

Council,
May 14, 1964.

Expropriation - Additional Properties - Central Redevelopment Area

To: His Worship the Mayor and
Members of the Committee on Works
From: G. F. West, Commissioner of Works
Date: May 13, 1964
Subject: Expropriation Land - Central Redevelopment Area
North of Jacob - West of Barrington

At the May 13, 1964 meeting of the Works Committee, the Commissioner of Works was directed to prepare a plan and description for the expropriation of certain properties in the Central Redevelopment Area in accordance with Section 626 of the City Charter.

Expropriation Plan No. TT-1-15946, showing the properties involved outlined in red and description of same are attached.

In keeping with the general redevelopment scheme of the City, as outlined in part in the Stephenson Report of 1956, it is desirable that the City acquire all of the land referred to in this report and shown on the above plan. We are advised by the Development Department that all the respective owners have failed to accept what they consider reasonable offers for the land.

It is recommended, therefore, that the City expropriate this land for redevelopment purposes as the same cannot be acquired by contract at a price not deemed excessive as set out in Section 624 of the City Charter. It is also suggested that the amounts listed below be paid into Court.

<u>Property</u>	<u>Assessed Owner</u>	<u>Suggested Payment Into Court</u>
9 Jacob Street	Mar. Warehousing & Transfer Co. Ltd.	\$ 70,000.00
662-684 Barrington St.	Ralph Connor Co. Ltd.	110,000.00
644-654 Barrington St.	Halifax Wholesalers Ltd.	23,100.00
686-692 Barrington St.	M. Louise Clayton	9,000.00
694-704 Barrington St.	W. & A. Moir Limited	45,000.00

We would suggest also that the City Solicitor be requested to report on the owner and titles to the land or interests referred to above in accordance with Section 626 of the City Charter.

G. F. West,
Commissioner of Works.

Alderman O'Brien asked if the properties to be expropriated form part of the portion of the Cornwallis Centre which had been

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added by Council's recent action and, therefore, if the City is to be fully compensated by Provinces and Central Properties Limited, it affects the value the City is to receive for the original portion.

The City Manager stated that the properties are required for two purposes, a portion to be used for the proposed Harbour Drive and a portion to be part of the extended area of the Cornwallis Centre.

Alderman O'Brien asked that the City Manager be directed to check further on the question as to whether or not the Building Inspection Staff had under process at any time action leading to demolition orders on any of the properties to be expropriated.

Alderman Black asked on what basis the amounts recommended for payment into Court were arrived at.

The Deputy City Solicitor stated that they bear a relationship to the purchase price or assessed value in each case but exceed what the Compensation Officer felt to be an equitable figure for the purchase of the property.

Alderman Meagher asked for information as to the assessed value of the properties.

The City Assessor stated that the figures were not immediately available but that the amounts recommended for payment into Court were close to the assessed values.

Alderman Allan M. Butler contended that the amount paid into Court is tantamount to an offer; and therefore, the question as to whether or not a property is slated for demolition cannot be considered as a factor in reducing value.

MOVED by Alderman Healy, seconded by Alderman Lane, that the matter be referred to the Committee on Works for consideration.

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Alderman Trainor asked for information as to the method of negotiations, how long such negotiations were conducted, how the values were arrived at and what efforts were made to secure options to purchase the properties to obviate the need for expropriation.

The Compensation Officer was directed to submit a written report to the Committee on Works giving the information requested by Alderman Trainor.

MOVED by Alderman O'Brien, seconded by Alderman Harry W. Butler, that Council approve in principle the expropriation of the following properties, but that the matter of the amounts to be paid into Court be deferred for finalization at the next meeting of City Council.

It was agreed to defer consideration of the matter until all matters have been dealt with to give the City Solicitor an opportunity to examine the legal aspect.

Encroachment - Arm Sewer Right-of-way - Waegwoltic Limited

To: His Worship Mayor Vaughan and
Members of the Committee on Works

From: G. F. West, Commissioner of Works

Date: May 14, 1964

Subject: Encroachment - Arm Sewer Right-of-way - Waegwoltic Ltd.

A request has been received from Waegwoltic Limited to encroach upon the North West Arm Sewer Right-of-way to the extent of 650 square feet for the purpose of constructing a swimming pool. The attached stencil of Plan No. TT-1-15961 shows the encroachment shaded in red.

