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than 5,000 square feet but not less than 3,300 square feet and having a width of less than 50 feet but not less than 33 feet may be converted into a duplex dwelling. The above property does have the required area under this exception but the lot frontage is three feet less than the exception quoted above. There is an 8 foot sideyard on the north side of the property which allows vehicle access to adequate parking in the rear yard. The south side of the building, however, is built up to the property line but 40 feet away from the building on the next lot. There is no external alteration proposed in this conversion. I consider that the conversion of this dwelling to a duplex is acceptable on planning grounds and should not have a detrimental effect on the other properties in the area.

I RECOMMEND, therefore, that this Board refer a report of approval to City Council on the modification of sideyard and lot frontage requirements at Civic No. 81 Seymour Street to allow for the conversion of a single-family dwelling at this address to a duplex dwelling as shown on Drawing No. P200/233 in accordance with Part XV, Para 1 (f) of the Zoning By-Law.

Respectfully submitted,

K. M. MUNNICH,  
DIRECTOR OF PLANNING.

MOVED by Alderman Fox, seconded by Alderman Connolly, that the report be approved. Motion passed.

OCCUPANCY PERMIT - BRITISH AMERICAN OIL COMPANY, LIMITED -  
INSTALLATION OF TWO TANKS - #177 KEMPT ROAD

To: His Worship the Mayor and  
Members of the City Council

From: L. M. Romkey, Acting City Manager

Date: February 8, 1961

Subject: Occupancy Permit - #177 Kempt Road

Further to my memorandum dated February 6, 1961 relating to the above subject - Mr. Bennett O'Blenis, Real Estate Officer for the British American Oil Company, Limited, advised me on February 8, 1961 that his Company has changed their minds and now wish to withdraw their occupancy permit pertaining to the installation of two (2) 20,000 gallon vertical tanks to be erected at #177 Kempt Road.

Respectfully submitted,

L. M. ROMKEY,  
ACTING CITY MANAGER.

FILED.

ALTERATION TO SUBDIVISION - NOS. 158-160 UNIVERSITY AVENUE

To: His Worship the Mayor and Members of City Council

From: Town Planning Board

Date: February 7, 1961

Subject: Alteration to a Subdivision - Nos. 158-160 University Avenue

The Town Planning Board at a meeting held on the above date considered

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a report from the Director of Planning recommending against an alteration to a subdivision at Nos. 158-160 University Avenue, as shown on Drawing No. P200/231.

On motion of Alderman Fox, seconded by Alderman Connolly, the Board approved the report and recommended it to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Connolly, seconded by Alderman Healy, that the report be approved. Motion passed.

ACCOUNTS OVER \$500.00

To: His Worship, Mayor J. E. Lloyd, and  
Members of the City Council

From: L. M. Romkey, Acting City Manager

Date: February 14, 1961

Subject: Accounts over \$500.00

In accordance with Section 119-F of the City Charter, the following accounts are submitted for Council's approval. These accounts have been certified and audited.

<u>DEPARTMENT</u>	<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Finance	Jack & Co. Ltd.	General Insurance	\$ 2,090.08
	N.S.Housing Com.	Share of Expenditure	110,217.38
	Payne-Ross Ltd.	Consulting Services	3,994.99
	Skerry & Leonard Co.	Cheques, Journal Sheets, Etc.	699.89
Redevelopment	R. K. Kelley & Co.	Plate Glass Policy	170.00
		Fire Insurance	1,669.72
Works	L. E. Shaw Ltd.	Works Equipment	3,188.84
	Sheridan Nurseries	Nursery Stock	547.00
	West Disinfecting	Disinfectants	862.64
Health	General Equip.Ltd.	Equip. Parts	<u>1,555.38</u>
			<u>\$ 124,995.92</u>

Respectfully submitted,

L. M. ROMKEY,  
ACTING CITY MANAGER.

MOVED by Alderman Abbott, seconded by Alderman Trainor, that the report be approved. Motion passed.

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REZONING CIVIC NO.120 LYNCH STREET - R-2 ZONE TO R-3 ZONE

To: His Worship the Mayor and Members of City Council  
From: Town Planning Board  
Date: February 7, 1961  
Subject: Rezoning - Civic No.120 Lynch Street (R2-R3)

The Town Planning Board at a meeting held on the above date considered a report from the Director of Planning recommending in favour of a rezoning of Civic No.120 Lynch Street from R2 to R3, in accordance with Drawing No. P200/92.

On motion of Alderman O'Brien, seconded by Alderman Connolly, the Board recommended to City Council against the rezoning at No.120 Lynch Street from R2 to R3, and also recommended that no public hearing be held.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Trainor, seconded by Alderman Fox, that Council fix Thursday, March 30, 1961, at 8:00 P. M. in the Council Chamber, City Hall, Halifax, Nova Scotia as the time and place for a Public Hearing into this matter. Motion passed.

TENDERS - DEMOLITION - NOS.44 and 48 KAYE STREET

To: His Worship the Mayor and Members of City Council  
From: Committee on Works  
Date: February 7, 1961  
Subject: Tenders - Demolition - Nos.44 and 48 Kaye Street

The Committee on Works at a meeting held on the above date opened and tabulated tenders for the demolition of Nos.44 and 48 Kaye Street.

Acceptance of the following tender was recommended:

(a) No.44 Kaye Street

John Gray - - - \$ 510.00

(b) No.48 Kaye Street

John Gray - - - \$ 510.00

On motion of Alderman O'Brien, seconded by Alderman Healy, the Committee recommended to City Council that the lowest tender in each case (John Gray) be accepted.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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MOVED by Alderman Ferguson, seconded by Alderman Fox, that the report be approved. Motion passed.

CERTIFICATE NO.8 (FINAL) PAVING, 1960

To: His Worship the Mayor and Members of City Council  
From: Committee on Works  
Date: February 7, 1961  
Subject: Certificate No.8 (Final) Paving, 1960

The Committee on Works at a meeting held on the above date considered a report from the Commissioner of Works recommending payment of Certificate No.8 (Final) re paving streets in the City of Halifax for the year 1960.

On motion of Alderman Connolly, seconded by Alderman Fox, the Committee recommended to City Council payment of Certificate No.8 (Final) re paving streets in the City of Halifax for the year 1960, in the amount of \$29,198.72 to Standard Paving Maritime Limited.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Ferguson, seconded by Alderman Fox, that the report be approved. Motion passed.

FLOODLIGHTING - MEMORIAL TOWER

To: His Worship the Mayor and Members of City Council  
From: Committee on Works  
Date: February 7, 1961  
Subject: Lighting - Memorial Tower.

The Committee on Works at a meeting held on the above date considered a report from His Worship the Mayor suggesting that the lighting of the Memorial Tower be continued as in previous years.

