the City should appeal all of the properties with discrepancies, and challenge the process used for the assessment roll.

Ald. Thompson said the matter should be taken up with the Minister when the Mayor meets with him tomorrow.

ALD. MAY Ald. May asked if the press release given by Chief Cole (re the dismissal of a police officer) was drafted in consultation with the City Solicitor. Ms. Hood said that if it was, Mr. Moreash would have been the Solicitor.

Ald. May asked if members of the Police Commission will be receiving information from the Chief on what transpired, leading up to dismissal and what the legal grounds were for the dismissal decision. He felt the Commission should expect to receive this information.

ALD. HAWLEY Ald. Hawley requested information from the Solicitor on the Fourth Street property, where court action was involved.

ALD. THOMPSON Ald. Thompson asked that sympathy be extended by the Mayor, on Council's behalf, to Lunenburg citizens who lost relatives and friends as a result of the sinking of the 'Cape Aspy'. The Mayor agreed to forward letters on Council's behalf.

Ald. Thompson asked about the status of accounts receivable. Mr. Smith said he intends to send Council an updated report and year-end forecast.

4.0 DELEGATIONS & HEARINGS OF PROTEST

5.0 ORIGINAL COMMUNICATION

i) POSSIBLE FORMATION OF "DARTMOUTH GAMING COUNCIL"

GAMING COUNCIL

Council has received a communication from Greg Kirchgessner, proposing the creation of a Dartmouth Gaming Council, to discuss the viability of making an area of Dartmouth, a centre for casino-type businesses.

MOTION: To receive and file the letter from Mr. Kirchgessner.

Moved: Ald. Levandier

Second: Ald. Greenough

Ald. Sarto said this kind of action would be out of the hands of Council, being under the jurisdiction of the Nova Scotia Lottery Commission. Ald. Walton felt Council should have a legal opinion as to the City's ability to deal with the proposal received.

MOTION: To refer the question of the City's ability to deal with matters, such as the Gaming Council proposal, to the Solicitor.

Moved: Ald. Walton

Second: Ald. Cunningham

In Favour: Minority of members

Against: Majority of members

Motion Defeated

The vote was taken on the main motion, to receive & file.

In Favour: All members except

Against: Ald. Pye, Cunningham & Walton

Motion Carried

6.0 PRESENTATIONi) MINOR HOCKEY - JIM WILLIAMSMINOR HOCKEY  
PRESENTATION

A presentation was made to Council by Mr. Jim Williams, on behalf of the Dartmouth Whalers Minor Hockey Assn. Copies of their Sept/92 Newsletter were circulated to Council, prior to the presentation.

Mr. Williams stressed, in his presentation, the benefits of minor hockey as an activity for children and young people, and the contribution the Minor Hockey Assn. makes, in providing a service to the community, otherwise not available. Also, the financial returns to the City from the SEDMA Tournament, which last year, brought in 78 hockey teams from outside the metro area. Noting the declining City subsidy, from 25% to 15%, and projected to be phased out altogether, Mr. Williams requested that there be no further reduction of the subsidy for next year, and that the City hold the line so that minor hockey can continue to be sustained at its present level of participation.

Ald. Woods pointed out that City rinks are already operating at a loss, and he suggested that other sports, such as soccer and baseball, provide a wider range for the participation of youth, without the cost factors and violence associated with hockey as a sport.

Generally, however, there was a sympathetic response from Council to the request of the Minor Hockey Assn. Ald. MacFarlane asked if there might not be some alternate considerations, such as providing ice time at off-hours, as a means of meeting their request.

MOTION: To refer the request to the Parks & Recreation Dept., to revisit alternatives for Minor Hockey, in order to be able to hold the line on subsidization, as requested by them.

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

Ald. Walton asked to have this item referred to the Recreation Advisory Board as well, for their comment. Council agreed with Ald. Walton's request.

The Mayor thanked Judge Williams and through him, all the other volunteers who give their time to Minor Hockey as recreational outlet for children and young people in Dartmouth.

7.0 PETITIONSi) MADONNA'S BOOK "SEX" - REMOVAL FROM PUBLIC LIBRARYBOOK REMOVAL:  
PUBLIC LIBRARY

A letter and petition were before Council, seeking to have Madonna's book "Sex" removed from the public library, in this case, the Dartmouth Regional Library. Ald. Hawley questioned the lack of addresses, identifying where the petitioners live. The Solicitor stated that there is nothing in the Procedural By-law, requiring addresses, and acceptance of the petition would therefore be up to Council. Council agreed to accept the petition.

The presentation to Council, in connection with the petition, was made by Ms. Charlotte Lichter of 36 Oakhill Drive, Sackville. Her letter to the Mayor has been signed jointly by Ms. Muriel Monk of 16 Carver Street, Dartmouth.

Ms. Lichter stated to Council, the objections of the petitioners to the book in question, considered to be a denigration of women and exploitive of children for sexual purposes. She quoted excerpts from the book by way of illustrating the influence of such passages on attitudes toward women and children and violence against both. She noted that restrictions are placed on the purchase of this book, to eighteen years of age and older, questioning why libraries should be any less restrictive, especially when the purchase of library books is funded from public sources. It was later noted that the Halifax Library restriction permits the book to be available only in the Reference Dept., which prevents the book from being taken out by children or young adults, under-age. Ms. Lichter's request was for the book to be removed altogether from the library; she urged Council to respond to this request, for the various reasons given in her presentation.

MOTION: To refer the petition and the comments of the petitioners, to the Regional Library Board, for consideration and decision.

Moved: Ald. May  
Second: Ald. Walton

Members in favour, took the position that the Library Board is an independent body responsible for decisions on the library system and operation. Several members, however, pointed out that since City funding is involved, Council has a responsibility for the constituents that Aldermen represent, and for their interests; therefore, some direction and guidance, for the Board, would be in order.



Circulated for Council's information, were copies of the Library Materials Selection Policy, setting out the criteria on which decisions are based in selecting and acquiring library materials. Several sections of the Policy were questioned by members, as to their intent and adequacy, especially in relation to a book like the one under discussion. Ald. Hawley and May were concerned that if the library is directed to remove one specific book, other requests then have to be considered from groups with different points of view; they objected to any censorship of this kind, and what they saw as an infringement on intellectual freedom. Ald. Walton shared a similar viewpoint, and Ald. MacDonald was in favour of restricting the book to persons eighteen years and older. Otherwise, Council generally tended to feel the book is not suitable in any way for library distribution.

Deputy Mayor Woods was asked to take the Chair so that Mayor McCluskey could speak on this issue. She felt that books such as the Madonna book and "American Psycho" are inappropriate in public libraries and that <sup>they</sup> in fact, contribute to an increase in sexual assaults and other crimes of violence. She said Council should send this message to the Library. After addressing Council, the Mayor returned to chair the remainder of the meeting.