In the opinion of the City Manager and the Commissioner of Works, this encroachment would not occasion any unreasonable inconvenience to the general public and it is recommended that the request be granted, provided that:

1. an application fee of \$25.00 be paid by the applicant; and
2. an annual fee of 25 cents per square foot be paid as long as the encroachment exists; and

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3. The applicant agrees to enter into an agreement with the City under the terms and conditions acceptable to the City Solicitor for the repair, alteration, renewal, etc. of said sewer.

G. F. West,
Commissioner of Works.

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

RECOMMENDATIONS - TOWN PLANNING BOARD

The Town Planning Board, at a meeting held on May 5, 1964, considered various matters of civic business and reports to Council as follows:

Modification of Sideyards and Setback Requirements - 1096(40)
South Park Street and 5723 (107) Victoria Road

The Board recommended to City Council that the application, in its present form, be refused and if the applicant so desires he may submit a revised scheme.

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

Modification of Sideyard, Front Yard and Lot Frontage -
1461 (83) Seymour Street

The Board recommended in favour of a modification of sideyard, front yard and lot frontage at 1461 (83) Seymour Street with the lot coverage not to exceed 35%.

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

- (a) Modification of Sideyard and Setback Requirements
(b) Rezoning (R2-R3) - 980(86) MacLean St. & 5662(78) Inglis St.

The Board recommended in favour of a modification of sideyard and setback requirements at 5662 (78) Inglis Street and 980 (96) MacLean Street on the basis of a revised application submitted by the Solicitor for the applicant, and subject to the rezoning being approved.

MOVED by Alderman Richard, seconded by Alderman Harry W. Butler, that the recommendation be approved. Motion passed.

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A letter was submitted from Mr. H. B. Rhude, Solicitor for the applicant, giving the following undertakings:

1. At no time in the future will Clarendon Development Limited permit any portion of the ground floor area of the proposed apartment building to be used as an apartment or for living accommodation of any nature or kind whether for rental or occupation by staff; and
2. At no time in the future will Clarendon Development Limited make application to City Council, any Committee thereof or any authority established by City Council to use any portion of the ground floor of the proposed apartment building for any of the purposes set out in 1 above.

Modification of Setback Requirements - St. Vincent's Guest House
2080 Windsor Street

The Board approved a report from the Development Committee recommending in favor of a modification of setback requirements at 2080 Windsor Street.

MOVED by Alderman LeBlanc, seconded by Alderman Harry W. Butler, that the recommendation be approved. Motion passed.

Modification of Lot Area and Frontage - Lot 18 Cabot Street

The Board recommended in favour of a modification of lot area and frontage at Lot 18 Cabot Street, subject to the provision of a parking space or garage for one car behind the building line.

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

Release of Restrictions - 7063 Quinpool Road

The Board recommended to City Council that the restrictions limiting the size of the building at 7063 Quinpool Road to a single dwelling unit be lifted, provided the applicant can provide adequate parking space for three vehicles.

Alderman Macdonald was recorded as being 'against'.

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

Lifting Street Line - Portion of Chain Rock Drive

The Board recommended to City Council that June 11, 1964 be set as the date for a public hearing for the lifting of street lines on a portion of Chain Rock Drive.

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MOVED by Alderman Black, seconded by Alderman Macdonald, that the recommendation be approved. Motion passed.

Proposed Extension - Halifax Infirmary

The Board approved the report from staff and recommended the following to City Council:

1. that the City negotiate with the Halifax Infirmary for the acquisition of a 20' strip of land amounting to 5,174 sq. ft. to widen Morris Street;
2. that the City negotiate with the Halifax Infirmary to dispose of 12,885 sq. ft. of land on Dundonald Street to the Halifax Infirmary;
3. that modification of front and sideyards and setback requirements be approved;
4. that June 11, 1964 be set as the date for a public hearing for the removal of the 10' building line on part of Queen Street.

MOVED by Alderman Richard, seconded by Alderman Harry W. Butler, that the recommendations be approved, and that Council fix Thursday, June 11, 1964, at 8:00 p.m., in the Council Chamber, City Hall, Halifax, Nova Scotia, as the time and place for a public hearing in connection with the removal of the ten-foot building line on a portion of Queen Street. Motion passed.

