

CITY COUNCIL  
MINUTES

*Dr. E. M. Fogo*

Council Chamber,  
City Hall,  
Halifax, N. S.,  
January 2, 1964,  
8:00 P. M.

A meeting of the City Council was held on the above date.

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

There were present: His Worship the Mayor, Chairman and Aldermen Black, Abbott, Lane, A. M. Butler, Meagher, LeBlanc, Trainor, Healy, Richard, O'Brien and H. W. Butler.

Also present were Messrs. P. F. C. Byars, L. Mitchell, R. H. Stoddard, W. J. Clancey, L. M. Romkey, J. F. Thomson, R. B. Grant, V. W. Mitchell, G. F. West, K. Munnich, A. R. Howard and Dr. E. M. Fogo.

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Minutes of the meeting held on December 12, 1963, were approved on motion of Alderman Abbott, seconded by Alderman Trainor.

PETITION FROM RATEPAYERS OF ELECTORAL DISTRICT NO. 3 (SPRYFIELD)  
TO ANNEX WITH CITY OF HALIFAX

A petition, signed by 57 ratepayers of Electoral District No. 3 of the Municipality of the County of Halifax (Spryfield), was submitted requesting City Council to add Electoral District No. 3 to the City of Halifax.

The petition was endorsed by Alderman Richard.

MOVED by Alderman Richard, seconded by Alderman O'Brien, that the petition be filed. Motion passed.

RECOMMENDATIONS - FINANCE AND EXECUTIVE COMMITTEE

The following recommendations were submitted from the Finance and Executive Committee at a meeting held on December 23, 1963:

Report - Dr. Albert Rose Re: Africville

The report of Dr. Albert Rose respecting "Africville" was submitted and the conclusions contained therein were considered as follows:

1. Further studies of the Africville area would not assist in the solution to the problem;
2. The City should declare that it will acquire and clear the properties in the Africville area over a period of about two years and nine months under a carefully phased programme;
3. That persons with title to the property either through possession or by deed should be compensated at full market value. This was in accordance with Staff recommendations;
4. That persons who were the apparent owners of structures but with no legal claim to land should be paid a minimum of \$500.00 with additional compensation to be based on family size and/or marital status.

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The Staff Report recommended a flat payment of \$500.00 in these cases as the owners of the structures would have no legal basis on which to claim compensation;

5. That all families displaced as a result of acquisition and clearance should be offered accommodation in regular public housing projects constructed or to be constructed by the City. Doctor Rose advises against the establishment of a special public housing project for the residents of the area. Doctor Rose's recommendations in respect of rehousing coincide with the original Staff Report;

6. Because of the nature of the community, the problems of employment and accommodation, that extraordinary measures should be taken on the matter of guidance and assistance during the gradual re-allocation process. The detail of the type of assistance suggested is set forth within the body of the report.

Your Committee makes the following recommendations:

(a) that the report of Dr. Albert Rose respecting Africville be approved in principle;

(b) that the City Manager be directed to take the necessary action towards implementation of the specific recommendations contained therein by April 1, 1964;

(c) that the City Solicitor be directed to prepare the draft legislation required to permit implementation of the recommendations.

MOVED by Alderman Abbott, seconded by Alderman Lane, that the recommendation be approved.

His Worship the Mayor said that when the matter of Africville had been considered by Council in September of 1963, before the appointment of Dr. Rose, Mr. Wedderburn, Chairman of the Committee on Human Rights, had addressed Council and had recommended the appointment of Dr. Rose to make a study. He felt that before adopting the recommendation of the Finance and Executive Committee, Mr. Wedderburn, should be given an opportunity to express the views of the Committee on Human Rights on the Report of Dr. Rose.

It was agreed to hear Mr. Wedderburn.

Mr. Wedderburn said that his Committee had not as yet had an opportunity to meet to consider the Report and, therefore, he was not in a position to make any comment.

8:12 p. m. Alderman Macdonald arrives.

MOVED by Alderman O'Brien, seconded by Alderman Meagher, that a decision on the matter be deferred until the next meeting of Council, scheduled for January 16, 1964, and that in the meantime, the City Solicitor be directed to prepare the draft legislation required to implement the recommendations of

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the Finance and Executive Committee, to obviate any delay in securing the legislation should Council approve the recommendations. Motion passed with Aldermen Black and Richard voting "against".

Final Closing Date - Mulgrave Park Project Capital Account

It is recommended that authority be granted to Central Mortgage and Housing Corporation to close the Capital Account of the final 48 units of the Mulgrave Park Housing Project as of December 31, 1962.

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

Collection, Emergency Shelter Rent Accounts

It is recommended that outstanding rental accounts owing by former tenants of the Emergency Shelters, totalling \$17,164.39 be placed in the hands of the Halifax-Dartmouth Credit Exchange Limited for collection on the same terms and conditions as previously submitted.

MOVED by Alderman Lane, seconded by Alderman Trainor, that the recommendation be approved. Motion passed.

Property Settlement - No.2661 Dutch Village Road

It is recommended that the sum of \$1,000.00 plus legal expenses, be paid to Mr. Charles H. A. and Gwendolyn Hartlen as compensation in full for a portion of the property at No.2661 Dutch Village Road, Halifax, Nova Scotia, required for street widening purposes.

MOVED by Alderman Trainor, seconded by Alderman O'Brien, that the recommendation be approved. Motion passed.

Outhit Report - Appointment Sub-Committee

It is recommended that His Worship the Mayor submit his nominations for appointment to a Sub-Committee of the Finance and Executive Committee to consider the recommendations contained in the Staff Study on the Report of W. D. Outhit, Q. C., on Municipal Boundaries and Municipal Representation.

His Worship the Mayor stated that his recommendation is that the Members of the City Charter Committee, (His Worship the Mayor, Chairman and Aldermen O'Brien and Healy) be also appointed the Sub-Committee to consider the recommendations contained in the Staff Study of the Outhit Report.

MOVED by Alderman Black, seconded by Alderman H. W. Butler, that the recommendation of His Worship the Mayor be approved. Motion passed.

At this time His Worship the Mayor welcomed Mayor Joseph Zatzman of the City of Dartmouth, who was in the gallery as a spectator, and invited him to take one of the vacant Council seats.

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Widow's Pension - Mrs. Jessie Jennex - \$2,944.20

It is recommended that Mrs. Jessie Loetta Jennex, widow of the late Constable Roy Jennex, be paid an annual allowance of \$2,794.20 retroactive to December 1, 1963, for as long as she lives or until she remarries, plus the sum of \$150.00 per annum for one child until he reaches the age of 16 years, payments of such allowances to be deferred until January 25, 1965.