On motion of Alderman Macdonald, seconded by Alderman Trainor, the Committee recommended to City Council the addition of \$500.00 to the Current Budget for the lighting of the Memorial Tower on a year round basis.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Macdonald, seconded by Alderman Trainor, that the report be approved, with the understanding that the light be cut off at some reasonable time at night. Motion passed.

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ACQUISITION OF PROPERTIES - JACOB STREET REDEVELOPMENT AREA

180-182 Grafton Street  
184 Grafton Street  
184<sup>1</sup>/<sub>2</sub>-190 Grafton Street

February 16, 1961

To His Worship the Mayor and  
Members of City Council.

At a meeting of the Redevelopment Committee held on February 15, 1961, a confidential report was submitted from the Compensation Officer in which he reported that Mr. R. M. Fielding, Q. C., the Solicitor engaged to act on behalf of the City in connection with the expropriation of the above properties, recommends the acceptance of the offer of the Solicitor for the owners, namely \$35,200.00, which recommendation is concurred in by the Compensation Officer, to obviate the necessity for Court action.

Central Mortgage and Housing Corporation have approved of this settlement by letter dated February 16, 1961.

Your Committee approved the recommendation of the Compensation Officer and recommend same to City Council.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Abbett, seconded by Alderman Ferguson, that the report be approved. Motion passed.

CONTRACT CHANGES - MULGRAVE PARK CONTRACT

February 16, 1961

To His Worship the Mayor and  
Members of City Council.

At a meeting of the Redevelopment Committee held on February 15, 1961, a report was submitted from the Acting City Manager recommending that the following changes in the contracts for the Mulgrave Park Housing Project be approved, same having been approved by the other members of the Partnership, the Province and Central Mortgage and Housing Corporation.

- |   |              |
|---|--------------|
| (a) Extras to General Contract          | \$ 16,790.51 |
| (b) Additions to Whitman, Benn Contract | 576.50       |

Your Committee concurs in the recommendation of the Acting City Manager.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Macdonald, seconded by Alderman O'Brien, that the report be approved. Motion passed.

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SICK LEAVE -- PRISON GUARD, MR. E. W. WATSON

February 16, 1961

To His Worship the Mayor and  
Members of the City Council

At a meeting of the Public Health and Welfare Committee held on February 7, 1961, a report was submitted from Doctor Fogo recommending a further month's sick leave, with full pay, for Mr. E. W. Watson, City Prison Guard, as he has not recovered sufficiently from a recent illness.

Your Committee concurs in this recommendation.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Lane, seconded by Alderman Abbott, that the report be approved. Motion passed.

REPORT - INDUSTRIAL COMMISSION - OLAND & SON LIMITED -  
EXPANSION PROGRAMME

February 16, 1961

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Industrial Commission recommending that approximately 2 acres of City-owned land on the south side of Young Street be sold to Industrial Estates Limited (for Oland & Son Limited) under the following terms and conditions:

1. The purchase price to represent the fair market value for such land within the City.
2. Construction of the building to commence within six months and to be completed within 18 months of conveyance of the land to Industrial Estates Limited.
3. The property will have a minimum assessable value of \$100,000.00.
4. Land and building to be subject to full regular City taxation, without concession of any kind.
5. Land and building to be used only for the purposes herein described (manufacturing, shipping, receiving, warehousing of goods the property of Oland & Son Limited) and this condition to be effective for ten years from the date of conveyance of the land.
6. It is implicit in this agreement that within the ten year period mentioned, the land cannot be sold to a fourth party.
7. Each of the above conditions to be an integral part of the eventual agreement with Industrial Estates Limited, failure to meet any one of them shall give the City the right to demand re-conveyance of the land to it at the purchase price paid by Industrial Estates Limited, and both Industrial

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Estates Limited and Oland and Son Limited should expressly agree to this condition.

Your Committee recommends that His Worship the Mayor, the Chairman of the Industrial Commission and the Acting City Manager be empowered by Council to negotiate a final form of agreement with Industrial Estates Limited so that Oland and Son Limited may complete its expansion plans for 1961 within the City, and that any necessary legislation be obtained.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Macdonald, seconded by Alderman Abbott, that the report be approved. Motion passed.

REPORT -- INDUSTRIAL COMMISSION -- EASTERN PAPER  
BOX MANUFACTURING LIMITED

February 16, 1961

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Industrial Commission recommending that approximately 1.446 acres of City-owned land at the corner of Young Street and Kempt Road be sold to Industrial Estates Limited (for Eastern Paper Box Manufacturing Limited) under the following terms and conditions:

1. The price to be paid to be \$10,000.00 per acre.
2. A minimum of 62% of the proposed 25,000 square feet of building space to be used for manufacturing purposes.
3. Full regular City taxes (business, realty and occupancy) to be levied on that portion of the building used for warehousing the products of other manufacturers. For purposes of assessment, City Assessor will determine the proportion of the building on which such taxes shall be levied as also those mentioned at 5 below.
4. Construction of the plant to commence within six months of the date of conveyance and to be completed within eighteen months of the date of conveyance of the land.
5. For that part of the plant used for manufacturing purposes a tax concession period of ten years will be granted by the City. This period is to commence February 1st, 1961, and to end January 31st, 1971. During the concession period City taxes on that part of the plant used for manufacturing purposes (as determined by City Assessor) will be at the so-called merged rate. (This rate for Puritan Cannery Atlantic Ltd., was \$2.75, but is now somewhat higher). This merged rate will be applied to the construction value of that part of the shell building used for manufacturing and to the same proportion of the cost of plumbing, electrical installation and heating plant, but no taxes will be levied on the value of extra equipment found necessary to make this part of the building suitable for the operation of a paper box manufacturing plant.

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6. No tax is to be levied by the City of Halifax for one month from the date of conveyance of the land, and further, no business or occupancy tax is to be levied on the occupiers of the manufacturing part of this plant for the ten-year period above mentioned.
7. Taxes on any addition to this plant subsequent to the initial agreement with Industrial Estates Limited shall be calculated on the same basis, if undertaken within the ten-year concession period.
8. As is shown on the attached plan, a twenty-seven inch low service water main, the property of the Public Service Commission of Halifax, runs diagonally across subject land from Robie Street to Kempt Road at its northern extremity. At the moment, it is not known whether the projected building will cover this water main. However, should the building now, or additions to it any time in the future cover this water main, impeding proper access to it by the Public Service Commission, Eastern Paper Box Manufacturing Ltd., must accept whatever conditions the Public Service Commission may impose to permit its reasonable access to the main for proper maintenance. It is understood that such conditions will consist of a number of manholes, cost of sinking which and necessary construction work must be accepted by Eastern Paper Box Manufacturing Limited.
9. Land and building to be used only for the purposes herein described (manufacturing and storing goods, the raw material, or product, of Eastern Paper Box Manufacturing Ltd., and a maximum of 38% of the building for warehousing paper products of other manufacturers, also the property of Eastern Paper Box Manufacturing Limited) and this condition to be effective for the 10-year concession period mentioned in No.5 above. It is therefore implicit that the land cannot be sold to a fourth party within the 10 years mentioned, except with the approval of Halifax City Council.
10. Each of the above conditions to be integral to the eventual agreement with Industrial Estates Limited. Failure to meet any of them shall render the agreement null and void, whereupon the City, at its discretion, may impose full regular City taxes on the whole property, or demand the re-conveyance of the land to it at the purchase price paid by Industrial Estates Limited, and both Industrial Estates and Eastern Paper Box Manufacturing Limited should expressly agree to this condition.