MOVED by Alderman Richard, seconded by Alderman Harry W. Butler, that Council fix Thursday, June 11, 1964, at 8:00 p.m., in the Council Chamber, City Hall, Halifax, Nova Scotia, as the time and place for a public hearing in connection with the proposal to close Dundonald Street. Motion passed.

MOVED by Alderman Harry W. Butler, seconded by Alderman Richard, that Council fix Thursday, June 25, 1964, at 8:00 p.m., in the Council Chamber, City Hall, Halifax, Nova Scotia, as the time and place for a public hearing in connection with the proposal to amend the Halifax Zoning By-Law exempting the Halifax Infirmary from the lot coverage requirements set forth in Part X of the said By-Law that the City Solicitor be directed to prepare the necessary resolution. Motion passed.

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RECOMMENDATIONS - PUBLIC HEALTH & WELFARE COMMITTEE

The Public Health and Welfare Committee, at a meeting held on May 7, 1964, considered various matters of civic business and reports to Council as follows:

Tenders - Uniform Clothing - City Prison

It is recommended that the undernoted tenders for the supply of uniform clothing to the Halifax Prison be accepted:

<u>Supplier</u>	<u>Uniforms</u>	<u>Shirts</u>	<u>Ties</u>	<u>Trousers</u>
Tip Top Tailors Ltd 418 Barrington St.	\$ 49.33	-	-	-
G. B. Isnor Ltd. 269 Gottingen St.	-	\$3.64	-	\$ 12.60
J. & M. Murphy Ltd.	-	-	\$.70	-

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

Appointment - Alderman A. M. Butler as delegate to the Annual Institute of Maritime Hospital Association

It is recommended that Alderman A. M. Butler be delegated to attend the 1964 Institute of the Maritime Hospital Association to be held in Moncton, New Brunswick, from June 8 to June 11, 1964, inclusive.

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

RECOMMENDATIONS - SAFETY COMMITTEE

The Safety Committee, at a meeting held on May 5, 1964, considered various matters of civic business and reports to Council as follows:

Tenders - Uniform Clothing - Police and Fire Departments

It is recommended that the under-noted tenders for the supply of uniform clothing to the Police Department be accepted:

Frock Coats	G. B. Isnor Ltd.	Lowest Tender	\$ 36.95
Officer Coats	G. B. Isnor Ltd.	" "	36.95
2-piece Uniforms	Tip Top Tailors Ltd.	" "	42.35
Trousers	Tip Top Tailors Ltd.	" "	12.58
Motorcycle Suits	Sarty Clothing Mfg.	" "	47.75

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3-piece Uniforms	Tip Top Tailors Ltd.	Lowest Tender	\$ 55.43
Officer Uniforms	Tip Top Tailors Ltd.	" "	55.43
Pea Jackets, Blue	G. B. Isnor Ltd.	" "	39.75
Breeches	G. B. Isnor Ltd.	" "	17.20
Slacks	G. B. Isnor Ltd.	" "	12.85
Winter Gloves	Morris Goldberg	Only tender meeting specifications	15.00
Pea Jackets	Tip Top Tailors Ltd.	Lowest Tender	44.47

It is recommended that the undernoted tenders for the supply of uniform clothing to the Fire Department be accepted:

Uniforms	Tip Top Tailors Ltd.	Lowest Tender	\$ 51.04
Overcoats	G. B. Isnor Ltd.	" "	33.90
Shirts	G. B. Isnor Ltd.	Lowest tender meeting specifications	3.64

MOVED by Alderman Healy, seconded by Alderman Macdonald, that the recommendations be approved. Motion passed.

Tenders - Overshoes - Police Department

It is recommended that the tender of Metro Footwear, covering the supply of overshoes to the Police Department, viz, \$3.54 per pair, for a total of \$672.60, be accepted.

MOVED by Alderman Macdonald, seconded by Alderman Harry W. Butler, that the recommendation be approved. Motion passed.