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

City-owned Property - No.1599 Barrington Street

It is recommended that Mr. F. E. Anthony, who had requested that the City sell to him the City-owned property at No.1599 Barrington Street, be advised that such property is not available for sale.

MOVED by Alderman O'Brien, seconded by Alderman Trainor, that the recommendation be approved. Motion passed.

Remuneration - Office of Mayor

It is recommended that the indemnity paid to the Mayor be adjusted from \$10,000.00 to \$15,000.00 per annum with effect from January 1, 1964, and that provision for such adjustment be made in the 1964 Budget.

Alderman A. M. Butler, presented a formal Resolution, as follows, and moved the adoption of same:

WHEREAS by subsection (3) of Section 8 of the Halifax City Charter, 1931, the City Council of the City of Halifax may from time to time by resolution determine the remuneration to be paid to the Mayor;

AND WHEREAS by subsection (3) of Section 9 of the said City Charter, the City Council of the City of Halifax may from time to time by resolution determine the honorarium to be paid to the Deputy Mayor during the period in which he holds such office, in addition to the indemnity or compensation which he receives as an alderman;

AND WHEREAS by subsection (1) of Section 10A of the said City Charter, the City Council of the City of Halifax may from time to time by resolution determine the indemnity or compensation to be paid to each Alderman of the City;

NOW THEREFORE BE IT RESOLVED that the remuneration to be paid to the Mayor of the City of Halifax for the period January 1, 1964 to December 31, 1964, shall be at the rate of Fifteen Thousand Dollars (\$15,000.00) per annum.

AND BE IT FURTHER RESOLVED that the honorarium to be paid to the Deputy Mayor of the City of Halifax during the period January 1, 1964 to December 31, 1964, in which he holds such office, in addition to the indemnity or compensation which he receives as an alderman of the City, shall be at the rate of Five Hundred Dollars (\$500.00) per annum.

AND BE IT FURTHER RESOLVED that the indemnity or compensation to be paid to each alderman of the City of Halifax for the period January 1, 1964 to December 31, 1964, shall be at the rate of Two Thousand Five Hundred Dollars (\$2,500.00) per annum.

The motion was seconded by Alderman Abbott.

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Alderman A. M. Butler referred to the statistics he had presented at the Finance and Executive Committee meeting, supporting his motion and said that he would not repeat them unless requested to do so.

Discussion ensued as a result of the recent Press release issued by the Council of the Halifax Board of Trade which expressed opposition to the proposal to increase the salary of the Mayor, contending that the Office of Mayor, under the Council-Manager form of Government need not be a full-time position.

Alderman O'Brien stated that while he supported the motion he would like to see the matter held in abeyance until the next meeting for two reasons:

1. That it would be unwise to show undue haste; and
2. To give the Board of Trade an opportunity to be more specific in showing how they see the City's affairs being run with a part-time Mayor and what other changes in the City's organization are involved.

MOVED by Alderman O'Brien, seconded by Alderman Lane, that the matter be deferred for consideration at the meeting of Council scheduled for January 16, 1964.

Alderman Meagher asked that information respecting salaries paid to the Mayors of Canadian Cities be given to the members, and the City Manager stated he thought it might be possible to procure same from the Canadian Federation of Mayors and Municipalities.

Alderman LeBlanc asked that the full text of Alderman A. M. Butler's presentation at the Finance and Executive Committee meeting of December 23, 1963 be supplied to all members of Council prior to the meeting of January 16, 1964.

His Worship the Mayor stated that Alderman Butler's presentation would be circulated to all members of Council.

The motion to defer was put and passed.

Extension of Dead-line Date for Proposals - Block "A" - Kempt Road

It is recommended that the time for receiving proposals for Block "A", Kempt Road be extended to February 28, 1964.

MOVED by Alderman O'Brien, seconded by Alderman Trainor, that the recommendation be approved. Motion passed.

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City-owned Land - Rear of No.5889 Inglis Street

It is recommended that Lot 6A at the rear of No.5889 Inglis Street, measuring 15' x 54.4' having no frontage on any street, which was created when the alteration to the subdivision at the rear of the said property was approved, be disposed of without going to public tender call under the authority of Section 618 (f) of the City Charter; and, that the Staff be authorized to negotiate and complete the sale of the said Lot 6A to the abutting owner at a price of \$0.80 per square foot.

MOVED by Alderman Trainor, seconded by Alderman O'Brien, that the recommendation be approved. Motion passed.

Supplementary Appropriation 316"C" - \$25,000.00, Snow Removal

It is recommended that a supplementary appropriation for the amount of \$25,000.00 be provided under the authority of Section 316C of the City Charter, for the purpose of snow removal during the month of December, 1963.

In answer to a question by Alderman O'Brien the Commissioner of Works stated that approximately \$196,000.00 had been spent to date for snow removal. The original appropriation had been for \$125,000.00 which had been supplemented by \$20,000.00, and even with the additional amount of \$25,000.00 the account would be overspent by approximately \$17,000.00.

MOVED by Alderman Abbott, seconded by Alderman Lane, that a supplementary appropriation of \$45,000.00 be authorized under the authority of Section 316C of the City Charter. Motion passed.

SNOW REMOVAL

Alderman Trainor referred to the recent snow storms and expressed dissatisfaction with the manner in which the snow removal operation had been carried out.

He asked that the City Manager be directed to study the matter with the appropriate officials and report with his recommendations as to the need for additional equipment and a different plan of operation for clearing the streets quickly following heavy snowfalls.

He suggested that consideration be given by the Staff to the idea of using snow blowers to throw the snow on vacant land on those streets where this method is possible, such as Chebucto Road, Connaught Avenue, Quinpool Road, around the Commons, Dalhousie University, St. Mary's University, Gottingen Street, Barrington Street, Kempt Road, etc.

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His Worship the Mayor stated that he had already discussed the matter with the City Manager and requested him to direct the Commissioner of Works to submit a review of the present operations and to report on any proposed changes to the present operation considered necessary and whether or not there is a deficiency of equipment.

He said that after receipt of the report from the Commissioner of Works, the City Manager would report to Council.

Alderman Meagher contended that many car owners in Halifax rarely use the provincial highway system, yet they must pay the gasoline tax to the Province, and he felt that an approach should be made to the Provincial Government in an endeavour to obtain an additional grant to assist in the cost of snow removal.

Alderman Macdonald contended that many of the traffic tie-ups experienced during the storms were caused by cars which were not equipped with snow tires, and he asked if an amendment to the Motor Vehicle Act could be sought to make the use of such equipment mandatory during the winter months.