Your Committee recommends that His Worship the Mayor, the Chairman of the Commission and the Acting City Manager be empowered to negotiate a final form of agreement with Industrial Estates Limited in connection with the establishment of this plant in the City of Halifax, and that any necessary legislation be secured.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Abbott, seconded by Alderman Macdonald, that the report be approved. Motion passed.

REQUEST FOR TAX CONCESSIONS - HALIFAX LONGBOREMAN'S ASSOCIATION

To His Worship the Mayor and  
Members of the City Council

At a meeting of the Finance and Executive Committee held on  
February 7, 1961, a letter was submitted from the Halifax Longboreman's  
Association requesting continuation of their real property and business  
tax concessions.



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ADVERTISING TWO PARCELS OF LAND - KEMPT ROAD

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Committee on Works recommending that two parcels of City-owned land on Kempt Road and shown on Plan No. SS-1-14044, be sold by tender or leased.

Your Committee recommends that the lands in question be advertised for sale or leased, in whole or in part, and that the tenderer outline the development proposal for the use of the land.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Ferguson, seconded by Alderman Trainor,

- (1) that the lands in question be advertised for sale or lease by tender, in 20 foot strips;
- (2) that no less than three (3) adjacent strips be sold to any tenderer;
- (3) that the tenderer outline the development proposed for the use of the land;
- (4) that the lands be resubdivided for this purpose.

The motion was put and passed.

REQUEST FOR TAX CONCESSION - MURPHY'S LIMITED

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a letter was submitted from Murphy's Limited requesting continuation of their business tax concession.

Your Committee recommends that the request be granted for 1961 and the necessary legislation obtained.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Lane, seconded by Alderman DeWolf, that the report be approved. Motion passed.

REQUEST FOR TAX CONCESSION - HALIFAX LONGSHOREMEN'S ASSOCIATION

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a letter was submitted from the Halifax Longshoremen's Association requesting continuation of their real property and business tax concessions.

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Your Committee recommends that the request be granted for 1961 and the necessary legislation obtained.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Abbott, seconded by Alderman Butler, that the report be approved. Motion passed.

REQUEST FOR TAX CONCESSION - W. H. SCHWARTZ AND SONS LIMITED

Deferred until the next meeting of Council.

FINAL CERTIFICATE - CANADIAN ICE MACHINE COMPANY LIMITED - \$5,650.00

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a final progress estimate and Certificate No.2 amounting to \$5,650.00 payable to Canadian Ice Machine Company Limited for supplying and installing ice-making equipment at the Halifax Forum, was approved and recommended for payment.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Breen, seconded by Alderman DeWolf, that the report be approved. Motion passed.

CAPITAL HOSPITAL GRANTS - HALIFAX INFIRMARY AND GRACE MATERNITY HOSPITAL

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Acting City Manager advising that the Council had approved of grants of \$250,000.00 to the Halifax Infirmary and \$70,000.00 to the Grace Maternity Hospital on September 15, 1960, which would be partly financed through the Municipal Hospital Loan Act.

After reviewing this Act, the Acting City Manager was of the opinion that the City should change its methods of financing these grants.

After hearing from the Acting City Manager, your Committee recommends that legislation be secured enabling the City to pay the following capital grants:

HALIFAX INFIRMARY - \$250,000.00 - payable as follows:

\$25,000.00 per annum for 5 years by Current Estimates.....\$125,000.00;

Borrowing Resolution..... 125,000.00;

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to be paid in one payment to the said Halifax Infirmary.

GRACE MATERNITY HOSPITAL - \$70,000.00 - payable as follows:

\$7,000.00 per annum for 5 years by Current Estimates .....\$ 35,000.00;

Borrowing Resolution ..... 35,000.00;

to be paid in one payment to the said Grace Maternity Hospital.

Both grants to be effective as of January 1, 1962.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Butler, seconded by Alderman Lane, that the report be approved. Motion passed.

LETTER - CONSUL, U.S.A. - REQUESTING PURCHASE OF 25 ADDITIONAL FEET OF LAND WEST OF NO. 159 INGLIS STREET

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a letter was submitted from the American Consul requesting purchase of 25 or 50 feet of land west of No.159 Inglis Street for the purpose of grading and gardening.

Your Committee recommends: (1) that the necessary steps be taken to make available for 25 or 50 feet of land requested by the American Consul and to negotiate a fair market value; (2) the Acting City Manager, the Commissioner of Works and the Director of Planning were requested to confer on the following matters: (a) the possibility of a saleable lot left after selling the requested 25 or 50 feet of land to the American Consul or adding it to the School Board land which is adjacent; and (b) re-subdivision of the land.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

The Commissioner of Works displayed a plan showing the location of No.159 Inglis Street, the vacant land and St. Francis School. He explained there is provision for a 60 foot street there at present and it is part of the street area which is requested.

MOVED by Alderman Lane, seconded by Alderman Breen, that Council grant a lease for \$1.00 for the use of 25 feet of property to the west of No.159 Inglis Street and to the depth of the present property now owned by the Government of the United States of America for the duration of the occupancy by that Country of their property, and that His Worship the Mayor

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and Acting City Manager negotiate with the American Consul to ascertain if the above arrangement is acceptable and, if not, that City staff take a look at the street and lot sizes and bring in another recommendation.

Motion passed.

NEGOTIATION OF NEW AGREEMENTS AND LEASES

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a list of leases and agreements expiring in the year 1961 were submitted by the City Solicitor.

Your Committee makes the following recommendations:

1. That the agreement between the City of Halifax and Consolidated Terminals Limited respecting the leasing of land on Leppert Street, be renewed for a further 5 years from October 1, 1961;
2. That tenders be called for canteen concessions at Fleming Park for a 3-year period from May 1, 1961;
3. That tenders be called for canteen concessions at the South Commons for a 3-year period from May 1, 1961;
4. That the lease between the City of Halifax and the Board of Trade respecting the Grafton Street Parking Lot be renewed as of January 1, 1961;
5. That the lease between the City of Halifax and Province of Nova Scotia respecting the Rainnie Drive-Gottingen Street Parking Lot be renewed as of January 1, 1961.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

The report was considered item by item:

Item No.1: MOVED by Alderman Ferguson, seconded by Alderman Trainor, that this item be approved. Motion passed.

Item No.2: MOVED by Alderman Fox, seconded by Alderman O'Brien, that this item be approved. Motion passed.