Ald. Sarto's opinion was that the Library Board should be reviewing its selection policy, particularly as it applies to all books that deal with: the promotion of violence against women, the promotion of pornography and/or promiscuity, and all books of a scurrilous nature.

Ald. Hawley stated to Council that the use of the book can be restricted to persons eighteen years and older. He also asked that Ms. Lichter come before the Library Board and make a presentation to them. The vote was taken.

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

(As Chairman of the Library Board, Ald. Hawley abstained from voting.)

ii)

PROMOTION OF SAFE CYCLING

PROMOTION: SAFE  
CYCLING

A Bicycling Petition, which was to have been presented at this time, was referred to the T.M.G., with the request that the presenters appear before the T.M.G. first, and then before Council at a later date. In attendance for this item, were: Tony Case, Dave Stewart, and a representative of Bicycle Nova Scotia.

MOTION: To refer the Bicycling Petition to the T.M.G. for presentation, with a subsequent presentation to be made at Council later.

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

8.0 REPORTS

8.1 CITY ADMINISTRATOR

8.1.1 MAYNARD'S LAKE PLAYGROUND - RES. 92-42

RES. 92-42:  
PLAYGROUND

Report from Mr. Fougere (W. Stevens) on the development of a playground on the Maynard's Lake beach area, recommending the approval of Resolution 92-42, which authorizes the withdrawal of \$4,420.50 from the Park Land Reserve Fund, required as part of the funding to complete this project.

MOTION: To approve Resolution 92-42, as per Mr. Fougere's report of Jan. 25/93.

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

A motion was made at this time to go in camera, but Ald. Hetherington first presented one of the two motions on the agenda, for which he has previously given notice of motion.

9.0 MOTIONS

9.1 ALD. HETHERINGTON

- a) MOTION: WHEREAS many municipalities in Nova Scotia, owe a total of approx. one million dollars to the City of Dartmouth's Social Services Dept.;
- BE IT RESOLVED that the City of Dartmouth use whatever legal means possible to recover this money.

Moved: Ald. Hetherington  
Second: Ald. May  
In Favour: All members except  
Against: Ald. Levandier & Pye  
Motion Carried

Ald. Greenough said it would first be advisable to try and find out the implementation date for the Provincial take-over of Social Services costs; also, how much it will cost the City to try and recover what is owed to us.

Ald. Hetherington proceeded to his second motion, but in the interest of time, it was deferred until next Tuesday's Council meeting, on motion of Ald. Levandier and MacDonald.

10.0

NOTICES OF MOTION

The Mayor requested Notices of Motion, but none were given by members of Council.

At 10:20 p.m., Council went in camera, on motion of Ald. Levandier and Rodgers. 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.  
(Land acquisition, Waste-to-Energy plant, personnel.)

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

Meeting adjourned at 12:00 midnight.

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

ITEMS:

- Invocation, page 1.
  - 1.0 Approval of minutes, page 1.
  - 2.0 Business Arising from the Minutes, page 1.
  - 3.0 Concerns of Council members or questions, page 1 to 3.
  - 4.0 Delegations & Hearings of Protest, page 3.
  - 5.0 Original Communication, page 3.
    - i) Possible formation of "Dartmouth Gaming Council", page 3.
  - 6.0 Presentation, page 4.
    - i) Minor Hockey - Jim Williams, page 4.
  - 7.0 Petitions, page 5
    - i) Madonna's book "Sex", removal from public library, pg. 5 & 6.
    - ii) Promotion of Safe Cycling, page 6.
  - 8.0 Reports, page 7.
  - 8.1 City Administrator, page 7.
  - 8.1.1 Maynard's Lake playground, Res. 92-42, page 7.
  - 9.0 Motions, page 7.
  - 9.1 Ald. Hetherington, page 7.
  - 10.0 Notices of Motion, page 8.
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Liv. Ry Dept.

DARTMOUTH CITY COUNCIL  
AGENDA

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\* TUES., FEB. 09 /93 \*  
\* \* \* \* \*  
\* 7:30 PM \*  
\* \* \* \* \*  
\* COUNCIL CHAMBER \*  
\*\*\*\*\*

1. PRESENTATION

i) Bill Hayward - Municipal Reform

CONTINUATION OF COUNCIL AGENDA OF FEBRUARY 2/93

2. MOTIONS (previously circulated)

2.1 ALD. HETHERINGTON

BE IT RESOLVED that the City of Dartmouth ask the RCMP to investigate this practice of the Province of Nova Scotia submitting our receipts to recover funds from Ottawa, and not turning that money over to the City of Dartmouth, but keeping it for themselves.

2.2 ALD. RODGERS

BE IT RESOLVED that the Council of the City of Dartmouth direct the Mayor to write to the Premier of our province, and request that he direct the Dept. of Municipal Affairs, in co-operation with the City of Dartmouth and the City of Halifax/Halifax County and Bedford, to review, preferably over the next three to four months, the benefits and costs of a metro police force.

**2. MOTIONS (Continued)****2.3 ALD. SARTO**

THEREFORE BE IT RESOLVED THAT:

1) the City of Dartmouth petition the federal government, and the provincial government, to adopt tougher and tighter conditions to their present obscenity and morality laws, that will eliminate the operation of all adult and triple X-rated video sales and rentals.

2) the Minister of Municipal Affairs be petitioned to amend the applicable section of the Municipal Act, to specifically include the licensing, regulating, governing, etc. of adult entertainment businesses involved in the sale and rental of adult videos, as described in the Municipal Act.

3) that a copy of this resolution be submitted by Feb. 15/93 to FCM's National Board of Directors, for its meeting on Resolutions in March, and the UNSM, for endorsement.

4) that a copy be sent to the local MP and the local MLA's, and to all municipalities in Nova Scotia.

**COUNCIL AGENDA OF FEBRUARY 9/93****3. REPORTS****3.1 CITY ADMINISTRATOR**

3.1.1 Application for Development Agreement -  
72 Hawthorne Street (set date for neighborhood  
information meeting)

**4. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**

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

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

A/CITY ADMINISTRATOR: R. FOUGERE  
CITY SOLICITOR: M. MOREASH  
ASST. CITY CLERK: V. CARMICHAEL  
DEPARTMENT HEADS & ASSISTANTS

1.0 PRESENTATION

i) BILL HAYWARD - MUNICIPAL REFORM

MUNICIPAL REFORM  
PRESENTATION

Mayor McCluskey welcomed to the meeting, Mr. Bill Hayward, and Ms. Cathy MacPhee, who were in attendance for a presentation to Council on municipal reform.