Alderman Lane asked that the Council seek legislation along the lines suggested by Alderman Macdonald, which would assist the Works Department in its snow clearing operations.

Alderman O'Brien expressed the hope that Council will recognize the fact that the recent storm was of an unusual nature and that in the consideration of a more efficient snow removal program, concentration will be placed on the system to be employed rather than on the acquisition of costly equipment which is required only for short periods at spasmodic intervals.

His Worship the Mayor stated that consideration of all the points raised would be given by the City Manager in his report to Council.

Call for Tenders for Demolition of Building Formerly Occupied by Halifax Boys' Club

It is recommended that tenders be called for the demolition of the building at Wellington Court formerly occupied by the Halifax Police Boys' Club.

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

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Appointment - Mr. R. B. Grant to Halifax Housing Authority

It is recommended that Mr. R. B. Grant, Development Officer for the City of Halifax, be appointed to the Halifax Housing Authority, subject to the approval of the Federal and Provincial Governments.

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

REPORT - COMMITTEE ON WORKS

Tenders for Demolition of Buildings - No.17 Starr Street and No.613 Gottingen St.

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on December 23, 1963, considered a tabulation of tenders, as submitted by the City Manager and Commissioner of Works, for the demolition of #17 Starr Street and #613 Gottingen Street.

Acceptance of the following tender was recommended:

- (1) #613 Gottingen Street - John Gray - \$765.00 (City to pay)
- (2) #17 Starr Street - George Redmond - \$688.00 (City to pay).

On motion of Alderman O'Brien, seconded by Alderman Abbott, the Committee approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

REPORT - TOWN PLANNING BOARD

Service Station and Office Building - Northwest Corner Robie Street and Quinpool Road

To His Worship the Mayor and  
Members of the Town Planning Board.

The Town Planning Board at a meeting held on December 17, 1963, considered the matter of a service station at the northwest corner of Robie Street and Quinpool Road.

The Board considered a report from staff dated December 11, 1963, in which they recommended against the proposed development at the Willow Tree and also considered a supplementary report dated December 17, in which the City Manager stated that, because of revised plans submitted by the applicant, he was prepared to recommend in favour of the necessary approvals to successfully develop the property, although the planning objections still apply to the revised scheme.

On motion of Alderman Black, seconded by Alderman Healy, the Board approved the application for a service station at the northwest corner of Robie Street and Quinpool Road, as shown on revised Plan No.P200/1184, and recommended the same to City Council.

Alderman Richard abstained from voting.

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On motion of Alderman Healy, seconded by Alderman Black, the Board approved the rezoning of #2020-2022 Robie Street, #2015-2025 Parker Street and small portions of #6011-6021 Quinpool Road from R3 to C2, and recommended to City Council that a date be set for a public hearing.

On motion of Alderman Butler, seconded by Alderman Healy, the Board approved an alteration to a subdivision at #2014, 2020-2022 Robie Street, #6011-6021 Quinpool Road and #2015-2025 Parker Street, agreed to waive the public hearing, and recommended the same to City Council.

On motion of Alderman Butler, seconded by Alderman Healy, the Board approved a modification of setback requirements for a ten-storey office building at the northwest corner of Robie Street and Quinpool Road and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Macdonald, seconded by Alderman O'Brien, that the recommendations of the Town Planning Board be not approved, and that the application for approval of the proposed development at the northwest corner of Robie Street and Quinpool Road be rejected. Also, that the Staff be directed to make a study of the traffic problem at the Willow Tree Intersection with a view of finding a possible solution; and that the Staff give consideration to the future use of the site as the possible location for a public building within the present educational and institutional complex.

It was agreed to permit Mr. A. W. Garson, representing the South End Development Company Limited, owners of the land in question, to address the Council.

Mr. Garson read a prepared statement which in effect stated that his principals were the victims of the traffic situation at the Willow Tree intersection, rather than the cause of it, and the revised scheme was devised so as not to aggravate the problem. He said that the present building on the site which is obsolete, unsightly, uneconomical to maintain and wasteful in the production of revenue, would be demolished so as to permit the proper redevelopment of the site.

In answer to fears expressed by Alderman Trainor to the effect that if approval is given, the service station would be built and the office building forgotten about, Mr. Garson stated that his Company would be willing to obtain a building permit for the erection of the office building before applying for a permit for the service station.

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He referred to the fact that options which had been taken on certain additional properties required for the proposed development, expire on February 11, 1964 and he asked that Council favorably consider the application at this time.

The motion was put and passed as follows:

FOR THE MOTION: Aldermen Black, Abbott, Lane, Macdonald,  
A. M. Butler, Trainor and O'Brien - 7 -

AGAINST THE MOTION: Aldermen Meagher, LeBlanc, Healy and  
H. W. Butler - 4 -

Rezoning - No.194 Isleville Street (R-2 - C-1)

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board at a meeting held on December 17, 1963, considered a report from the City Manager, recommending against an application for the rezoning of No.194 Isleville Street from R2 to C1.

On motion of Alderman Black, seconded by Alderman Butler, the Board approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Black, seconded by Alderman H. W. Butler,  
that the report be approved. Motion passed.

Alteration to a Subdivision - No.6925 (29) and Lot 161 Flinn Street and  
No. 2370 (30) MacDonald Street

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board at a meeting held on December 17, 1963, considered a report from the City Manager, recommending in favour of an alteration to a subdivision at No.6925 (29) and Lot 161 Flinn Street and No.2370 (30) MacDonald Street, as shown on Drawing No. P200/1178,00-9-15868, in accordance with Section 727 (C) of the City Charter.

On motion of Alderman Black, seconded by Alderman LeBlanc, the Board approved an alteration to a subdivision at No.6925 (29) and Lot 161 Flinn Street and No.2370 (30) MacDonald Street, as shown on Drawing No. P200/1178,00-9-15868, agreed to waive the public hearing, and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Black, seconded by Alderman LeBlanc, that the  
report be approved. Motion passed.

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Modification of Sideyard - No.6150 -6152 (86) Lady Hammond Road

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board at a meeting held on December 17, 1963, considered a report from the City Manager, recommending in favour of a modification of sideyard requirements at No.6150-6152 (86) Lady Hammond Road, as shown on Drawing No. P200/1183, in accordance with Part XV, Paragraph 1(f) of the Zoning By-Law.

The report also suggested that in lieu of a public hearing, the applicant could submit a letter from the adjoining property owners expressing their views on the requested modification.