Item No.3: MOVED by Alderman Fox, seconded by Alderman O'Brien, that this item be approved. Motion passed.

Item No.4: MOVED by Alderman Ferguson, seconded by Alderman Lane, that this item be approved. Motion passed.

Item No.5: MOVED by Alderman Trainor, seconded by Alderman Butler, that this item be approved. Motion passed.

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ADDITIONAL BORROWING - \$50,000.00 - SAINT JOSEPH'S SCHOOL

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a letter was submitted from the Board of School Commissioners requesting City Council to authorize a Borrowing Resolution in the amount of \$50,000.00 to provide the Board with sufficient money to complete the addition to Saint Joseph's School.

Your Committee recommends that the Borrowing be approved.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Abbott, seconded by Alderman Connolly, that the report be approved. Motion passed unanimously, the following Aldermen being present and voting therefor: Aldermen DeWolf, Breen, Abbott, Lane, Butler, Macdonald, Fox, Ferguson, Healy, Trainor, Connolly and O'Brien.

The overall cost of this School was questioned by Alderman Trainor as there has been a lot of criticism with respect to elaborate design and type of construction.

Alderman Lane referred to the School Board Minutes which read as follows:

242,750 cu.ft. @ \$1.10 ..... \$ 267,025.00

To Add:

Boiler Room changes ..... 15,000.00

Electrical Services ..... 1,000.00

Renovations in basement ..... 4,500.00

TOTAL ..... \$ 299,663.00

February There was a saving of almost \$26,000.00 by a change being made in the specifications.

It was pointed out by Alderman Abbott that after allowing for the special items and extra foundation required for this School, the price per cubic foot was very close to that of Richmond School.

Alderman Trainor felt that the curtain wall type of construction was more expensive than the ordinary brick and mortar type.

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The School Board Minutes contained a reference to the effect that, in future buildings, the Board advise the architect, in more specific detail, just what is required as to size, construction, material and also the style of architecture in order that the Board not be faced with future plans which are too elaborate.

A Borrowing Resolution in the amount of \$50,000.00 was submitted.

MOVED by Alderman Ferguson, seconded by Alderman Abbott, that the Resolution be approved. Motion passed unanimously, the following Aldermen being present and voting therefor: Aldermen DeWolf, Breen, Abbott, Lane, Butler, Macdonald, Fox, Ferguson, Healy, Trainor, Connolly, and O'Brien.

ADDITIONAL FUNDS - PAYNE-ROSS LIMITED - RECRUITING CITY MANAGER

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, it was agreed to recommend that the sum of \$1,000.00 be included in the 1961 Budget to defray additional expenses incurred by Payne-Ross Limited in connection with the recruiting of a City Manager.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Abbott, seconded by Alderman Lane, that the report be approved. Motion passed.

SALE OF LAND - NO. 213 BAYERS ROAD (CITY-OWNED LAND)

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Committee on Works recommending that a parcel of City-owned land, as shown on Drawing No. P/200-223, be sold to the owner of No. 213 Bayers Road and that the price to be paid be determined by an independent appraiser.

Your Committee recommends that the land be sold subject to the rezoning being approved and subject to acceptance by the purchaser of the price set for the land; and that the Acting City Manager confer with the City Assessor and Compensation Officer to arrive at a suggested price which is to be considered at a special meeting of the Finance Committee to be held prior to the Council meeting scheduled for March 2nd.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

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As a Public Hearing is scheduled on the matter of rezoning this land from R-2 Zone to R-3 Zone, it was MOVED by Alderman O'Brien and seconded by Alderman Connolly, that the matter be deferred until the Public Hearing referred to is held. Motion passed.

TRANSPORTATION EXPENSES - MR. D. A. BARKER - ASSISTANT PLANNER I

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a letter was submitted from the Commissioner of Works requesting authorization of the payment of the sum of \$500.00 toward the transportation expenses of Mr. D. A. Barker from Southern Rhodesia. Mr. Barker has been appointed Assistant Planner I and will be commencing work on April 1, 1961.

Your Committee recommends that the payment be approved.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman O'Brien, seconded by Alderman Abbott, that the report be approved. Motion passed.

SUPPLEMENTARY GRANT - \$12.13 - MR. JOSEPH LAPIERRE

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Commissioner of Finance advising that Mr. Joseph LaPierre had been retired by the Retirement Committee at an annual pension of \$1,735.07 on February 7, 1961, and is entitled to a Supplementary Grant of \$12.13, giving him an annual pension of \$1,747.20 effective as of February 15, 1961.

Your Committee recommends that the Supplementary Grant be approved.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman DeWolf, seconded by Alderman Ferguson, that the report be approved. Motion passed.

DAYLIGHT SAVING TIME - APRIL 30 TO OCTOBER 29, 1961

To His Worship the Mayor and Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, it was agreed to recommend that Daylight Saving Time for 1961 be observed from 12:01 a.m. Sunday, April 30th to 12:01 a.m. Sunday, October 29th.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

Council,  
February 16, 1961.

MOVED by Alderman Lane, seconded by Alderman Abbott, that the report be approved. Motion passed.

ADVERTISEMENTS - CONGRATULATIONS TO THE TOWN OF DARTMOUTH BECOMING A CITY

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, the matter of inserting an advertisement in the Halifax and Dartmouth papers in honor of Dartmouth becoming a City, was considered.

Your Committee recommends that the sum of not more than \$500.00 be included in the 1961 Budget to cover the cost of these advertisements; the space in each paper to be at the discretion of His Worship the Mayor.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

Alderman O'Brien suggested a more economical method of congratulating the City of Dartmouth other than a newspaper advertisement.

Alderman Trainor suggested a mace for their Council Chamber.

MOVED by Alderman O'Brien, seconded by Alderman Trainor, that His Worship the Mayor give consideration to a suitably engraved gift or mace. Motion passed.

REMOVAL OF ROCK - DUFFUS & BARRINGTON STREETS (MULGRAVE PARK)

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Committee on Works recommending the removal of 150 cubic yards of rock at the corner of Duffus and Barrington Streets, at a cost of \$10.00 per cubic yard in conjunction with Central Mortgage and Housing Corporation.

Your Committee concurs in this recommendation and requests the Commissioner of Works to look into the possibility of securing a lower cost per cubic yard, but if not, that the \$10.00 be set as the maximum.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

At the request of the Commissioner of Works, it was MOVED by Alderman Ferguson, seconded by Alderman Abbott, that the matter be referred back to the Finance and Executive Committee for further consideration. Motion passed.



Council,  
February 16, 1961.

PURCHASE OF LAND FOR STREET WIDENING - KEMPT ROAD

To His Worship the Mayor and  
Members of the City Council.

At a meeting of the Finance and Executive Committee held on February 7, 1961, a report was submitted from the Committee on Works recommending that the City purchase from Canadian Westinghouse Limited 5,680 square feet of land at \$1.10 - (\$6,248.00), and pay half the cost of a retaining wall estimated at \$14,000.00 - (\$7,000.00), making a total of \$13,248.00.