Mr. Hayward, the Commissioner appointed by Provincial Cabinet to carry out the study and recommendations for the metro region, began by outlining the terms of reference that have been given him in his role as Commissioner, based on the Task Force Report on Local Government and the objectives of (1) a reallocation of services, and (2) the re-structuring of municipal government. According to the proposed reallocation of services, the Provincial Government will assume responsibility for Social Services, public health, the administration of justice, and the cost of corrections. Municipalities assume: local police services (excluding highway patrol), local roads & streets. Cost-sharing will end for: sidewalks, building inspection, public transit, District Planning Commissions & planning, Improvement District Commissions, Industrial Commissions, Industrial Parks, culture & recreation. There will, however, be a continuation of cost-sharing with respect to capital items for infrastructure expenditures.

Mr. Hayward proposes to have an interim report ready by June of 1993, a final report, by September of 1993, legislation for the spring of 1994, reallocation and restructuring in place by April, 1995. The term of present municipal councils would be extended to March 31/95 (from October, 1994), and the new council would take over as of April, 1995. Details were provided on the consultation process Mr. Hayward will follow, and on the specific areas on which he will make recommendations; also, on the criteria he will be

proceeding (community identity, access of people to elected & municipal officials, representation according to population distribution, etc.), and the work plan he proposes to follow, in four phases, leading up to the point of his final report to Cabinet, in September.

Ald. Rodgers said it is a perception among taxpayers, at this point, that there is likely to be substantial saving for them, through the reforms that are proposed. He asked if tax reductions can be expected, and Mr. Hayward explained that it is difficult to come up with any clear picture of the financial impact on municipal units, at this early stage. There should be savings in administration, based on economies of scale, but Mr. Hayward stated several times to Council that he could not say whether the financial implications will be negative or positive. Several other members of Council had doubts about the benefits that will come to metro taxpayers, and tended to feel that they will end up bearing greater financial responsibility for rural areas, especially if they are amalgamated into one large municipal unit, as proposed. Ald. Hetherington referred to the cost of the City's amalgamation in 1961, when the annexed areas had to be brought up to the standards of the core areas; he said he could see this same thing happening again, and suggested that the urban sprawl created on our borders was not the City's doing in the first place. Now, however, the City is going to have to pay for it.

Asked about the form of municipal government that can be expected, Mr. Hayward said it will be a unitary government, and not a two-tier system. Several points were made by members about the increased representation that each councillor would have, with a 300,000+ population, and the implications. It was felt that councillors would have to be full-time representatives, and Ald. May had concerns about party politics as an inevitable result. The cost of staff and support services for such a government structure and full-time members, was another concern, the point being that these additional costs would tend to offset any savings through economies of scale. A loss in accessibility and accountability was the other negative factor that members could see as being detrimental, in comparison with existing municipal representation.

Ald. MacFarlane noted that a ward boundary review is presently in progress in Dartmouth, and Mr. Hayward said it is his plan to meet with the committee carrying out the review and get some information from them. Ald. MacFarlane asked about some reassurance for municipal employees affected by restructuring. Mr.



Hayward said that new organization has dealt quite equitably with employees (ie. in other instances), but there were additional questions about employees without seniority and what their future would be.

Ald. May suggested that Mr. Hayward should travel outside the Province, to find out first-hand about the experience of other communities where municipal reform has taken place, and to determine what it was that the people expected, what they got, and whether or not they were happy with it. He said it has not worked in the U.K., where it has been tried.

Ald. Sarto objected to the fact that the UNSM has been bypassed and not included in the reform process. He felt this organization, with representation from the municipalities themselves, has a valuable contribution to make, but it not being given the opportunity to do it. The Mayor also noted the concern of the UNSM, at not being given a role to play in this process.

Other points of concern, brought out in questions and discussion with Mr. Hayward, were:

- 1) that there will not be a lot of public input, and that recommendations will therefore be subjective, rather than objective.
- 2) that change just for the sake of change will not improve the financial situation for taxpayers, but the financial implications will not be communicated and/or understood before it is too late to voice objections.
- 3) that the identity of the community will be lost in one large municipal unit, to everyone's detriment. Ald. Hawley said this loss of identity and community pride occurred in Winnipeg, when a restructuring occurred.
- 4) possible loss of assets, such as the Burnside Sale of Land Account and the Harbour Clean-up Reserve, in the amalgamation with municipalities that have not provided for these contingencies, at considerable cost to the local community.
- 5) that grass-roots government will be eroded and replaced with a system that does not provide citizens with any better levels of service (maybe less), or any financial advantages.
- 6) that it should have first been determined what the advantages and economies were, before proceeding to any stage of implementation. Members tended to

feel that the process will go ahead, regardless, and the consultative process is just a formality. Mr. Hayward said he will listen to the arguments presented to him, but ultimately, he will make recommendations, as required of him. There were several questions to Mr. Hayward, as to what he will do if the public response is negative.

- 7) the degree of consultation with School Boards, and the status of education and education costs, in the reform process. Mr. Hayward was not able to be specific with regard to education, and said his terms of reference could be amended, to encompass this area. It was noted that School Boards are separate and elected bodies, and the metro municipalities cost-share in education at different levels of mandatory and non-mandatory contribution. Ald. Sarto questioned why education would have been left out of the services package.

Ald. Rodgers asked if Mr. Hayward, to his knowledge, knew of any consultant, government body, agency or department that had conducted or had conducted, a study on municipal reform, to identify revenues/expenses, cost/benefits, or any evaluation of benefit to the Province of Nova Scotia. Mr. Hayward said the only work done was in conjunction with the Task Force report on municipal reform.

(Ald. Cunningham arrived at the meeting during the municipal reform discussion.)

In conclusion, Mayor McCluskey thanked Mr. Hayward and Ms. MacPhee for attending, and said she hoped that if changes are made, they are based on the decisions of the public, and that government would bear this in mind.

2.0 MOTIONS

2.1 ALD HETHERINGTON

MOTION: WHEREAS the City of Dartmouth pays out approx. one-half-million dollars in apprehension in the City each year;  
AND WHEREAS the Province of Nova Scotia submits our receipts to Ottawa for recovery of half the cost (approx. \$250,000.);  
AND WHEREAS the Province keeps that money which is recovered from our invoices;  
BE IT RESOLVED that the City of Dartmouth ask the RCMP to investigate this practice of the Province of Nova Scotia, submitting invoices for costs incurred by the City of

- 3) that a copy of this resolution be submitted by Feb. 15/93 to FCM's National Board of Directors, for its meeting on Resolutions in March, and the UNSM, for endorsement.
- 4) that a copy be sent to the local MP and the local MLA's, and to all municipalities in Nova Scotia.

Moved: Ald. Sarto  
Second: Ald. Thompson

An amendment, to remove the word 'adult' from two of the BE IT RESOLVED clauses, where it appeared in the original notice of motion, was adopted. The amendment was moved by Ald. Sarto, seconded by Ald. Thompson, and it carried. The vote was taken on the motion, as amended.