Tenders - Revolvers, Pouches and Holsters

It is recommended that the undernoted tenders covering the supply of revolvers, pouches and holsters to the Police Department, be accepted:

Revolvers	Phinneys Company Limited	Lowest Tender	\$56.50
Holsters	J. R. Gaunt Limited	" "	4.20
Pouches	Cleves Sporting Goods	" "	2.50
(subject to the approval of the sample by Chief of Police)			

MOVED by Alderman Healy, seconded by Alderman Black, that acceptance of the tenders for revolvers and holsters be approved and that the tender for pouches be deferred at the request of the Chief of Police. Motion passed.

Tenders - Boots - Police Department

It is recommended that the tender of Karps Shoe Store, covering the supply of boots to the Police Department be accepted as follows:

Price per pair	-	\$ 10.58
Total tender	-	\$ 2,010.00

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MOVED by Alderman Black, seconded by Alderman Macdonald,
that the recommendation be approved. Motion passed.

Appointment - Mr. George Perry - Arm Patrol

It is recommended that Mr. George Perry be appointed a special police constable in charge of the City Police Arm Patrol for the year 1964 at the rate of \$4.00 per hour.

MOVED by Alderman H. W. Butler, seconded by Alderman LeBlanc, that the recommendation be approved. Motion passed.

Purchase of Officers' Hat Badges - Police Department

It is recommended that:

- (a) the motto "custos civitatis" (Guardian of the City) be adopted as the official motto of the Halifax Police Department;
- (b) a new design for the officers' hat badge, as submitted by the Chief of Police, containing the words "custos civitatis" be approved;
- (c) the Chief of Police be authorized to purchase ten such badges at a total cost of \$170.00, funds having been provided in the current budget.

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

QUESTIONS

Question - Alderman LeBlanc Re: Hiring Additional Help for Clean-up Blitz

Alderman LeBlanc referred to his question at the last meeting of Council regarding the hiring of 50 to 100 additional men for a clean-up blitz, and he asked what progress had been made in this regard.

The Commissioner of Works stated that the Personnel Officer had been requisitioned to supply as many men as possible for this purpose and a number had been taken on.

Alderman LeBlanc said that his earlier question had been designed to determine if it is possible for the City to engage a certain number of men through the Unemployment Insurance Commission--

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men who are drawing Unemployment Insurance -- and the City would reimburse the Government at a certain amount, possibly forty or fifty cents an hour.

The City Manager said that the City is not free, under its present Union contracts, to hire men at a lower rate than is provided for in the existing contracts.

He stated that the proposal made by Alderman LeBlanc, would require action by the Federal Minister of Labour.

Question - Alderman Meagher Re: Improvements to
Canadian National Railways Property

Alderman Meagher referred to his question asked last year respecting improvements to the Canadian National Railways Property between Quinpool Road and Mumford Road; and he asked if any action had been taken by the Canadian National Railways as yet.

The City Manager stated that he would check on the matter and submit a report.

Question - Alderman Lane Re: Street Lighting - University Avenue

Alderman Lane referred to complaints she had received regarding the fact that nurses had been annoyed in the area of the hospitals on University Avenue because the streets are dark, and she asked if that portion of University Avenue had been included in the improved street lighting program.

The Commissioner of Works was directed to submit a report in this regard.

MOTION - ALDERMAN BLACK RE: AMENDMENT TO THE
ZONING BY-LAW TO PROVIDE FOR DENSITY CONTROL

Alderman Black withdrew his motion.

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>Dept.</u>	<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Finance	National Cash Register Co.	Payroll cheques	910.50
	N.S.Housing Commission	12½% Share Expenditures Federal Provincial Projects for quarter ending March 31, 1964	16,097.77
Halifax Mental Hospital	Workmen's Compensation Board		1,485.86
			<u>\$18,494.13</u>

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

NOTICE OF APPEAL RE: REFUSAL OF BUILDING INSPECTOR TO ISSUE
OCCUPANCY PERMIT - #6461 CHEBUCTO ROAD

The following appeal was submitted:

The City Clerk,
City Hall,
Halifax, N. S.

Occupancy Permit
6461 Chebucto Road

NOTICE OF APPEAL

TAKE NOTICE that Mont's Transfer Limited hereby appeals from the decision of the Commissioner of Works and Buildings and/or the Building Inspector, dated April 24, 1964, wherein he refused an occupancy permit for the premises No. 6461 Chebucto Road, Halifax, Nova Scotia.