In addition, the Commissioner of Works recommended the immediate removal of rock from the land at a cost of \$10,000.00 for which funds are available.

Your Committee recommends that the removal of rock begin immediately and that the Acting City Manager complete negotiations with the Company on the purchase of the land and half cost of the retaining wall.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman Ferguson, seconded by Alderman Trainor, that the report be approved with the proviso that suitable plans be drawn by the Company, that joint tenders be called and presented to the Company, and that the City be represented at the opening of same. Motion passed.

The Commissioner of Works advised that plans are now being prepared.

LETTER - S. ARTHUR SMITH - NO.1 DRUMMOND COURT

1 Drummond Court,  
Halifax, Nova Scotia,  
January 30, 1961.

Mayor and Aldermen,  
City Council,  
City of Halifax,  
Halifax, Nova Scotia.

Request this matter be brought before the City Council

Gentlemen:

Re: Construction of Garage and extension to the single family dwelling at Civic No. 3 Drummond Court.

In view of the fact that a modification of the Building Code has been approved by City Council with respect to the location and construction of a garage at Civic No.3 Drummond Court, I am interested to know, as property owner of the adjoining property, namely No.1 Drummond Court, if I can expect the same modification of the Building Code to erect a garage of similar construction and in a similar location on my property at a later date should I desire to do so.

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Failing this permission from City Council, I feel the re-sale value of my property has been considerably reduced by the modification made to No.3.

I would appreciate your consideration in this matter and an early reply.

Yours truly,

S. ARTHUR SMITH.

The letter was referred to the Town Planning Board for consideration.

BARBER SHOPS OPEN ON SATURDAY - CLOSED ON MONDAY

The Mayor and Members of City Council.

Gentlemen:

I am the proprietor of a barber shop which I opened for business recently in the Bayers Road Shopping Centre. It would seem to me that it would be a great convenience to my customers if I were permitted to remain open on Saturdays, which I am not permitted to do as the law presently exists.

I have been requested by many people who are unable to take time out during the week to obtain my services. I also understand that there are many other barbers in the City of Halifax who would open their shops on Saturdays.

If this suggestion is objectionable on the grounds that a six day work week be created then in that event, I would respectfully suggest that the barber shops remain closed on Mondays instead of Saturdays.

Yours very truly,

CARL JAMES KELLY.

The letter was referred to the Finance and Executive Committee for consideration.

BRIEF - RETAIL GASOLINE DEALER'S ASSOCIATION

A letter and brief were submitted from the Halifax County Retail Gasoline Dealer's Association respecting the present and future requirements of service stations in the Halifax area.

MOVED by Alderman O'Brien, seconded by Alderman Trainor, that the matter be referred to the Town Planning Board for consideration. Motion passed.

PROCLAIMING 1960 LEGISLATION PERTAINING  
TO FILLING STATION APPLICATIONS

His Worship the Mayor referred to the procedure involved whereby applications for filling stations are approved by the Council upon receipt of a report from the Town Planning Board as provided in the 1960 Acts.

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He pointed out (1) that when he was an Alderman, he advocated this kind of policy but now occupying the Mayor's Chair, he found himself in an invidious position where he has to act against the principle which he advocated in the first place. He referred to a case in the Committee on Works, with 5 members present with a vote of 3 to 2 against an application for a filling station. According to an opinion from the Legal Department, he must vote on the application and then again in the event of a tie which gives him two votes. (2) Under Council Rules of Order, a matter resolved in the negative cannot be again considered until 2 months have elapsed. He asked if those Rules applied to the Committee on Works to which the City Solicitor replied that there were no Rules governing Committees.

In answer to a question from His Worship the Mayor, the City Solicitor informed the Council that the 1960 legislation was not in effect at the present time because it required a proclamation by the Governor-in-Council before it became operative.

His Worship the Mayor felt that Council should request the proclamation of the section concerning filling stations immediately.

MOVED by Alderman O'Brien, seconded by Alderman Abbott, that His Worship the Mayor make a request to the Governor-in-Council to proclaim Section 4 of Chapter 66 of the Acts of Nova Scotia, 1960, amending Section 797 of the City Charter which requires applications for filling stations to be approved by the City Council after receipt of a report from the Town Planning Board. Motion passed.

REPORTS - SMOKE ABATEMENT ADVISORY BOARD

Reports covering the following subjects:

1. Prosecution of Violators;
2. Services - Combustion Engineer;
3. Smoke Nuisance - Nova Scotia Light and Power Company Limited;

were deferred until the next regular meeting of Council.

Council,  
February 16, 1961.

LETTER- OFFICE OF THE DEPUTY MINISTER, OTTAWA - RE: PARCEL  
OF LAND CORNER CONNOLLY STREET AND CHESTER AVENUE

The following letter submitted:

Office of the Deputy Minister,  
Ottawa, Ontario,  
14th December, 1960,

File: 5150-H15/25 Vol.4.

His Worship Mayor Lloyd,  
Mayor of the City of Halifax,  
City Hall,  
Halifax, Nova Scotia.

Dear Mayor Lloyd:

On the occasion of his visit to Halifax some months ago, Mr. F. D. Millar, my Superintendent of Properties, was informed by Mayor Vaughan that the City had a critical requirement for a parcel of land owned by this department. The land concerned is located at the corner of Connolly Street and Chester Avenue and, I understand, would be used by the City, if acquired, as a site for a new City Public School.

The subject of the department's future proposed use of this site has been reviewed and it has been determined that the property can be declared surplus to departmental requirements. This will have the effect of turning the property over to Crown Assets Disposal Corporation for disposal action. The Public School Board of the City of Halifax will be recorded on the surplus declaration as one of the parties interested in acquiring the property. Crown Assets Disposal Corporation will, no doubt, communicate with the School Board in this regard. If, in the meantime, the School Board Secretary wishes to record the Board's interest in the property with the Disposal Corporation, their address is Trade and Commerce Building, Wellington Street, Ottawa.

Yours sincerely,  
F. D. MILLAR,  
For - E. G. ARMSTRONG,  
DEPUTY MINISTER.

MOVED by Alderman Connolly, seconded by Alderman O'Brien, that the Acting City Manager inform Crown Assets Disposal Corporation that the City of Halifax is interested in negotiating the acquisition of this land. Motion passed.

LEGISLATION - 1961

His Worship the Mayor advised Council that he would be submitting a suggestion to Council respecting legislation pertaining to tax matters for the Year 1962. He further advised that he had instructed the City Solicitor to draft legislation covering the proposal which would be presented on Monday, February 20th.

Council,  
February 16, 1961.