On motion of Alderman Richard, seconded by Alderman Black, the Board approved the report, requested that the applicant submit a letter from the adjoining property owners expressing their views on the requested modification in lieu of a public hearing, and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Richard, seconded by Alderman Black, that the report be approved. Motion passed.

Modification of Sideyards - No.1061 - 1063 (31) Wellington Street

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board at a meeting held on December 17, 1963, considered a report from the City Manager recommending in favour of a modification of sideyards at No.1061-1063 (31) Wellington Street, as shown on Drawing No. P200/1179 and P200/1120-22, in accordance with Part XV, Paragraph 1(f) of the Zoning By-Law and that no public hearing be held.

On motion of Alderman Black, seconded by Alderman Butler, the Board approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

MOVED by Alderman Black, seconded by Alderman H. W. Butler, that the report be approved. Motion passed.

Alteration - Inglewood "B" Subdivision

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board, at a meeting held on December 17, 1963, considered a report from the City Manager recommending in favour of an alteration to a subdivision at the Inglewood "B" Subdivision, as shown on drawing No. P303/27,00-9-15633, in accordance with Section 727C of the City Charter.

On motion of Alderman Healy, seconded by Alderman Richard, the Board approved an alteration to a subdivision at the Inglewood "B" Subdivision, as shown on drawing no. P303/27,00-9-15633, agreed to waive the public hearing

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and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

Consideration for Conveyances - Lots, Inglewood B Subdivision

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

The Finance and Executive Committee at a meeting held on December 23, 1963, recommended that the consideration for each of the conveyances of the seven lots in the Inglewood "B" Subdivision be set at \$1.00; disposal of the seven lots being as follows:

1. Lots B and F to be leased to the Directors of Point Pleasant Park for public use;
2. Lot A to be conveyed to the Eastern Trust Company, Limited;
3. Lot E to be retained by the Eastern Trust Company, Limited;
4. Portions of former Lot No.37 and Chain Rock Drive to be conveyed to the City of Halifax by Eastern Trust Company, Limited;
5. Lot C to be retained by the City of Halifax.

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

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

REPORTS - SAFETY COMMITTEE

The following recommendations were submitted from the Safety Committee at a meeting held on December 17, 1963:

Traffic Authority

It is recommended that Council request the Legislature of the Province of Nova Scotia, to amend subsection (2) of Section 73 of the Motor Vehicle Act, so that Council may appoint a board composed of the City Manager, the Chief of Police and some other official of the City, to be Traffic Authority of the City of Halifax.

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

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Confirmation of Contract - Twin City Towing Company

The City Manager reported that he had received the legal opinion of the City Solicitor respecting the Twin City Towing Company tender for towing and storage of cars for the Police Department.

The report indicated that "if a formal contract is entered into, it would be contingent upon prompt service and failure on the part of the Company to this condition would give grounds to the City of Halifax to rescind such contract".

It is recommended that the City Solicitor be directed to prepare the necessary contract to be executed by the Mayor and City Clerk on behalf of the City, the said contract to contain a provision that if the Company fails to provide satisfactory service the contract will be cancelled.

MOVED by Alderman Lane, seconded by Alderman Meagher, that the recommendation be approved. Motion passed.

10:20 p. m. Alderman Abbott retires.

MOTION - ALDERMAN HEALY RE: PROVISION OF FUNDS FOR PORTRAIT  
OF SIR JOHN S. D. THOMPSON

MOVED by Alderman Healy, seconded by Alderman Trainor, that Council allocate an amount of money, not to exceed five hundred dollars, to defray expenses of having a portrait painted of Sir John S. D. Thompson, a former Alderman of the City of Halifax, and a former Prime Minister of Canada, and that the portrait, with a suitable inscription be placed in the corridor of City Hall.

Alderman O'Brien asked if it is intended to similarly honour the memory of other distinguished citizens, in the non-political field as well as the political, and if a policy is to be established in this regard; or, if there is only to be a piece-meal approach to the question.

His Worship the Mayor stated that there are a great many illustrious sons of Halifax in many fields of endeavour, such as the professions and arts, whose memory should be commemorated, but that Alderman Healy's motion provides only for Sir John S. D. Thompson, who was the only Alderman to attain the highest political office in the nation.

The motion was then passed.

ACCOUNTS OVER \$500.00

The following accounts over \$500.00 were submitted and recommended for payment by the City Manager:

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<u>VENDOR</u>	<u>AMOUNT</u>
R. K. Kelley & Co. Ltd.	\$ 643.00
Hughes-Owens Co. Ltd.	648.00
L. W. Allen Ltd.	<u>874.25</u>
	<u>\$2,165.25</u>

MOVED by Alderman LeBlanc, seconded by Alderman Macdonald, that the accounts be approved for payment. Motion passed.

REPORT - CITY CHARTER COMMITTEE

To His Worship the Mayor and  
Members of City Council.

The City Charter Committee at a meeting held on December 16, 1963, unanimously agreed to recommend for approval the following Resolution requesting that Section 20 and Sections 29 to 137, inclusive, of the Halifax City Charter, 1963, being Chapter 52, Section 20 and Sections 29 to 137 inclusive of the Statutes of Nova Scotia, 1963, be proclaimed, and that the corresponding existing legislation be repealed:

"BE IT RESOLVED that His Worship the Mayor make a request to the Governor in Council to proclaim Section 20 and Sections 29 to 137, inclusive, of Chapter 52 of the Statutes of Nova Scotia for the year 1963, The Halifax City Charter, including Forms 1 to 17, inclusive, of the Schedule attached thereto, and that the corresponding Sections of the Halifax City Charter, 1931, and Chapter 75 of the Statutes of Nova Scotia for the year 1945, be repealed".

Respectfully submitted,

R. H. STODDARD,  
CITY CLERK.

MOVED by Alderman O'Brien, seconded by Alderman Black, that the recommendation be approved.

In reply to a question by Alderman A. M. Butler, His Worship the Mayor stated that in order to resolve a number of problems it is essential that changes be made in the election procedure as provided for in the old City Charter. One way to resolve these problems would be to seek proclamation of the pertinent sections of the New City Charter, which provide for universal franchise. Alternatively, Council could seek legislation to amend certain sections of the old Charter.

He stated that for some time he had held the view that the franchise should be extended at least to the spouse of a property owner, and if this were done only certain categories of citizens would be excluded from

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voting, some of whom had voted for years but were now excluded because of changed circumstances. He felt that if it were decided to extend the franchise to spouses, it should be made universal.

He also referred to the fact that in the urban areas which are now requesting annexation with Halifax, universal franchise is in effect; and the proposed amalgamation of these areas could be adversely affected if the City did not adopt a similar system.