The grounds for the appeal are as follows:

- (1) The times of arrival and departure of trucks at this location would be scheduled so as to reduce traffic hazards to a minimum;
- (2) No left turns will be permitted on entering or leaving this location and there will be no interruptions in the flow of traffic on Chebucto Road and North Street.

DATED at Halifax, Nova Scotia, the 24th day of April,
A. D., 1964.

(signed) George C. Piercey,
Solicitor for Mont's Transfer
Limited.

The following report was submitted from the Commissioner
of Works:

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To: His Worship Mayor Vaughan and
Members of City Council

From: G. F. West, Commissioner of Works & Buildings

Date: May 14, 1964.

Subject: Occupancy Permit - Refusal
6461 Chebucto Road - Mont's Transfer

A chronological order of events associated with an Application for and Refusal of an Occupancy Permit for the "Parking and Fuelling of Trucks" at 6461 Chebucto Road, is given below:

Feb. 26/64 Application for Occupancy Permit by Mont's Transfer Ltd. to occupy lot for "Parking and Fuelling of Trucks".

Mar. 10/64 Above application refused in a letter to Irving Oil Company Limited (cc: to Mont's Transfer).

Reason: "It is our opinion that the effect of turning manoeuvres in and out of the property would be most undesirable".

Mar. 23/64 The above refusal was appealed in accordance with Section 739A (4) of the City Charter by Irving Oil Co. Ltd.

Mar. 26/64 City Council sets April 16th, 1964, as date for hearing on above.

Apr. 16/64 Hearing of appeal at City Council. His Worship rules that the appeal was improperly before Council since the Charter provides for the hearing of an appeal from the occupant of premises not the owner.

Apr. 24/64 Application for occupancy permit by Mont's Transfer Ltd. to occupy lot for "Parking and Fuelling of Trucks".

Apr. 24/64 Above application refused in letter to Mont's Transfer, same day (c.c. Irving Oil Co. Ltd.)

Reason: Same: "It is our opinion that the effect of turning manoeuvres in and out of the property would be most undesirable".

Apr. 24/64 The above refusal was appealed by Mont's Transfer in same day accordance with Section 739A (4) of City Charter.

Apr. 30/64 City Council set Thursday, May 14, 1964 as date for hearing appeal.

The application of April 24, 1964, was refused in accordance with Section 739A (3) of the City Charter because, in the opinion of the Inspector, the proposed occupancy is considered unsuitable for the locality in which the same is proposed.

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It is felt that the turning of trucks into and out of the property in question would increase the traffic problems near the critical intersection of North Street and Chebucto Road.

G. F. West,
Inspector of Buildings.

Mr. George Piercey, solicitor for the appellant, addressed Council in support of the appeal, explaining the history of the previous usage of the lot by a taxi company which he contended caused no serious disruption to traffic on Chebucto Road because the operator policed his operation well; and he stated that his client would undertake to proceed on the same basis, permitting no left turns into the lot at any time. He would also undertake to see that traffic disruption would be kept at a minimum, which he is able to do because most of the traffic in and out of the lot is generated during the early morning hours, before 7:30 a.m. and returning after the rush hour between 5:30 p.m. and 6:30 p.m.

He asked that Council favourably consider granting his client an occupancy permit.

MOVED by Alderman H. W. Butler, seconded by Alderman O'Brien, that an occupancy permit for the premises #6461 Chebucto Road be granted to Mont's Transfer Limited.

The Commissioner of Works, by way of supporting his refusal, cautioned Council to consider the proposed improvements in the area and the widening of Chebucto Road and the effect granting of the permit might have on those future plans.

Alderman O'Brien asked if the refusal was made on the grounds of the future plans or the traffic considerations.

The Commissioner of Works stated that the problem is one of the present but he had pointed out the proposed improvements so that Council would have some background knowledge as to what is in the planning stage.

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He contended that the traffic in and out of the lot would create a traffic problem because of its proximity to the major Oxford-North Street Intersection.

Alderman Macdonald contended that the present traffic on Chebucto Road is at a serious point and he contended that if the permit is granted a situation might develop which would prove costly to solve.