APPOINTMENT OF ENGINEERS FOR DESIGN OF BICENTENNIAL  
ENTRANCE TO CITY OF HALIFAX

His Worship the Mayor: "At the last meeting of Council, I reported to you, following the meeting with the Minister, it was recommended that Mr. Wickwire and Mr. West be responsible for nominating to the Province and to the City, the name of the firm of consulting engineers to undertake this design and supervision job of Bicentennial Drive. We now have their report."

The following report was submitted and read:

Halifax, Nova Scotia,  
February 6, 1961.

Mayor John E. Lloyd,  
Mayor of Halifax,  
Halifax, N. S.

Honourable G. I. Smith,  
Minister of Highways,  
Halifax, N. S.

Dear Sir:           Re: Proposed City of Halifax Entrance  
                          from Bicentennial Drive

Pursuant to the meeting on February 3, 1961, between Mayor John E. Lloyd, Mayor of Halifax, and Honourable G. I. Smith, Minister of Highways, the undersigned were directed to make an examination into who should be given the responsibility for the detailed design and engineering of the proposed City of Halifax entrance from Bicentennial Drive.

The undersigned have carefully considered the matter and it is their joint recommendation that the foregoing design and engineering work be made the responsibility of A. D. Margison and Associates Limited, Toronto, Canada, and J. Philip Vaughan, Consulting Engineer, Halifax, Nova Scotia.

Yours very truly,

(signed)

George F. West,  
Commissioner of Works,  
City of Halifax.

(signed)

J. L. Wickwire,  
Deputy Minister of Highways,  
Province of Nova Scotia.

His Worship the Mayor: "I think for the purpose of the record, we must draw to your attention that a letter has been received from Whitman, Benn and Associates addressed to the members of the Council, I presume you all have copies of it, making certain representations with respect to their nomination for this post."

Alderman Trainor: "I would like to move that we not accept the

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recommendation of Mr. West with regard to the appointment of A. D. Margison and Associates and J. Philip Vaughan as Design Engineers for the Bicentennial Entrance to the City. In making this motion, I would like to say that I'm not happy personally with the fact that outside or Toronto firms have to be hired to do this type of technical design. I feel that we have, in the City of Halifax, at least five qualified firms who are capable of designing this project. We should encourage that the design of the Bicentennial Entrance be kept in the Halifax area with the exception of high technical consultation which is required, for it gives employment to local engineers who are graduates of the Nova Scotia Technical College, and also helps those local engineering offices develop their staff and thus, in the future, no thought would have to be given to the possibility of hiring outside engineers."

Alderman Macdonald: "I would be glad to second that motion. I feel myself, as the Deputy Mayor does, that we do have the qualified people in our City----people who have already done extensive survey work for us----and who certainly have the background and advantage of perhaps much of the survey work that was done in the City in connection with traffic and many other things----two or three which I have in mind. I know there are firms in Halifax, as the Deputy Mayor says, who have a number of employees; they contribute to the economy of Halifax and just why an outside firm from Toronto was suggested or recommended, I cannot see, considering in the light of what has been done by these Halifax firms in the City, and so far as I know, there have been no serious criticisms or complaints.

"I'm thinking about the firm that we have received a brochure from today. I understand that the head of this firm, Doctor Whitman, is one of the most outstanding men in this field of work in Canada. He is a professional man. For those reasons, I don't see why we should have to go to Toronto to get experts to do this work."

Alderman Trainor: "In making my motion, I want it made clear that Mr. West and Mr. Wickwire meet again, come back and bring to this Council, and also to the Province, their recommendation for another firm of engineers."

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His Worship the Mayor: "To reconsider their recommendation and make another one to the joint Governments in this matter."

Alderman Trainor: "Yes. I don't feel that any member of this Council is in a position to decide what technical people we should engage."

His Worship the Mayor: "If you're going to ask your technical people to make the recommendation, it would seem that you put yourself in the position that you very often do, with say appointments to positions. You say: 'No, we're not satisfied; come back with another recommendation'. You express, as you do in broad terms, your viewpoints. After all, there are other firms besides the ones that were recommended and it is also a fact, I believe, Mr. West, that the ones that you recommended were Margison and Associates were they, or how did you recommend it?"

Mr. West: "A. D. Margison and Associates and J. Philip Vaughan."

His Worship the Mayor: "Who would be the responsible people for this-----Vaughan or Margison?"

Mr. West: "Actually, I think very much of the design will be done by the Halifax man in the person of Philip Vaughan. The architectural treatment of this particular project and any traffic studies that may have to be undertaken further than what has already been done, will be done by A. D. Margison and Associates who have established quite a reputation in this field for highway, overpass and bridge work in other parts of Canada."

Alderman Iane: "I would like to rise to add to what has already been said by some of the Aldermen in that we should look to our own talent in this area. I cannot quite follow the thinking of Mr. Wickwire and Mr. West, in not considering the matter of continuity in a matter of this sort. If they do not regard continuity as important in following this through, then why is this not possible-----to have it tendered for as we do everything else? Why do we not advertise the fact that we want Consultant Engineers or engineers to design this highway, or is that against the principles of the Province? Might I ask Mr. West if he was pressured into this by Mr. Wickwire, or did he have an idea of his own?"

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Mr. West: "I hope the Alderman isn't serious in that statement."

Alderman Lane: "I am very serious."

Mr. West: "I don't think I'm ever pressured into anything. I have a mind of my own. Mr. Wickwire and I met, with no one else in the room, and we went over the various consultants with whom we are familiar. We decided, as we thought in our judgment, this was a good arrangement. The local engineer we recommended was educated here with a very high scholastic record and has been working in this type of work for a good many years. He lives here and he has a staff of four or five people who also live here and spend their money here. As far as calling for tenders is concerned, I don't think it is ethical to ask for tenders on professional services like this any more than you would call for tenders when you are looking for a doctor or a dentist."

"All of those things were taken into consideration. I, speaking for George F. West, was not pressured and will not be pressured on anything, good or bad."

His Worship the Mayor: "The suggestion of pressure is unfortunate here, I think."

Alderman Lane: "I have a right, as a member of this Council, to express my opinion in my own words and 'pressure' is the word I used."

His Worship the Mayor: "You're suggesting you believe there was pressure, Alderman Lane?"

Alderman Lane: "I'm suggesting that the Province, who is paying 60% of the cost, may have felt they had a prior right to a choice."

His Worship the Mayor: "In that sense, I understand."

Alderman DeWolf: "I understand that the cost of this was going to be well over a million dollars. I raised the question about the railway and it can't be moved. I have to accept that. I assume the railway said 'No'."

His Worship the Mayor: "That is right."

Alderman DeWolf: "Is there any way of putting a traffic circle at the foot of School Avenue without ruining the property on the other side of



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the railway, without having to go over Howe Avenue? If it could be done, it would be a lot cheaper. Has any thought been given to it? I would like to know."