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

3.0 REPORTS

3.1 CITY ADMINISTRATOR

3.1.1 APPLICATION, DEVELOPMENT AGREEMENT - 72 HAWTHORNE ST.

APPLICATION:  
72 HAWTHORNE ST.

Report from Mr. Fougere (V. Spencer, R. D. Wells) on an application for a Development Agreement for 72 Hawthorne Street, to permit the construction of a second residential dwelling unit at this civic address. It is recommended that staff be instructed to hold a neighbourhood information meeting, in connection with the proposed development.

MOTION: That the recommendation of the A/City Administrator be adopted.

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

WASTE-TO-ENERGY SITE - DARTMOUTH

WTE SITE:  
DARTMOUTH

The Mayor reported to Council on the decision of the Metro Authority to accept the City of Dartmouth's proposal for the WTE facility, to be located on a site in the Burnside Park. The City has been requested, however, to drop its demand to be compensated for burning a minimum of 150,000 tonnes of garbage annually, as provided

for in the proposal originally. Council was willing to go along with this request.

MOTION: To drop the 150,000 tonne minimum requirement from the proposal, as per the request from the Authority meeting of this date.

Moved: Ald. Hetherington  
Second: Ald. Cunningham  
In Favour: All members except  
Against: Ald. Pye  
Motion Carried

TERMS OF REFERENCE - CITY ADMINISTRATOR'S POSITION

TERMS OF REFERENCE: The Mayor sought direction from Council with regard to terms of reference for the consultants (Robinson/Surette), in preparation for the job search for City Administrator for the City. Council agreed that the committee to proceed with terms of reference, should consist of: the Mayor, the Deputy Mayor, Mr. Fougere, and Mr. Muzzin. Also, that the five final candidates should be invited for interview by Council, similar to the procedure followed last time.

MOTION: That a committee consisting of: the Mayor, the Deputy Mayor, Mr. Fougere, & Mr. Muzzin be selected to proceed with terms of reference for the job search by Robinson/Surette.

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

At 10:30 p.m., Council went in camera, on motion of Ald. Sarto and Greenough. After reconvening in open meeting, the action taken in camera was ratified by Council.

MOTION: To ratify the action taken while meeting in camera on this date.  
(Report on negotiations.)

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

Meeting adjourned at 11:10 p.m.

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

ITEMS:

- 1.0 Presentation, page 1.
  - i) Bill Hayward, Municipal Reform, page 1 to 4 incl.
  - 2.0 Motions, page 4.
  - 2.1 Ald. Hetherington, page 4.  
Motion, Appointment of Police Chief, page 5.
  - 2.2 Ald. Rodgers, page 6 (withdrawn)
  - 2.3 Ald. Sarto, page 6.
  - 3.0 Reports, page 7.
  - 3.1 City Administrator, page 7.
  - 3.1.1 Application, Development Agreement, 72 Hawthorne St., pg. 7  
WTE site, Dartmouth, page 7.  
Terms of reference, City Administrator's position, page 8.
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*Lib Ref Dept.*

**DARTMOUTH CITY COUNCIL  
AGENDA**

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**TUES., FEB. 16 /93  
7:30 PM  
COUNCIL CHAMBER  
IN CAMERA  
10:00 PM**

**ACKNOWLEDGEMENT - Todd Hallett, Canadian Olympian**

**1. PRESENTATIONS**

- i) Campaign - New Camp Hill Medical Centre
- ii) Advisory Committee on Human Rights

**2. REPORTS**

**2.1 CITY ADMINISTRATOR**

- 2.1.1 Crosswalk Overhead Signs
- 2.1.2 Application, Retail Video Outlet, Bonanza Video
- 2.1.3 Application, Retail Video Outlet, Jumbo Variety

**3. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**

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**IN CAMERA SESSION - 10:00 P.M.**

**1. Financial Matters**

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 p.m.

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

MEMBERS ABSENT: ALD. LEVANDIER, GREENOUGH

A/CITY ADMINISTRATOR: R. FUGERE  
CITY SOLICITOR: S. HOOD  
ASST. CITY CLERK: V. CARMICHAEL  
DEPARTMENT HEADS & ASSISTANTS

ACKNOWLEDGEMENT - TODD HALLETT, CANADIAN OLYMPIAN

At the opening of the meeting, Mayor McCluskey recognized the rowing accomplishments of Todd Hallett, who was present to receive congratulations and several gifts from the Mayor, on Council's behalf. Council acknowledged him with their applause.

1.0 PRESENTATIONS

i) CAMPAIGN - NEW CAMP HILL MEDICAL CENTRE

CAMP HILL  
REQUEST

Mr. John Risley and other representatives of the Building for You campaign, to raise ten million dollars toward the capital cost of a new Camp Hill Medical Centre, to replace Camp Hill Hospital and the Halifax Infirmary, were in attendance for a presentation to Council. The total cost of this project is \$137 million dollars, to be funded in part by the Province, in the amount of 111 million dollars. All of the metro municipalities are being asked to contribute, and the Dartmouth request is for \$400,000., spread out over the next five-year period.

In making his presentation to Council, Mr. Risley provided information on the services offered by Camp Hill to Dartmouth residents, including those of a referral centre for Dartmouth General. Camp Hill is the provincial centre for geriatric medicine, and for palliative care. The hospital also specializes in eye, ear, nose and throat medical services. Mr. Risley commented on the importance of the example set by civic leaders, in capital funding campaigns such as this one.

After Mr. Risley had completed his presentation, a motion of referral was put forward by Ald. Pye & Hawley.

MOTION: To refer the Camp Hill request to the Finance & Program Review Committee, and to the Grants Committee.

Moved: Ald. Pye

Second: Ald. Hawley

While Council acknowledged the merit of the Camp Hill project and the necessity of a campaign for funds, members did not see how the City can take on additional major commitments like this, in the middle of commitments to other hospitals and to the Nova Scotia Art Gallery, all of which have had to be phased out over longer time periods, due to financial pressures on the City. Ald. Hawley noted that funding for the Grants Committee has been cut back considerably already, and this year can not be expected to be any better. Council was willing, however, to let both committees named in the motion, look at the request from Camp Hill, and give it consideration.

In Favour: All

Against: None

Motion Carried

Mr. Risley and his group were thanked by the Mayor for their attendance and presentation.

ii)

ADVISORY COMMITTEE ON HUMAN RIGHTS

HUMAN RIGHTS  
ADVISORY COMM.

The second presentation to Council was made by Ms. Sue Edmonds, Chairman of the City's Advisory Committee on Human Rights, and dealt with the Committee's recommendations for amending By-law P-900, so that two of the six Police Commission members can be designated to include one member from the black community and another visible minority representative. A second recommendation was to change the number of Police Commissioners, from six to eight, providing for additional black and visible minority representation. It was pointed out that the size of a Police Commission is presently restricted to six members, under terms of the Police Act, but a request could be made from the City, through the UNSM, etc., to have this requirement changed.