At the suggestion of Alderman A. M. Butler it was agreed to defer the matter for consideration at the meeting of Council scheduled for January 16, 1964, in order to give the new members of Council an opportunity to further study the matter and to make their representations.

LETTER - HALIFAX RELIEF COMMISSION RE: GRANT FOR NORTH END LIBRARY

Mayor Charles A. Vaughan,  
City Hall,  
Halifax, N. S.

Dear Mr. Mayor:

I am authorized to advise you that the Commission has much pleasure in sending word to you that a grant of \$100,000.00, on the recommendation of the Commission has been authorized by the Minister of Finance towards the cost of a new library in the north end of Halifax, the said grant to serve as an additional memorial to the nearly 1,700 people of the 1917 Halifax Explosion who perished in this great disaster.

At some later time the actual payment of the funds will be arranged, after progressive steps have been taken to get the building under-way.

Yours sincerely,

E. W. CROOKS,  
SECRETARY-MANAGER.

His Worship the Mayor expressed to Alderman A. M. Butler, Chairman of the Halifax Relief Commission, the appreciation of Council for the generous grant towards the construction of a library in the north end of the City, and he also paid tribute to the Commission for the manner in which it has managed the assets of the Commission.

LETTER OF APPRECIATION FROM SIR DENYS LOWSON

His Worship the Mayor of Halifax,  
Mr. Charles A. Vaughan,  
Town Hall,  
Halifax, Nova Scotia,  
Canada.

My dear Mayor,

Now that I am back in London, I want to write and thank you so

Council,  
January 2, 1964.

much for all your kindness and hospitality to me while I was in Halifax.

I am very conscious of the great honour which you and your colleagues in the Council have rendered to me in making me the first Freeman of the City, and I am most grateful and appreciative for this signal mark of recognition.

I hope that I shall be in Halifax on many occasions in the years to come, and will be able to be of some real service as its Freeman.

Please convey to all concerned my warm thanks and appreciation for everything they did.

With kind regards,

Sincerely yours,

DENYS LOWSON.

FILED

Alderman Black requested His Worship the Mayor to arrange a meeting between the members of the Court House Commission and City Council before February 15, 1964 to consider the matter of the siting of the proposed new Court House.

His Worship the Mayor stated that he would be happy to arrange such a meeting.

10:55 p. m.

Council adjourned.

HEADLINES

Petition from Ratepayers of Electoral District No.3 (Spryfield) to Annex with City of Halifax	1
Report - Dr. Albert Rose Re: Africville	1
Final Closing Date - Mulgrave Park Project Capital Account	3
Collection, Emergency Shelter Rent Accounts	3
Property Settlement - No.2661 Dutch Village Road	3
Outhit Report - Appointment Sub-Committee	3
Widow's Pension - Mrs. Jessie Jennex = \$2,944.20	4
City-owned Property - No.1599 Barrington Street	4
Remuneration - Office of Mayor	4
Extension of Dead-line Date for Proposals - Block "A" - Kempt Road	5
City-owned Land - Rear of No.5889 Inglis Street	6
Supplementary Appropriation 316 <sup>00</sup> C <sup>00</sup> - \$25,000.00, Snow Removal	6
Snow Removal	6
Call for Tenders for Demolition of Building Formerly Occupied by Halifax Boys' Club	7
Appointment - Mr. R. B. Grant to Halifax Housing Authority	8
Tenders for Demolition of Buildings - No.17 Starr St. & No.613 Gottingen St.	8
Service Station and Office Building - Northwest Corner Robie St. and Quinpool Road	8
Rezoning No. 194 Isleville Street (R-2 - C-1)	10
Alteration to a Subdivision - No.6925 (29) and Lot 161 Flinn Street and No.2370 (30) MacDonald Street	10
Modification of Sideyard - No.6150-6152 (86) Lady Hammond Road	11
Modification of Sideyards - No.1061 - 1063 (31) Wellington Street	11

CITY COUNCIL  
MINUTES

Council,  
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Alteration - Inglewood "B" Subdivision	11
Consideration for Conveyances - Lots, Inglewood B Subdivision	12
Traffic Authority	12
Confirmation of Contract - Twin City Towing Company	13
Motion - Alderman Healy Re: Provision of Funds for Portrait of Sir John S. D. Thompson	13
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Report - City Charter Committee	14
Letter - Halifax Relief Commission Re: Grant for North End Library	15
Letter-of Appreciation from Sir Denys Lowson	15

C. A. VAUGHAN,  
MAYOR AND CHAIRMAN.

R. H. STODDARD,  
CITY CLERK.

*Dr. E. M. Fogo*

CITY COUNCIL  
MINUTES

Council Chamber,  
City Hall,  
Halifax, N. S.,  
January 16, 1964,  
8:00 p. m.

A meeting of the City Council was held on the above date.

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

There were present: His Worship the Mayor, Chairman and Aldermen Black, Abbott, Lane, Macdonald, A. M. Butler, Meagher, LeBlanc, Trainor, Healy, Wyman, Richard, O'Brien and H. W. Butler.

Also present were Messrs. P. F. C. Byars, L. Mitchell, R.H. Stoddard, W. J. Clancey, L. M. Romkey, J. F. Thomson, R. B. Grant, G. F. West, V.W. Mitchell, K. Munnich and Dr. E. M. Fogo.

MINUTES

Alderman LeBlanc stated that at the meeting of January 2nd, when the item "Accounts over \$500.00" was considered, he had questioned the method of purchasing one of the items; and the minutes show him as having moved the accounts for payment, which is incorrect.

His Worship the Mayor directed the City Clerk to check the record and make the correction.

MOVED by Alderman Trainor, seconded by Alderman Meagher, that the minutes of the meeting held on January 2, 1964, as amended, be approved.  
Motion passed.

PUBLIC HEARING - REMOVAL OF OFFICIAL STREET LINES - MARLBOROUGH STREET

A public hearing was held at this time in connection with the proposal to remove from the Official City Plan the street lines of Marlborough Street from 140 feet north of Inglis Street to South Street, as shown on Section 19D of the Official City Plan.

The City Clerk advised that the matter had been duly advertised.

No person wished to be heard either for or against the proposal.

MOVED by Alderman Black, seconded by Alderman Lane, that the Official Plan of the City be amended by removing the street lines of Marlborough Street from 140 feet north of Inglis Street to South Street, in the manner shown on Section 19D of the Official City Plan. Motion passed.

A formal Resolution was submitted, as follows:

Council,  
January 16, 1964.