His Worship the Mayor: "The history, as I understand it, is this: The Province of Nova Scotia had proposed a traffic circle at this entrance to the City. The former Mayor thought that possibly some other entrance, Mumford Road, might be suitable. He instructed our Planning Director to examine it to the best of his ability as a Planner, not as a Traffic Authority, to see if Mumford Road was feasible. This report was filed with us. This indicated some differences of opinion, so it was agreed that A. D. Margison and Associates should referee this matter. These are facts only. A. D. Margison and Associates refereed the matter, examined the question and came up with the recommendation on the entrance via School Avenue. They also submitted some sketch plans, some projections of costs and other details."

Alderman DeWolf: "That plan took in Mumford Road. It was quite elaborate. It took in the cemetery which the owners said they didn't want taken in."

His Worship the Mayor: "Mr. Munnich was asked to look at Mumford Road approach and he did the best he could. I put this question deliberately to Mr. Wickwire today, knowing it was on the Agenda. I asked him about the original history and I said: 'Do you still abandon the idea of a traffic circle as you originally proposed? Do you consider the impractical in the light of Margison's and other reports?' He said, 'Very definitely, yes.'"

Alderman DeWolf: "From a traffic standpoint, that may be proper. To the layman, it doesn't seem proper."

His Worship the Mayor: "He went on further to say that the Margison Company had submitted their sketch plans, together with their reports on this approach entrance, to the City. He also stated that, at that point, there was disagreement evidenced in the Council and the Council, of its own action, desired to engage another consulting firm to study all the approaches-----Whitman, Benn and Associates. Mr. Wickwire pointed out that

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Whitman, Benn and Associates did not change, as far as he could see, the estimates of cost on this project. They accepted those generally of the Margison Company. He said the reason that the Minister felt that they should not share in the costs of Whitman, Benn was substantially that Whitman, Benn had confirmed the recommendations of Margison. They felt, from their point of view of continuity, it was Margison's basic sketch, you might say, or sketch design, that influenced him in his recommendation. To some extent, they did have some continuity. I assured him that he had come to an independent decision on this matter, asking the question that has been asked of Mr. West tonight and he said: 'This is the way we arrived at it; it is certainly our independent consideration'. I said, 'Do you have any further reflections on the matter?'. He said, 'No!'

"He still feels this is the recommendation which should be made. He wanted to make sure that I understood the letter which was received by us, and if it was correctly interpreted."

Alderman Lane: "Is there a letter on file from the Honourable G. I. Smith intimating that following a meeting with the City, it was understood that the firm of Whitman, Benn and Associates would not be acceptable to the City?"

His Worship the Mayor: "I don't believe that such a letter is evident."

Alderman Lane: "You have not seen such a letter?"

His Worship the Mayor: "I don't recall."

Alderman Lane: "Mr. West has not seen such a letter?"

His Worship the Mayor: "This was suggested to me by Mr. Benn in a visit to my office with Mr. Romkey and Mr. West."

Alderman Lane: "That is why I want it answered."

His Worship the Mayor: "In dealing with people such as these who are making representations as to their particular skills and qualifications, I think it is wise to have members of staff present. Mr. Benn indicated to me that he was aware of some memo or some minutes which presumably, somewhere he had seen, indicated that Whitman, Benn was not acceptable to the City

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Council. I do not recall seeing such a memo. May I say to you, so as to dispel all fears on this matter, when we met in the Minister's Office, the Minister asked the question 'Who do you think should do this work?' Whitman, Benn's name came up. I said, 'I am not sure, for this particular job, whether Whitman, Benn would be acceptable'. I was to go on and talk about other people as well. I don't know the relative skills of these people in this field. When one of the Aldermen, I believe, suggested why don't we follow the usual procedure in City Council in having a staff recommendation? Is that not correct, Alderman O'Brien?"

Alderman O'Brien: "That is substantially as I recall it."

His Worship the Mayor: Then the Minister thought that would also be the best procedure. In other words, Aldermen would not be recommending who should get it or who should not get it. It was left to Mr. Wickwire and Mr. West to make their independent recommendation. That is what took place at the meeting; whatever may be recorded in a memo, in the minutes, in a letter, and nothing more or nothing less.

"Subsequently, Mr. Benn telephoned me from Montreal about another matter and he said that on Wednesday, he would have ready for us a reply to a matter involving North Street on which he had been asked to report---North Street Bridge approaches. He asked me whether or not the City had taken any action to select engineers. I told him of the action taken by the Committee at the meeting with the Minister. It was then that he informed that at the Minister's Office, apparently he had read some memo that his Company was not acceptable to the City. It wasn't put in those words whatever memo, minute, other pieces of paper, private information, private sources of information from a private conference that Mr. Benn may have obtained."

Alderman O'Brien: "I just want to indicate that I was going to vote for the motion and the reasons why I question the recommendation are basically these: When we had the Margison Report, there was a real question as to some of the dates involved. It seemed like a very quick job and from that experience, and this can be checked by reference to the discussion in Council on it, I had some reservations about that firm. I also was not

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favourably impressed by the representations made with respect to the North West Arm Bridge by Mr. Vaughan and, therefore, I would prefer if the staff people would look at the matter again, feeling that none of the other firms have been rejected by the City Council and that if qualified staff people are available in the City to do the job, and all other things being equal, that we would prefer a recommendation of people who could do the job in the City."

Alderman Macdonald: "I recall when the matter of the Margison Report was being discussed, I think there was a Public Hearing and I think there was one gentleman representing the area on Bayers Road. I believe he said this survey was made by one man in 14 days. I stand to be corrected on that. That seems to be a very short period of time for one man to do a job of that magnitude. I wanted to ask Mr. West if, in his opinion, that a firm who have done perhaps extensive survey work all around Halifax, the knowledge that they have gained by doing this work; could that be applied? The knowledge gained by a firm who did this extensive survey work; would it not be an advantage to them in applying the needs and structural design of this bridge in keeping with what they have perhaps discovered throughout all the area surveys they have made?"

His Worship the Mayor: "Before I answer your question Alderman, do I understand that the spirit of the resolution is that the two gentlemen who are to nominate, are to review the qualifications of all firms in the Halifax area? Is it merely to review them and again report, or do you reject this recommendation?"

Alderman Trainor: "I moved that we not accept the recommendation of Mr. West with regard to the appointment."

His Worship the Mayor: "You would expect them to receive from all persons, I take it; you mentioned four or five firms; I don't know how many there are."

Alderman Trainor: "I think there are at least five."

His Worship the Mayor: "You would expect them to enquire fully into the qualifications of all firms available in Halifax, with staffs in Halifax, for this kind of work?"

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Alderman Trainor: "That is right. Both with staff available in Halifax to do their work, and also past performances of what jobs they have designed and supervised. This recommendation is to come from our technical staff."