The Traffic Authority was asked for an opinion and stated that he agreed substantially with the views of the Commissioner of Works; but that if a safeguard were given for right-hand turns the City would not be faced with any claim on the part of the occupant.

Alderman O'Brien stated that if the refusal were on the basis of future street widening there are some questions about the City's liability on holding it up on that basis, but if it is strictly on traffic movements, the Traffic Authority stated that if the limitation could be guaranteed, then it is possible that could be worked out by a written contract with the applicant.

Alderman A. M. Butler stated that the Council can only consider the opinion of the Commissioner of Works, who is the official charged with this responsibility.

The motion was put and lost, Alderman Black abstaining from the vote.

RESOLUTION CONGRATULATING THE HALIFAX MAIL-STAR
ON WINNING NATIONAL SAFETY AWARD

MOVED by Alderman Lane, seconded by Alderman LeBlanc, that Council extend congratulations to the Halifax Mail-Star on its achievement in winning the 1963 National Safety Council Public Interest Award for Promotion of Safety on the Highways. Motion passed.

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HALF-HOLIDAY - DARTMOUTH NATAL DAY - AUGUST 12, 1964

The following resolution, passed by the Dartmouth City Council, was submitted:

"RESOLVED that Wednesday, August 12, 1964, be proclaimed a Civic Holiday in the City of Dartmouth for the celebration of Dartmouth Natal Day;

FURTHER RESOLVED that the City of Halifax be requested to declare a half-holiday on that date;

FURTHER RESOLVED that a Civic Half-holiday be declared on Wednesday, July 22, 1964, for the celebration of Halifax Natal Day."

MOVED by Alderman Healy, seconded by Alderman Meagher, that a half-holiday be declared on August 12, 1964, for the celebration of Dartmouth Natal Day. Motion passed.

REPORT - STAFF STUDY OF THE GETTING REPORT

MOVED by Alderman Trainor, seconded by Alderman Lane, that the matter be referred to a special meeting of the City Council at the call of the Chair. Motion passed.

LETTER - HALIFAX-DARTMOUTH AND DISTRICT LABOUR COUNCIL RE: MANAGEMENT CONSULTANTS

A letter was submitted from the Halifax-Dartmouth and District Labour Council, C.L.C., expressing opposition to any move on the part of the City of Halifax to hire private consultants to advise whether or not the City should accept the reorganization proposals of the City Manager.

FILED.

ZONING CONTROLS FOR HIGH DENSITY RESIDENTIAL DEVELOPMENT

A report was submitted from the City Manager to which was attached a draft revision to the present Zoning regulations covering residential development in R-3 Zones, as prepared by the Town Planning Staff.

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MOVED by Alderman Trainor, seconded by Alderman Allan

M. Butler, that the matter be referred to the Town Planning Board for consideration and report.

REPORT - CITY SOLICITOR RE: LETTER
MURRAY G. WARRINGTON - POLL TAX

To: His Worship the Mayor and
Members of City Council

From: L. Mitchell, City Solicitor

Date: May 5, 1964

Subject: Murray G. Warrington - Poll Tax

Attached to this report is a copy of a letter received by the City Manager from Murray G. Warrington.

Mr. Warrington has had various discussions with this department concerning this problem.

The property at 121 Maitland Street is owned by Miss Eugenie Marie LeBlanc and so assessed in her name. At no time has title been in the name of Mr. Warrington, nor, to this department's knowledge, has this or any other property been assessed to him in the last four years. Mr. Warrington has been paying taxes on 121 Maitland Street since 1961.

Regardless of who pays real property taxes, all persons not assessed in a civic year shall pay poll tax. There are of course other stipulations all of which apply to Mr. Warrington. There is no doubt in this department's opinion that Mr. Warrington is liable for poll tax. The main point at issue is that Mr. Warrington feels that since he is voluntarily paying taxes for another person that this exempts him for poll tax, which is certainly out of the question. In order to evade poll tax one of the stipulations is that you are assessed.

Mr. Warrington has been told this on numerous occasions by the Law Department but simply refuses to accept their interpretation.

All of which is respectfully submitted.

Leonard Mitchell,
City Solicitor.

MOVED by Alderman Black, seconded by Alderman Allan M. Butler, that the City Solicitor's interpretation be confirmed.