Council appeared to be quite willing to make provision for the representation requested on the Police Commission (one black representative and one visible minority representative), provided the necessary amendment to By-law P-900, can be effected, and if there can be a separation of the functions of the Police Commission from those of the Public Works & Safety Committee. It was felt that a separation of the two may be required for purposes of the Advisory Committee's recommendation.



MOTION: To refer the recommendations from the Advisory Committee's presentation, to staff, in particular, the Solicitor, to draft the required amendment to By-law P-900, to achieve the representation requested on the Police Commission, for Council to consider in two weeks time.

Moved: Ald. Thompson  
Second: Ald. Walton

Ald. May proposed that applications for the two representatives on the Commission, be advertised in the regular way, and a decision made by Council on the appointments, rather than appointing representatives on the advice of the Advisory Committee. Ald. Rodgers and Woods both indicated that they are willing to resign from the Police Commission (Public Works & Safety Committee), in order to make room for two new Commissioners.

It was agreed that the referral from Council to staff, should also include someone from the Advisory Committee on Human Rights.

AMENDMENT: That the referral to staff also include someone from the Advisory Committee on Human Rights.

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

The vote was taken on the motion, as amended.

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

The Mayor thanked the Committee representatives for their presentation to City Council.

- 2.0 REPORTS
- 2.1 CITY ADMINISTRATOR
- 2.1.1 CROSSWALK OVERHEAD SIGNS

CROSSWALK SIGNS

Report from Mr. Fougere (E. Purdy) on new crosswalk signs and the upgrading of existing signs, from the capital funds available for 1993/94, recommending

the installation of new illuminated signs at:

Windmill Rd. at Springhill Road  
Valleyfield Rd. at Spikenard Street

- and the upgrading of existing signs at:

Wyse Road at Thistle Street  
Victoria Road at Chappell Street  
Pleasant St. at Cameron Street

MOTION: To adopt the recommendations  
from Mr. Fougere's report.

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

Ald. Hawley asked to have the T.M.G. look at the need for an overhead crosswalk sign at Caledonia Road and Churchill Drive. Ald. Hetherington suggested the possibility of making temporary use of signs being replaced, at locations such as the one requested by Ald. Hawley. Mr. Purdy said this suggestion could be looked at further.

2.1.2 APPLICATION, RETAIL VIDEO OUTLET, BONANZA VIDEO

APPLICATION:  
BONANZA VIDEO

Council has been requested to indicate any objection members may have to an application for a retail video outlet at 650 Portland Street (Bonanza Video).

MOTION: To indicate no objection to the  
issuance of this license.

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

Council requests that restricted videos not be displayed openly.

2.1.3 APPLICATION, RETAIL VIDEO OUTLET, JUMBO VARIETY

APPLICATION:  
JUMBO VARIETY

Council has been requested to indicate any objection members may have to an application for a retail video outlet at 525 Pleasant Street (Jumbo Variety).

MOTION: To indicate no objection to the  
issuance of this license.

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

Council requests that restricted videos not be displayed openly.

## 3.0

CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

## MACFARLANE

Ald. MacFarlane requested an update on the status of the Solid Waste By-law. Secondly, he requested a report on 32 Murray Hill Drive, a property not included in the January Minimum Standards report.

Ald. MacFarlane asked if the Library Board has met to discuss the Madonna book "Sex". Ald. Hawley advised that Ms. Lichter has been invited to make a presentation to the Board at its regular meeting on Feb. 17th.

## ALD. CUNNINGHAM

Ald. Cunningham inquired about damage at 'Evergreen', as a result of the furnace being off and burst water lines. Mr. Fougere advised that a new furnace is to be installed, and that no heritage objects or furniture were lost or damaged as a result of the furnace failure.

## ALD. MAY

Ald. May said he has not yet received a report requested from Chief Cole on the recent dismissal of a police officer, and he went on to question what the legal grounds were for dismissal. He discussed his concerns about the process further with the Solicitor and the Mayor. The Mayor noted that it is up to the Police Chief to make such decisions about the dismissal of an officer.

## ALD. MACDONALD

Ald. MacDonald asked about the status of the position of Business Development Officer, discussed recently by Council. Mr. Fougere said this item will be coming to Council on next week's agenda.

Ald. MacDonald's second inquiry concerned the School Board decision on Y.N.N., and the process the Board followed in making that decision. He also asked why Board members would have held their strategic planning session out of town, at White Point Lodge, instead of locally, in Dartmouth.

Ald. MacDonald proposed that Council take a position of support for Mr. & Mrs. Connors, citizens with AIDS, who have not been able to secure any government assistance up to this time. Council agreed that it would be in order for the Mayor to send a letter of concern, from Council, to the Minister of Health, on behalf of these citizens.

- ALD. THOMPSON Ald. Thompson asked if there is a daily security check on 'Evergreen'; Mr. Fougere said the house is checked a minimum of every two days, and is hooked into a Honeywell alarm system. Ald. Thompson requested copies of correspondence and reports on the situation at the house.
- Ald. Thompson asked how many assessment appeals the City is undertaking; the Mayor said there about sixty to seventy.
- ALD. RODGERS Ald. Rodgers asked about a joint CAO initiative to deal with regionalization issues, through a unified approach to issues of cost and benefits, and/or the possibility of a special committee of Council for similar purposes. Discussed with the Mayor.
- ALD. PYE Ald. Pye asked about benefits to Dartmouthians, in the host community for the Waste-to-Energy plant, under a unitary government system. The Mayor said the agreement with Metro Authority will clearly define the area to receive host benefits.
- ALD. HETHERINGTON Ald. Hetherington said that while the Province is to be congratulated for their stand on video gambling machines, the Solicitor should now look at what, if any, by-laws we have to regulate the use of privately-operated poker machines; he said there could be a resurgence of these units, in place of the video gambling machines.

On motion of Ald. Hetherington and Sarto, Council went in camera at 9:30 p.m. 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 (Financial matters).

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

Meeting adjourned at 10:50 p.m.

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

ITEMS:

- Acknowledgement, Todd Hallett, Canadian Olympian, page 1.
  - 1.0 Presentation, page 1.
    - i) Campaign, new Camp Hill Medical Centre, page 1.
    - ii) Advisory Committee on Human Rights, page 2.
  - 2.0 Reports, page 3.
  - 2.1 City Administrator, page 3.
    - 2.1.1 Crosswalk overhead signs, page 3.
    - 2.1.2 Application, retail video outlet, Bonanza Video, pg. 4.
    - 2.1.3 Application, retail video outlet, Jumbo Variety, page 4.
  - 3.0 Concerns of Council members or questions, pge. 5 & 6.
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Lib. Ref. Dept.