AMENDING BY-LAW

The motion as moved by Alderman Trainor and seconded by Alderman Macdonald follows:

- (a) That the recommendation of Messrs. West and Wickwire with regard to the appointment of A. D. Margison and Associates and J. Philip Vaughan as Design Engineers for the Bicentennial Entrance to the City, be not accepted;
- (b) That they reconsider their recommendation and enquire fully into the qualifications of all firms in Halifax, with staffs in Halifax for this type of work, as well as the past performance of the jobs they have designed and supervised;
- (c) That they submit another recommendation to both Governments for consideration.

His Worship the Mayor: "Alderman Macdonald, I believe your question was not answered. You did direct a question to the Commissioner of Works."

At this point Alderman Macdonald suggested that Mr. P. A. Benn of Whitman, Benn and Associates be heard but His Worship the Mayor suggested that all firms should be heard rather than just one.

Alderman O'Brien suggested that the staff hear them.

The motion was put and passed.

PETER PAN MOTEL - BRUNSWICK STREET

Alderman DeWolf requested information as to the status of the proposed Peter Pan Motel on Brunswick Street.

His Worship the Mayor stated that at the last meeting of the Redevelopment Committee the Acting City Manager was requested to review the documents and contractual obligations and make a full report to the members of Council.

AMENDING SECTION 739A - CITY CHARTER - OCCUPANCY PERMITS

Alderman Ferguson suggested that City staff should prepare legislation to amend Section 739A of the City Charter dealing with occupancy permits and submit it to the Legislature where the power would be restored to

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to the Building Inspector.

The City Solicitor advised that the item would be presented in legislation for the next meeting of Council.

PLUMBING BY-LAW

Alderman Ferguson referred to the matter of securing legislation whereby certain inspectors would be brought under the Building Inspector as there was some question having to do with authority.

The Commissioner of Works advised that the Alderman was referring to an amendment to the Plumbing By-Law.

The Alderman then requested the Commissioner to process the matter as soon as possible.

OUTDOOR SKATING ON COMMONS

Alderman Healy asked if it would be possible to have some outdoor skating on the Commons as in years past when the Firemen flooded the ice surface.

The City Clerk was requested to enquire of Mr. Ziai as to what the policy is and that he (Mr. Ziai) communicate with the Alderman on the subject.

NOTICE OF ACTION - MCINNES, COOPER  
AND ROBERTSON - HILL THE MOVER

The following Notice of Action against the City was submitted:

35 Bedford Row,  
Halifax, N. S.,  
February 15, 1961.

Without Prejudice

Dear Mr. Stoddard: Re: Damage to Furniture Van - Corner Walnut and Watt  
Streets, Halifax - October 31, 1960 -  
Hill the Mover (Canada) Limited

We thank you for your letter of January 31st in which you advise that the claim put forward in our letter to you of December 28th, 1960, has been referred to Mr. Doyle, the City Solicitor. We will look forward to hearing from Mr. Doyle or yourself further in this connection in due course.

As indicated in our previous letter, we are concerned in connection with the provisions of the City Charter relating to notice of claims and limitation of actions. Due to the time which has now elapsed we think it necessary, in order to protect our client's position, to give you the notice of intended action which is required by the Halifax City Charter. Such notice and copy accompanies this letter.

Yours very truly,

MCINNES, COOPER AND ROBERTSON.

R.H. Stoddard, Esq.,  
City Clerk,  
City Hall,  
Halifax, Nova Scotia.

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IN THE MATTER OF an intended action  
against the City of  
Halifax

TAKE NOTICE that the undersigned intends to commence an action against the City of Halifax in the Supreme Court of Nova Scotia on behalf of Hill the Mover (Canada) Limited.

The said action will be brought by Hill the Mover (Canada) Limited for damages for misfeasance in planting and maintaining a tree situated on the corner of Walnut and Watt Streets in the City of Halifax and permitting said tree to encroach upon and obstruct the travelled portion of the public street and roadway, for misfeasance in failure to prune and care for the tree properly, for misuse of the highway, and for negligence creating a nuisance or trap on the Highway. The damages were sustained at approximately 6:30 p.m., October 31st, A. D. 1960.

DATED at Halifax in the County of Halifax, Province of Nova Scotia, this 15th day of February, 1961.

MEINNES, COOPER AND ROBERTSON.

TO: R. H. Stoddard, Esq.,  
City Clerk,  
City Hall,  
Halifax, Nova Scotia.

The City Solicitor was instructed to check the height of that particular vehicle.

The City Solicitor advised that his Department had already denied liability in this case.

APPLICATION TO REZONE NO.120 MORRIS STREET  
FROM R3 ZONE TO C2 ZONE

MOVED by Alderman Trainor, seconded by Alderman O'Brien, that the application be referred to the Town Planning Board for consideration.

Motion passed.

Meeting adjourned:

10:40 p.m.

HEADLINES

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JOHN E. LLOYD,  
MAYOR AND CHAIRMAN.

R. H. STODDARD,  
CITY CLERK.



CITY COUNCIL MINUTES  
SPECIAL MEETING

Council Chamber,  
City Hall,  
Halifax, N. S.,  
February 20, 1961,  
7:35 p.m.

A Special Meeting of the City Council was held on the above date.

After the meeting was called to order by the Chairman, the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present His Worship the Mayor, Chairman; Aldermen DeWolf, Breen, Abbott, Lane, Macdonald, Butler, Fox, Healy, Trainor, Connolly, O'Brien and Greenwood.

Also present were Messrs. L. M. Romkey, R. H. Stoddard, W. J. Clancey, T. C. Doyle, L. Mitchell, G. F. West, J. F. Thomson, V. W. Mitchell, A. P. Flynn, H. Brennan, H. K. Randall and Dr. E. M. Fogo.

The meeting was called specially to consider the following items:

1. 1961 Legislation
2. 1961 Budget
3. Resolution Re: Grants
4. Tax Concession W. H. Schwartz & Sons Limited

TAX CONCESSION - W. H. SCHWARTZ & SONS LIMITED

To: His Worship the Mayor and Members of the City Council.

From: L. M. Romkey, Acting City Manager.

Date: February 20, 1961.

Subject: Tax Concession - W. H. Schwartz & Sons Limited.

Mr. W. H. C. Schwartz, President of W. H. Schwartz & Sons Limited and his solicitor, Mr. Gordon S. Cowan, Q. C., met with His Worship the Mayor and the writer to discuss the request from W. H. Schwartz & Sons Limited of a further tax exemption which they have been enjoying for a period of 20 years. After considerable discussion on the subject and carefully reviewing the previous exemption, it was decided to recommend to City Council that the firm of W. H. Schwartz & Sons Limited be granted exemption from business occupancy tax on real property so long as the property is used for industrial purposes located at 109-111 Cornwallis Street and 826 Barrington Street for a three (3) year period commencing with the Civic year 1961 which is on the same basis as the tax exemption to Moir's Limited and the Halifax Shipyards Limited. Our City Solicitor has been instructed to prepare the necessary legislation.

Respectfully submitted,

L. M. ROMKEY,  
ACTING CITY MANAGER.