MOVED by Alderman Healy, seconded by Alderman Meagher, that Mr. Warrington be permitted to address Council.

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The motion to hear Mr. Warrington was put and lost,
as follows:

For the Motion: Aldermen Meagher, LeBlanc, Healy,
and H. W. Butler - 4

Against it: Aldermen Black, Breen, Lane,
Macdonald, A.M. Butler,
Trainor, Wyman, Richard,
and O'Brien - 9

The original motion was put and passed.

TENDERS - NEW ROOF - CITY PRISON

Further deferred.

REPEAL OF SECTION 17 (3) OF THE CITY CHARTER, 1963

MOVED by Alderman Black, seconded by Alderman Trainor,
that Section 17 (3) of the Halifax City Charter, 1963, be repealed.

Alderman Lane asked that Section 17 (3) be read.

Alderman Black read the Section.

MOVED by Alderman Healy, seconded by Alderman Harry W.
Butler, that the matter be deferred for six months.

Alderman Healy withdrew his motion.

MOVED in amendment by Alderman Richard, and seconded
by Alderman H. W. Butler, that the matter be referred to the
Finance and Executive Committee for study and report.

The amendment was put and passed, as follows:

For the Motion: Aldermen Breen, A.M. Butler, Meagher,
Trainor, Wyman, Richard,
and H.W. Butler - 7

Against it: Aldermen Black, Lane, Macdonald,
LeBlanc, Healy, and
O'Brien - 6

EXPROPRIATION - ADDITIONAL PROPERTIES - CENTRAL REDEVELOPMENT AREA

The Chairman: "The Deputy City Solicitor advises me
that he feels it would be in the best interest of the City to refer
this matter to the Committee on Works."

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MOVED by Alderman Trainor, seconded by Alderman Black,
that the matter be referred to the Committee on Works. Motion
passed.

10:10 p.m. Meeting adjourned.

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RECOMMENDATIONS - FINANCE

The following report

Finance and Executive Committee

Payment - Medical & Drug Account

C. F. ABBOTT,
DEPUTY MAYOR AND CHAIRMAN.

W. J. CLANCEY,
DEPUTY CITY CLERK.

MOVED by Alderman

that the recommendation be approved. Motion passed.

Salaries - Professional Employees

It is recommended that the Commissioner of Health and the Director of City Works be granted salaries of \$13,000.00 and \$12,917.00 respectively on an interim basis, based on the formula of a 4% and 3½% increase retroactive to January 1, 1964; and

Dr. Fogo

CITY COUNCIL
M I N U T E S

Council Chamber,
City Hall,
Halifax, N. S.,
May 28, 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 Deputy City Clerk, joined in reciting the Lord's Prayer.

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

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

MINUTES

Minutes of the meeting held on May 14, 1964, were approved on motion of Alderman O'Brien, seconded by Alderman Black.

RECOMMENDATIONS - FINANCE AND EXECUTIVE COMMITTEE

The following recommendations were submitted from the Finance and Executive Committee at a meeting held on May 21, 1964:

Payment - Medical & Drug Account - Fire Captain D. J. Keeping

It is recommended that the payment of medical and drug accounts totalling \$47.00, incurred by Fire Captain D. J. Keeping as a result of injuries received on duty in 1933 and 1941, be authorized; and that Captain Keeping be advised that the City will not accept any further claims for the payment of medical expenses arising out of the injuries sustained by him in 1933 and 1941.

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

Salaries - Professional Medical Personnel

It is recommended that the Commissioner of Health and the Director of City Hospitals be granted salaries of \$15,000.00 and \$12,917.00 respectively, on an interim basis, based on the formula of a 4% and 3½% increase, retroactive to January 1, 1964; and

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that the salary scales for the Director of Communicable Diseases Control, the Director of Health Services and the Director of Maternal, Infant and Child Hygiene be adjusted on the same basis.

MOVED by Alderman O'Brien, seconded by Alderman Lane,
that the recommendation be approved. Motion passed with Aldermen Trainor and LeBlanc voting "against".

Collection of Hospital Accounts

It is recommended that indigent accounts from the former Infectious Diseases Hospital, totalling \$106,171.55, be placed in the hands of the Halifax-Dartmouth Credit Exchange Limited for collection, on the basis of a fee of 20% of all monies collected.