WHEREAS the City Council of the City of Halifax has received a report from the Town Planning Board of the City of Halifax recommending the removal from the Official City Plan of the official street lines of Marlborough Street from 140 feet north of Inglis Street to South Street, as shown on Section 19D of the Official City Plan;

AND WHEREAS the City Council has considered the removal of the official street lines of Marlborough Street from 140 feet north of Inglis Street to South Street hereinbefore referred to;

AND WHEREAS pursuant to the provisions of Section 551A of the Halifax City Charter, 1931, public notice of the intention to remove such street lines has been given by advertisement inserted at least once a week for two successive weeks in a newspaper published in the City, the first of such notices having been published at least three clear weeks prior to the 16th day of January, A.D., 1964, that being the day appointed by the Council to consider the matter;

AND WHEREAS the said notice stated the intention of the Council to remove the said official street lines and the date of the meeting of the Council appointed for the consideration of the matter, and that the plan proposed to be altered and the proposed change thereof may be inspected at the office of the Commissioner of Works at any time during office hours up to the day so appointed for consideration of the matter;

AND WHEREAS the City Council has considered the said matter and has determined to remove the said official street lines in the manner set out on the said plan filed in the office of the Commissioner of Works as Section 19D of the Official City Plan;

NOW THEREFORE BE IT RESOLVED that, pursuant to the authority in it vested by Section 551A of the Halifax City Charter, 1931, as aforesaid, the Official City Plan of the City be amended by removing the official street lines of Marlborough Street from 140 feet north of Inglis Street to South Street in the manner shown on the said plan known as Section 19D of the Official City Plan;

AND BE IT FURTHER RESOLVED that the official street lines of Marlborough Street from 140 feet north of Inglis Street to South Street so removed be so indicated on the Official Plan of the City and on the copy thereof filed in the Office of the Registrar of Deeds at Halifax, Nova Scotia.

MOVED by Alderman Black, seconded by Alderman Lane, that the Resolution, as submitted, be approved. Motion passed.

PUBLIC HEARING - NORTHERN OFFICIAL STREET LINE, INGLIS STREET AND  
SOUTHERN OFFICIAL STREET LINE, SOUTH STREET

A public hearing was held at this time in connection with the laying down of the official street lines of Inglis and South Streets.

The City Clerk advised that the matter had been duly advertised.

No person wished to be heard either for or against the proposal.

MOVED by Alderman Black, seconded by Alderman Abbott, that the Official Plan of the City be amended by laying down the street lines of the northern side of Inglis Street and the southern side of South Street, between the former Eastern and Western Street lines of Marlborough Street in the manner shown on Section 19D of the Official City Plan. Motion passed.

A formal Resolution was submitted, as follows:

Council,  
January 16, 1964.

WHEREAS the City Council of the City of Halifax has considered the laying down of official street lines of the northern side of Inglis Street and the southern side of South Street, between the former eastern and western street lines of Marlborough Street as shown on Section 19D of the Official City Plan;

AND WHEREAS the City Council has received a report from the Town Planning Board of the City of Halifax recommending the laying down of official street lines of the northern side of Inglis Street and the Southern side of South Street, between the former eastern and western street lines of Marlborough Street in the manner shown on said Section 19D of the Official City Plan;

AND WHEREAS pursuant to the provisions of Section 551A of the Halifax City Charter, 1931, public notice of the intention to lay down such street lines has been given by advertisement inserted at least once a week for two successive weeks in a newspaper published in the City of Halifax, the first of such notices being published at least three clear weeks prior to the 16th day of January, A. D., 1964, that being the date of the day appointed by the Council to consider the matter;

AND WHEREAS the said notice stated the intention of the said City Council to lay down the official street lines of the Northern side of Inglis Street and the Southern side of South Street, between the eastern and western former street lines of Marlborough Street, as shown on Section 19D of the Official City Plan, and the date of the meeting of the City Council appointed for the consideration of the matter and that the plan proposed to be altered and the proposed changes thereon may be inspected at the Office of the Commissioner of Works, City Hall, Halifax, Nova Scotia, on any day during office hours up to the day so appointed for consideration of the matter;

AND WHEREAS the City Council has considered the said matter and has decided to lay down the said official street lines hereinbefore referred to in the manner shown on said Section 19D of the Official City Plan, whereon the said official street lines as laid down are shown in solid blue color.

BE IT THEREFORE RESOLVED that, pursuant to the authority in it vested by Section 551A of the Halifax City Charter, 1931, as aforesaid, the Official Plan of the City be amended by laying down the official street lines of the Northern side of Inglis Street and the Southern side of South Street, between the former Eastern and Western street lines of Marlborough Street in the manner shown on Section 19D of the Official City Plan;

AND BE IT FURTHER RESOLVED that the said official street lines hereinbefore referred to as shown on said Section 19D of the Official City Plan, so laid down, be so indicated on the Official Plan of the City and upon the copy thereof filed in the office of the Registrar of Deeds at Halifax, Nova Scotia;

AND BE IT FURTHER RESOLVED that in accordance with the provisions of Section 549 of the Halifax City Charter, 1931, the Commissioner of Works do forthwith set up adequate bounds or monuments to mark the said official street lines as laid down and make a record of the date of the setting up of such bounds or monuments and the location and nature of the same.

MOVED by Alderman Black, seconded by Alderman Abbott, that the Resolution as submitted be approved. Motion passed.

PUBLIC HEARING RE: REZONING OF LAND AT NO.3461 DUTCH VILLAGE ROAD  
FROM R-3 ZONE TO C-1 ZONE

A public hearing was held at this time in connection with an application to rezone the land at No.3461 Dutch Village Road from R-3 Zone to

Council,  
January 16, 1964.

C-1 Zone.

The City Clerk advised that the matter had been duly advertised and that no written objections had been received.

The report of the Town Planning Board was submitted as follows:

To His Worship the Mayor and  
Members of City Council.

The Town Planning Board at a meeting held on November 19, 1963, considered a report from the City Manager recommending against an application for the rezoning of No.3461 (261) Dutch Village Road from R-3 to C-2 or C-1.

It was moved by Alderman Black, seconded by Alderman Macdonald, that the Board recommend to City Council that an application to rezone No.3461 (261) Dutch Village Road, from R-3 to C-2 or C-1 be refused.

The vote on the motion was 3 - 2 against:

For

Alderman Black  
Alderman Macdonald

Against

Alderman Butler  
Alderman Healy  
Alderman Richard

Motion defeated.

It was moved by Alderman Butler, seconded by Alderman Healy, that the Board recommend to City Council in favour of an application to rezone No.3461 (261) Dutch Village Road from R-3 to C-1 and that a date be set for a public hearing.