**DARTMOUTH CITY COUNCIL  
AGENDA**

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TUES., FEB. 23/93

7:30 PM

COUNCIL CHAMBER

**1. PRESENTATIONS**

- i) Mayor to recognize Mr. John MacInnis, Engineering Department, for perfect attendance
- ii) Linda Burke, recognition of Canada 125 Award
- iii) Tara MacDonald, Save a Shubie
- iv) Imperial Oil - Ken Ball

**2. REPORTS**

**2.1 CITY ADMINISTRATOR**

- 2.1.1 1993/94 Operating Budget Timetable
- 2.1.2 Lakes Advisory Board - appointment
- 2.1.3 Consumption Based Sewer Charge  
- County Water Utility Users
- 2.1.4 Application to Amend Land Use By-law - 21 Lakecrest Drive (set date for public hearing)
- 2.1.5 Tender for Vehicles

**2.2 FINANCE & PROGRAM REVIEW COMMITTEE**

- 2.2.1 Proposed Business Development Officer
- 2.2.2 Tax Status - Clubs and Organizations
- 2.2.3 Interest on Overpaid Taxes

**2.3 PUBLIC TRANSPORTATION ADVISORY COMMITTEE**

- 2.3.1 Metro Transit New Year's Eve Service

**3. CONCERNS OF COUNCIL MEMBERS OR QUESTIONS (15 MINUTE MAXIMUM)**

LOCATION: CITY COUNCIL CHAMBERS

TIME: 7:30 P.M.

MEMBERS PRESENT: MAYOR MCCLUSKEY  
ALDERMEN MAY, LEVANDIER  
RODGERS, MACDONALD  
SARTO, THOMPSON  
PYE, WOODS, HAWLEY  
CUNNINGHAM, MACFARLANE  
HETHERINGTON

MEMBERS ABSENT: ALD. GREENOUGH, WALTON

A/CITY ADMINISTRATOR: R. FOUGERE

CITY SOLICITOR: M. MOREASH

ASST. CITY CLERK: V. CARMICHAEL

PROCLAMATION

At the opening of the meeting, a Proclamation was read by Mayor McCluskey, with respect to the annual drive for funds by the Canadian Liver Foundation, and she proclaimed the month of March, 1993 as Help Fight Liver Disease Month.

1.0 PRESENTATIONSi) MAYOR TO RECOGNIZE MR. JOHN MACINNIS, ENGINEERING DEPT.

Mr. John MacInnis of the Engineering Dept. was recognized by Mayor McCluskey as an employee with perfect attendance at work for this year, and in fact, for the past seventeen years as well. A presentation, in appreciation of his work record, was made by the Mayor. Council stood and applauded Mr. MacInnis as the presentation was made.

ii) LINDA BURKE, RECOGNITION OF CANADA 125 AWARD

The second presentation made by Mayor McCluskey was to Linda Burke of the City's Social Services Dept. She received a commemorative 125th Anniversary medal, in recognition of her significant contributions in the community and through the projects in which she has been involved.

iii) TARA MACDONALD & TODD KRAMERS - SAVE SHUBIE PARK

A presentation was made to Council by Tara MacDonald, a Dartmouth High student, and Todd Kramer, a Prince Andrew High student, both representing interested groups from their two schools, with proposals for a course of action to save Shubie Park and move eventually toward the acquisition of private land holdings that make up part of the parkland. Ideas for fund-raising events have been included, but to begin with, public awareness

initiatives are being proposed, and these were outlined to Council by both presenters. Information hand-outs were also provided for all members of Council.

The two school organizations working on this project are comprised of about 65 students, and other representatives attending with the presenters, were introduced during the presentation. Ald. MacDonald inquired about the assessment figure for the private land holdings at Shubie; Mr. Fougere said he could get this information for Ald. MacDonald. Ald. MacDonald said he would not want to see inflated prices paid by community groups, and was advised by the Mayor that the students would have access to consultation about land costs before reaching the stage of land acquisition. She commended the students who have undertaken this project, and assured them of her support and the support of Council.

iv)

IMPERIAL OIL - KEN BALL

PRESENTATION:  
IMPERIAL OIL

The final presentation to Council was made by Mr. Ken Ball, Manager of the Dartmouth Imperial Oil refinery. He said the purpose of his presentation was to make sure that Council has all the facts to make an informed decision about the future of the Dartmouth refinery. He noted that the refinery has been in operation in Dartmouth for 76 years, and intends to have its 100th year here.

Placing the Dartmouth refinery in a business context, he pointed out that it is in a global marketplace, and it must be economically viable on its own. This places an onus on the local operation to be successful and to move from a 4th quartile position up to a 1st quartile position, in order to justify the continued operation of the plant into the future. He explained how the operation has been improved through various initiatives undertaken to put the plant in a more competitive position, mainly through the efforts of the employees themselves, who have closed 80% of the cost gap through internal initiatives. He singled out the Machinery & Equipment Tax as an uncompetitive burden being faced by the refinery, and a hindrance to closing the gap that still remains in reaching Q1 status the plant is trying to achieve. The request for acceleration of the phasing out of the Machinery & Equipment Tax, is therefore seen as justified, to ensure a competitiveness edge and the viability of the Dartmouth operation.

Statistics provided during the presentation, indicated to Council that the plant employs 235 people and there are about 45 equivalent contractor jobs. Regional expenditures total 38 million dollars, broken down



into such components as: payroll, utilities, municipal taxes (total tax for 1992, 4.9 million), maintenance materials, contract payroll, chemicals, etc. All in all, a significant financial contribution is made by the refinery to this region and to the City and County areas in particular. Mr. Ball later informed Council, in answer to a question from Ald. Pye, that about 60% of the Imperial Oil employees live in Dartmouth and the County areas.

Mr. Ball said the Province is willing to support an expedited elimination of the Machinery & Equipment Tax, as requested, with the participation of the City of Dartmouth as well. For the year 1993, the cost to each would be one million dollars. Mr. Ball considered the Imperial Oil request to be unique and in a position of differentiation from other industries. He gave assurance to Council that if for any reason, there were to be a down-sizing in this facility's operation, over the next three years, both the City and the Province would be reimbursed for the amount of the Machinery & Equipment tax allowance. He stressed the importance of the tax factor in the ability of the Dartmouth plant to move forward toward its Q1 goal and close the remaining gap standing between the plant and this achievement.

Members of Council had many questions for Mr. Ball about the Dartmouth refinery, in relation to other Canadian and North American refineries; its financial structure in relation to Exxon ownership; the implications of the Solomon Survey and benchmarks for viable plant operations; the measures that have been taken to bring the Dartmouth plant up from a 4th quartile position and staff involvement in these processes; the degree of Provincial taxation and benefits received by the Province through both corporate taxes and sales taxes. Members felt the Province stands to gain considerably more than the City from this industry, and therefore, should be willing to assume responsibility for the cost of expediting the phase-out of the Machinery & Equipment Tax. Basically, that the Province is responsible for not only promoting new industry, but assisting and sustaining existing ones as well.