The vote on the motion was 3 - 2 in favour:

For

Alderman Butler  
Alderman Healy  
Alderman Richard

Against

Alderman Black  
Alderman Macdonald

Motion carried.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

A petition, signed by nine neighbors of the applicant, was submitted which expressed approval of the continuation of the grocery business in the proposed new building. The petition was endorsed by Alderman H. W. Butler

No person wished to be heard in favor of or against the application.

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that the application to rezone the land at No.3461 (261) Dutch Village Road from R-3 Zone to C-1 Zone, be approved.

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January 16, 1964.

After discussion the motion was put and passed as follows:

FOR THE MOTION: Aldermen Black, Abbott, Meagher, LeBlanc,  
Trainer, Healy, Wyman, Richard,  
O'Brien and H. W. Butler - 10 -

AGAINST THE MOTION: Aldermen Lane, Macdonald and A. M. Butler - 3 -

A formal Zoning By-Law to give effect to the foregoing resolution of Council was submitted.

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that the By-Law as submitted be approved.

The motion was put and passed, as follows:

FOR THE MOTION: Aldermen Black, Abbott, Meagher, LeBlanc,  
Trainer, Healy, Wyman, Richard,  
O'Brien and H. W. Butler - 10 -

AGAINST THE MOTION: Aldermen Lane, Macdonald and A. M. Butler - 3 -

RECOMMENDATIONS - FINANCE AND EXECUTIVE COMMITTEE

The following recommendations were submitted from the Finance and Executive Committee at meetings held on January 9 and 16, 1964:

Change Orders - Westwood Park Housing Project, Phase No.1

A report was submitted from the City Manager advising that Central Mortgage and Housing Corporation had requested authority to increase the contract with Community Enterprises Limited, covering Phase 1 of the Westwood Park Housing Project, by \$750.20; and to reduce the landscaping contract by \$483.09.

It is recommended that authority be granted to Central Mortgage and Housing Corporation to issue the necessary change orders.

MOVED by Alderman Trainer, seconded by Alderman O'Brien, that the recommendation be approved. Motion passed.

Borrowing in Anticipation of Fixing the Tax Rate for 1964

A report was submitted from the Commissioner of Finance advising that it will be necessary to provide funds in the amount of \$6,000,000.00 in anticipation of the fixing of the tax rate for the civic year 1964.

It is recommended that the sum of \$6,000,000.00 be borrowed from the Royal Bank of Canada and that the Mayor and City Clerk be authorized to execute the formal resolution required, under the authority of Section 351 of the City Charter.

MOVED by Alderman Abbott, seconded by Alderman Trainer, that the recommendation be approved. Motion passed.

Property Settlement - Halifax International Airport

It is recommended that the sum of \$847.50 be paid to Reginald J. and James A. Kidston, plus interest at 5% from the date of the original expropriation to the date the Kidstons deed the property to the City. This compensation is in full settlement of all claims arising from the expropriation of their land at Kelly Lake required for the Halifax International Airport.

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

Appointment of City Manager to Canadian Council on Urban and Regional Research

A report was submitted from the City Manager advising that he has again been invited to act as a representative of the Canadian Federation of Mayor and Municipalities on the Council of the Canadian Council on Urban and Regional Research for 1964-65; and that such membership requires his attendance at at least two meetings each year, held on Ottawa, and on occasion attendance at a Committee meeting.

It is recommended that the City Manager be authorized to act as a member of the Canadian Council on Urban and Regional Research representing the Canadian Federation of Mayors and Municipalities for 1964-65.

MOVED by Alderman O'Brien, seconded by Alderman Wyman, that the recommendation be approved. Motion passed.

Tax Exemption - Murphy's Limited

A letter was submitted from Murphy's Limited, Howe Avenue, Halifax, Nova Scotia, applying for exemption from business occupancy tax on that portion of their plant devoted to manufacturing purposes for the year 1964.

It is recommended that Murphy's Limited be granted an exemption from business occupancy tax on the portion of their plant used for manufacturing purposes for the year 1964, and that the necessary legislation be sought.

MOVED by Alderman Trainor, seconded by Alderman A. M. Butler, that the recommendation be approved.

After discussion the motion was put and passed, as follows:

FOR THE MOTION: Aldermen Black, Abbott, Lane, Macdonald, A. M. Butler, Meagher, Trainor, Healy, Wyman and Richard -10-

AGAINST THE MOTION: Aldermen LeBlanc and O'Brien and H. W. Butler -3-

Policy Re: Tax Exemptions

Discussion ensued as to what policy should be adopted with respect to the granting of tax concessions to industrial and manufacturing firms. The City Manager stated that the City Council had decided to review its policy in this regard in the fall of 1964, and he suggested that the matter should be considered as early as possible so that any new policy could be applied for the year 1965.

Alderman A. M. Butler felt that consideration should be given to the thought of inserting an escalator clause in agreements entered into so that any firm receiving a tax concession would eventually reach a position of parity with normal taxation.

It is recommended that no further tax exemptions be granted until an analysis has been made and a policy established respecting the granting of tax concessions.

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

Council,  
January 16, 1964.

Grant to offset Taxes - Hearing and Speech Clinic - No.1318 Robie Street

A letter was submitted from the Hearing and Speech Clinic requesting a grant to offset business occupancy tax on their premises at No.1318 Robie Street for the year 1964.

It is recommended that the request be granted.

MOVED by Alderman Wyman, seconded by Alderman Lane, that the recommendation be approved.

The motion was passed with Alderman Black voting "against".

Fixed Taxation - Halifax Longshoremen's Association - No.59 Hollis Street

A letter was submitted from the Halifax Longshoremen's Association, Local No.269, I. L. A., requesting that as in the past, the taxes on their property at No.59 Hollis Street be fixed at \$300.00 for the year 1964.

It is recommended that the request be granted, and the necessary legislation be sought.

MOVED by Alderman Wyman, seconded by Alderman Black, that the matter be referred to the Finance and Executive Committee for further consideration. Motion passed.

- Neptune Theatre of Halifax:
1. Grant - \$15,000.00;
  2. Appointment - City Manager to Executive Committee;
  3. Permissive Legislation to Guarantee Financial Obligation.
- 

As a result of correspondence between Premier Robert L. Stanfield and Dr. Arthur L. Murphy respecting the Neptune Theatre, the following recommendations are made:

1. that a grant of \$15,000.00 be made to the Neptune Theatre for 1964;
2. that the City Manager be appointed as the representative of the City of Halifax on the Executive Committee of the Neptune Theatre;
3. that the City Solicitor be instructed to prepare the necessary legislation whereby the City would undertake to guarantee or loan to Neptune Theatre three-eighths of its outstanding obligations amounting to \$275,000.00, not including those incurred by the Theatre in the purchase of the building.