Council acknowledged and congratulated Mr. Ball and his employees for what they have accomplished in bringing the Dartmouth refinery up to its present competitive level. They also recognized the Machinery & Equipment Tax as an uncompetitive burden that has to be phased out eventually, but over the ten-year term originally planned and not through an accelerated pace, with the attendant hardship this imposes financially, on the City. Members felt that with all the financial problems they

have to face in this year's budget, it is just not possible to expect taxpayers to share in the cost of a one-million-dollar contribution by the City to the Machinery & Equipment tax phase-out for Imperial Oil. They saw this amount represented in either service cuts or a tax rate increase for citizens; neither or these alternatives was considered acceptable.

Mr. Ball said his plant does not have the luxury of a ten-year phase-out for the Machinery & Equipment Tax, being expected to demonstrate its ability to produce competitively in the immediate future, and taking into account the changes that are occurring in the industry. He said there is a question of timing involved for his plant and it is having to meet expected standards in a global marketplace.

Responding to questions from Ald. May and Rodgers, about accessibility to additional information - the Solomon Survey results and other financial considerations impacting on the benchmark criteria - Mr. Ball was willing to provide a review of the Survey and to make information requested by Ald. Rodgers, available to Council, in camera. Ald. MacDonald asked about any possible alternative, whereby the City could receive a grant back from Imperial Oil, in order to recoup the tax concession for their operation. He felt that any such possibility is worth exploring.

In general, Council acknowledged the importance of Imperial Oil, as an industry in the community, but felt that the serious financial problems facing the City out-weigh our ability to respond positively to their request for a Machinery & Equipment tax concession. Further, that the responsibility for assistance to industry, in this instance and others, rests with the Province and not the City, considering the tax base that each has to draw on for income, and the role the Province should take in sustaining industry already located here.

Mr. Ball was thanked by several members of Council, for attending and for his presentation. The Mayor thanked him, in conclusion, and Imperial Oil employees present in the gallery for the meeting.

Council took a short break at this point, and Ald. Woods was present for the meeting, when Council reconvened.

2.0

REPORTS

2.1

CITY ADMINISTRATOR

2.1.1 1993/94 OPERATING BUDGET TIMETABLEBUDGET  
TIMETABLE

The proposed operating budget timetable was before Council for discussion. Ald. Hetherington asked if it would not be possible to extend budget deliberations over a two-week period, into April, instead of trying to concentrate all of the budget meetings into one week, prior to the March 27th deadline shown in the timetable. The Solicitor is now looking at the question of the normal April 1st deadline, called for in the Charter, in view of the change in the City's fiscal year, and if it is possible to do so, the deadline could be extended to provide an additional week for the budget, as suggested by Ald. Hetherington. Members were in favour of this approach, and of deleting the meeting scheduled for the March break, on March 18th.

In view of Council's preference for a two-week budget schedule, and to eliminate the meeting for the week of March break, Mr. Corrigan said he would draw up a new timetable for Council. Ald. May suggested that Council should start looking at budget cut options, where they may be required, before the actual budget debates start; that way, they are not left until the last minute, and Council can deal with them more rationally and logically.

2.1.2 LAKES ADVISORY BOARD - APPOINTMENTAPPOINTMENT:  
LAKES ADVISORY  
BOARD

Report from Mr. Fougere (B. Smith, V. Carmichael), recommending that Council approve the appointment of Mr. Bob Bell, as the UDI Nova Scotia representative on the Lakes Advisory Board, replacing Mr. Archie Hattie.

MOTION: To approve the appointment of Mr. Bob Bell to the Lakes Advisory Board, as the UDI Nova Scotia representative, replacing Mr. Archie Hattie, as per the recommendation to Council.

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

2.1.3 CONSUMPTION BASED SEWER CHARGE - COUNTY WATER UTILITY USERSSEWER CHARGE:  
COUNTY USERS

Report from Mr. Fougere (B. Smith) on a request from the County of Halifax for the City to enter into an agreement to bill and collect sewer maintenance & pollution control charges, to be levied on County users of City water, on behalf of the County; all costs involved to be recouped by the City. The report recommends that Council authorize staff to enter into an agreement with the County of Halifax,

to bill and collect water consumption-based charges, on an annual fee for service basis.

MOTION: To adopt the recommendation, with the additional provision that the first water billing to these County water users, be accompanied by a letter from Mayor Lichter, explaining the action taken by the County, and directing calls from County residents to County offices.

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

2.1.4 APPLICATION TO AMEND LAND USE BY-LAW - 21 LAKECREST DRIVE

APPLICATION:  
21 LAKECREST DR.

The date recommended for the public hearing of an application for 21 Lakecrest Drive, is March 23rd, but with the budget meetings that will be in progress at that time, Council decided it would be preferable to set a date, after the budget will have been completed.

MOTION: That April 13th be set by Council as the date for public hearing of the application for 21 Lakecrest Drive - rezoning request.

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

Ald. May said an information package, that would inform citizens what can and should not be asked, in the way of questions at neighborhood and public meetings, is needed. He also questioned the show of hands, as a procedure at neighborhood meetings.

2.1.5 TENDER FOR VEHICLES

TENDER FOR  
VEHICLES

Tenders have been received for vehicle purchases for 1993/94, and a motion to award tenders, as recommended to Council, was adopted.

MOTION: To award tenders for vehicle purchases for 1993/94, as follows:

- 1) Three full-size, ½-ton pickups - to be awarded to Dartmouth Dodge Chrysler (1991) Inc., for a net purchase price of \$35,436.26, after trade-in.

- 2) Two full-size short wheelbase, ½-ton pickups - to be awarded to Dartmouth Dodge Chrysler (1991) Inc., for a net purchase price of \$21,166.74, after trade-in allowance.
- 3) One downsize extended cab pickup - to be awarded to Forbes Chev Olds Ltd., for a net purchase price of \$11,792.47, after trade-in allowance.
- 4) One downsize, four-door 4x4 utility truck - to be awarded to Forbes Chev Olds Ltd., for a net purchase price of \$18,305.56, after trade-in allowance.
- 5) Three one-ton dual-wheel, 4x4 pickup trucks - to be awarded to Forbes Chev Olds Ltd., for a net purchase price of \$48,510.59, after trade-in allowance.

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

#### 2.1.6 BUDGET FOR SPECIAL SECURITY AWARENESS PROGRAM

**BUDGET: SECURITY AWARENESS PROGRAM** An item added to the agenda was a report from Mr. Rath on the budget allocation for \$30,500., in the 1993/94 Economic Development Dept. budget, for a Special Security Awareness Program. Council proceeded to approve this budget allocation, in the total amount proposed.