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

Supplementary Appropriation - Section 316C, City Charter

It is recommended that the following supplementary appropriations be authorized under the authority of Section 316C of the City Charter:

Welfare (General)	\$ 1,499.12
City Solicitor	\$ 326.39
Truants	\$15,970.12
Health Centre	\$ 8,645.07
Point Pleasant Park	\$ 1,014.39
Assessment Appeal Court	\$ 2,459.44

Council,  
January 16, 1964.

MOVED by Alderman Wyman, seconded by Alderman Abbott, that the recommendation be approved. Motion passed.

REPORT - COMMITTEE ON WORKS

Tenders for Demolition - Central Redevelopment Area and Wellington Court

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on January 9, 1964, considered a tabulation of tenders as submitted by the City Manager and Commissioner of Works for the demolition of (a) 180-182 Granville Street and 9-11½ Buckingham Street, (b) 7 Wellington Court and (c) 8 Wellington Court.

Acceptance of the following tenders was recommended:

- (a) 180-182 Granville Street and 9-11½ Buckingham Street - G. A. Redmond - \$550.00 (City to pay)
- (b) 7 Wellington Court - J. Gray - \$285.00 (City to pay)
- (c) 8 Wellington Court - J. Gray - \$100.00 (City to pay).

On motion of Alderman Abbott, seconded by Alderman Lane, the Committee approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

Tenders for Demolition - Old Incinerator

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on January 9, 1964, considered a tabulation of tenders as submitted by the City Manager and Commissioner of Works, for the demolition of the Old Incinerator Building.

Acceptance of the following tender was recommended:

- G. A. Redmond - \$4,250.00 (City to Pay)

On motion of Alderman Abbott, seconded by Alderman Lane, the Committee approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

Council,  
January 16, 1964.

Winter Works Program

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on January 9, 1964, considered a report from the City Manager in which he outlined the proposed winter work to be done by the City and which would be submitted to the Federal and Provincial Governments.

On motion of Alderman Lane, seconded by Alderman Wyman, the Committee approved the report and recommended the same to City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

Final Certificate Re: Sidewalks, 1963

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on January 9, 1964, considered a report from the Commissioner of Works recommending payment of Certificate #10 (final) re: construction of sidewalks within the City of Halifax for the year 1963.

On motion of Alderman Butler, seconded by Alderman Lane, the Committee recommended to City Council payment of Certificate #10 (final) re: the construction of new sidewalks in the City of Halifax for the year 1963 in the amount of \$24,063.46, to Walker and Hall Limited.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

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

Letter - His Worship the Mayor Re: City Sewer System

To His Worship the Mayor and  
Members of City Council.

The Committee on Works, at a meeting held on January 9, 1964, considered a letter from His Worship the Mayor recommending that a staff study be made of the possibility of transferring the operation of the sewer system of the City of Halifax to the Public Service Commission or some other public utility for construction, maintenance and operation.

On motion of Alderman Wyman, seconded by Alderman Abbott, the Committee recommended to City Council that a staff study be made of the Mayor's recommendation.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

Council,  
January 16, 1964.

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

Encroachment - Ben's Limited, Pepperell Street

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

The Committee on Works, at a meeting held on January 9, 1964, considered a request from Ben's Limited to permit an encroachment over Pepperell Street by the construction of an enclosed overhead passageway.

The Committee was informed by the City Solicitor that in order to permit this encroachment legislation would have to be obtained. The Committee also requested that the applicant advertise this matter prior to City Council.

On motion of Alderman Wyman, seconded by Alderman O'Brien, the Committee recommended to City Council that the City Solicitor be instructed to prepare the necessary legislation to cover the section dealing with encroachments.

On motion of Alderman Wyman, seconded by Alderman O'Brien, the Committee recommended to City Council that as a result of the advertisement by the applicant, that any persons wishing to, will be heard when this matter is considered by City Council.

Respectfully submitted,

K. C. MANTIN,  
CLERK OF WORKS.

At this time Mr. George Caines, representing Ben's Limited displayed a sketch and plans of the proposed over-the-street structure, and explained the proposal.

MOVED by Alderman Black, that this matter be deferred for a staff report to be made to the Town Planning Board having regard to the planning considerations involved in the proposal and the traffic problems that may or may not arise as a result of the proposal, or may be overcome as a result of it.

There was no seconder to this motion.

MOVED by Alderman Trainor that permissive legislation be sought to grant this type of encroachment over City streets.

There was no seconder to this motion.

Alderman A. M. Butler contended that overhead structures of the type proposed should only be permitted, if at all, in highly industrialized areas; and before Council considers this proposal, the applicant should be advised to give consideration to an underground type of connection between the two divisions of their plant.

Council,  
January 16, 1964.

MOVED by Alderman Meagher, seconded by Alderman H. Butler, that any citizen present be heard on this matter. Motion passed.

The following persons appeared and spoke in opposition to the proposal:

Mr. W. L. Oldham.....No.6231 Pepperell Street.

Mr. Clarence Mullins.....No.6219 Pepperell Street,  
(on behalf of himself and five other property owners in the area).

MOVED by Alderman Wyman, seconded by Alderman Black, that the City Solicitor be directed to review the City Charter insofar as it pertains to encroachments, and to prepare draft legislation empowering the Council to consider and approve applications for encroachments, generally.

His Worship the Mayor stated that no action could be taken by Council on the application of Ben's Limited at this time, but the application raises the question of the broad policy to be adopted by Council respecting encroachments.

He pointed out that while the City Charter, 1931, does not empower the Council to approve of encroachments of the type proposed by Ben's Limited, the City Charter, 1963, which, has not yet been proclaimed in its entirety does give Council authority to take such action by Ordinance, and he suggested that the matter should be referred to the City Charter Committee for consideration.

Alderman Wyman, with the permission of his seconder, withdrew his motion.

MOVED by Alderman Wyman, seconded by Alderman Black, that the matter be referred to the City Charter Committee for consideration and report to the next meeting of City Council. Motion passed.

RECOMMENDATIONS RE: BRIDGE PROPOSALS

To His Worship the Mayor and  
Members of City Council.

At a meeting of the Committee of the Whole Council held on January 7, 1964, the Staff Report No.2 on the Halifax Area Bridge Study, dated September 23, 1963, was considered at length.

The Committee of the Whole recommends that the Council:

- (a) formally convey the Staff Report to the Bridge Commission and Province of Nova Scotia,