MOTION: To approve the budget allocation of \$30,500., designated for a Special Security Awareness Program, as explained in Mr. Rath's memo of Feb. 10/93 (to the Burnside Police Services Committee).

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

#### 2.2 FINANCE & PROGRAM REVIEW COMMITTEE

##### 2.2.1 PROPOSED BUSINESS DEVELOPMENT OFFICER

**BUSINESS DEVELOPMENT OFFICER** As requested by Council, the Finance & Program Review Committee has considered the question of staffing the proposed Business Development Manager position, and in this connection, has recommended Mr. Rath's report on this subject, and confirmed Council's action in not proceeding to fill this position at this time.

MOTION: To adopt the recommendation of the Finance & Program Review Committee, on the subject of the position of Business Development Manager, confirming Council's action in not proceeding to fill this position at this time.

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

2.2.2 TAX STATUS - CLUBS AND ORGANIZATIONS

TAX STATUS:  
CLUBS AND  
ORGANIZATIONS

A second report from the Finance & Program Review Committee, dealt with the matter of tax exemptions for clubs and organizations in the City. The Committee considered a report from Mr. Smith, in connection with this item, and has made a recommendation to Council, based on that report.

MOTION: To approve the recommendation of the Finance & Program Review Committee, which is as follows:

That all requests from non-profit clubs, organizations, and societies, be referred by City Council directly to the Grants Committee; and further, that any and all approvals for grants be awarded for the following fiscal year, without retro-activity.

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

2.2.3 INTEREST ON OVERPAID TAXES

INTEREST ON  
OVERPAID TAXES

The final item from the Finance & Program Review Committee was the matter of interest on overpaid taxes, referred from Council for a recommendation.

MOTION: To adopt the recommendation of the Committee, which is, that the policy on interest not being paid on overdue taxes, be maintained.

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

2.3 PUBLIC TRANSPORTATION ADVISORY COMMITTEE

2.3.1 METRO TRANSIT, NEW YEAR'S EVE SERVICE

METRO SERVICE:  
NEW YEAR'S EVE

The Public Transportation Advisory Committee has recommended that Council send a letter of congratulations and thanks to Metro Transit for the tremendous job they perform in providing service to the citizens of Dartmouth, and free service on New Year's Eve.

MOTION: To adopt the recommendation of the Public Transportation Advisory Committee.

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

REQUEST:  
ALD. LEVANDIER

Ald. Levandier requested that the Public Transportation Advisory Committee review the taxi legislation, to enable taxi owners to operate accessible taxi vehicles, as outlined in the recent report on Access-A-Bus, adopted by Metro Authority. His request was noted by the Chairman of the Committee, Ald. Sarto.

SPECIAL COMMITTEE - MUNICIPAL REFORM INITIATIVES

Further to a suggestion from the Feb. 16th Council meeting, Council proceeded with action to form a special committee to deal with municipal reform initiatives, similar to those already started by the County of Halifax.

MOTION: That a special committee be formed, consisting of Aldermen and staff members, to take on municipal reform initiatives. Committee to be selected by Mayor McCluskey.

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

3.0 CONCERNS OF COUNCIL MEMBERS OR QUESTIONS

ALD. HETHERINGTON Ald. Hetherington had concerns about snow removal and plowing on Carleton Street and Belmont Ave. He said it would be a better idea, in the case of these streets, to wait until it has stopped snowing and then plow them, curb-to-curb, rather than making single cuts during storms, that make the situation worse afterwards.

He asked that care be taken, not to plow large amounts of snow in front of the property at 22 Rodney Road; the resident living at this address has a heart condition. Ald. Hetherington said there is lots of room to put the snow in other areas at this location .

ALD. MACDONALD In connection with an inquiry made by Ald. MacDonald previously, he advised that it is possible for residents to be issued with tax receipts, in situations where they are required, for a \$2.00 fee per receipt.

Ald. MacDonald inquired about the list of City assets sent out to members of Council and the response to it. Mr. Fougere advised that a follow-up report is in progress.

Ald. MacDonald asked about the Ferry negotiations, and was informed by Mr. Fougere that an exchange of draft agreements, between City and Metro Authority staff, is proceeding. Asked if a private individual or company would be allowed to negotiate for the purchase of the Ferry service, Mr. Fougere said this possibility would not be ruled out.

ALD. THOMPSON Ald. Thompson referred to a letter received by him and by Ald. Sarto; he discussed the letter further with the Mayor. She said it has been turned over to the Parks & Recreation Dept., and for discussion with the Police Dept. The Aldermen for the area will receive a report, and a meeting will be arranged in the area concerned.

ALD. SARTO Ald. Sarto asked that staff be reminded of the Stop signs approved for Swanton Drive at Bell Street and at Garnett Street.

ALD. MAY Ald. May asked about upcoming labour contract negotiations. Mr. Fougere said there are nine contracts to be negotiated, but no proposals have been received as yet. Ald. May suggested that perhaps senior staff should talk to their counterparts in Halifax, before negotiations get under way.



Ald. May asked when Council would normally be informed of the Solicitor appearing before the Police Review Board. The Solicitor acknowledged that it would be in order for Council to be informed, and said his office can make a report to Council in these instances.

A question from Ald. May, regarding a letter from Mark Gilbert, and how it should be handled, was discussed with the Mayor.

Meeting adjourned at 10:20 p.m.

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

ITEMS:

- Proclamation, page 1.
- 1.0 Presentations, page 1.
  - i) Mayor to recognize Mr. John MacInnis, page 1.
  - ii) Linda Burke, Recognition of Canada 125 award, page 1.
  - iii) Tara MacDonald & Todd Kramers, Save Shubie Park, page 1.
  - iv) Imperial Oil - Ken Ball, page 2 to 4.
- 2.0 Reports, page 4.
  - 2.1 City Administrator, page 4.
    - 2.1.1 1993/94 Operating Budget Timetable, page 5.
    - 2.1.2 Lakes Advisory Board, appointment, page 5.
    - 2.1.3 Consumption based sewer charge, page 5. (County water users.)
    - 2.1.4 Application to amend Land Use By-law, 21 Lakecrest Dr., pg. 6.
    - 2.1.5 Tender for vehicles, page 6 & 7.
    - 2.1.6 Budget for special security awareness program, page 7.
  - 2.2 Finance & Program Review Committee, page 7.
    - 2.2.1 Proposed Business Development Officer, page 7.
    - 2.2.2 Tax status, clubs and organizations, page 8.
    - 2.2.3 Interest on overpaid taxes, page 8.
  - 2.3 Public Transportation Advisory Committee, page 9
    - 2.3.1 Metro Transit, New Year's Eve service, pg. 9
- 3.0 Concerns of Council members or questions, page 10 & 11.