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

Rental Arrears - Emergency Shelters & Jacob St. Redevelopment Area

It is recommended that rental arrears' accounts of former tenants of the Emergency Shelter and Jacob Street Redevelopment Area, as follows, be placed in the hands of the Halifax-Dartmouth Credit Exchange Limited for collection, on the basis of a fee of 20% of all monies collected:

- (a) Chebucto Court \$11,177.14
- (b) Jacob St. Area and Wellington Court .. \$ 2,146.80

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

Renewal of Lease - Marden-Wild of Canada Limited

It is recommended that a new lease, covering the "Abattoir" property in the North End of the City, be entered into with Marden-Wild of Canada, Limited, at the expiration of the present lease on July 31, 1964, on the same terms and conditions except that the new lease will be on a month-to-month basis, pending receipt of the report of the Special Committee on Tax Concessions.

Alderman A. M. Butler asked that the Special Committee take action so that a new rental rate will take effect from August 1, 1964.

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

8:10 p.m. Alderman Meagher arrives.

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Cornwallis Centre - Form of Lease

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

At a meeting of the Finance and Executive Committee,
held on May 28, 1964, a report was submitted from the Development
Committee recommending:

- (1) THAT the Memorandum of Agreement amending the pro forma
lease to be entered into with Provinces and Central Properties
Limited on the various phases of the Cornwallis Centre
Development Scheme, be amended as follows:

Page 1 - Section B.(b)(i) - Delete and replace as follows:

"(i) § (The proportion of the sum of
\$3,000,000.00 (being the agreed
total land value for the whole
of the land comprised in those
phases of the Cornwallis Centre
Development Scheme accepted by
the Lessors) attributed to the
land comprised in the particular
lease)"

Page 2 - Para. 2 - Delete and replace as follows:

"If the parties shall fail to agree upon the full
value of the land for the purposes of fixing the
yearly rental, the full value of such land shall be
determined by arbitration - one arbitrator to be
appointed by each party and a third arbitrator by
the arbitrators themselves."

- (2) THAT the pro forma lease as amended by the Memorandum of
Agreement be approved;
- (3) THAT the approval of the documents by Central Mortgage and
Housing Corporation be sought;
- (4) After the approval of Central Mortgage and Housing Corporation
has been received, THAT the pro forma lease be referred to an
independent solicitor for opinion.

Your Committee concurs in the recommendation of the
Development Committee, and further recommends that the selection of
the independent solicitor be made by the City Manager.

Respectfully submitted,

W. J. Clancey,
Deputy City Clerk.

MOVED by Alderman O'Brien, seconded by Alderman Lane,

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that the recommendation be approved.

Alderman O'Brien asked if it will be necessary to refer any matters, relating to the Cornwallis Centre, to the Halifax, Dartmouth and County Regional Planning Commission for its consideration.

His Worship the Mayor directed the City Solicitor to examine Chapter 45 of the Acts of 1964 to determine whether or not referral of any matters to the Regional Planning Commission is required; and report to Council accordingly.

Alderman Richard submitted and read the following statement:

"It would appear that the Cornwallis Centre Project is now a fait accompli. In view of this I should like to join with Alderman O'Brien in congratulating the various Staff members for their fine efforts in ironing out the details leading to the signing of the final agreement.

However, I feel I would be very much remiss if I neglected to acknowledge the foresight and vision of those people who have dedicated themselves to making Halifax a better place in which to live.

First and foremost, Your Worship, I feel we should acknowledge your efforts as one of the initiators and the principle driving force behind the redevelopment of our City. During your first term as Mayor, we witnessed the clearing of the worst of our blighted areas, the completion of our first low-rental housing project, and the formulation of long-range plans for the future development of our City.

Being one of the participants in the early stages of our redevelopment, I could not expect Alderman O'Brien to congratulate himself and the other senior Aldermen for their very important role in bringing this matter to its present stage. I hope I am not being too presumptuous in acknowledging their efforts in this regard.

Ex-Mayor Lloyd, also, who is now pleading our cause in Ottawa, did much to vigorously sustain the attack on blight in our City.

I sincerely hope, Your Worship, that under your guidance this Council will face the problems of bridges, tunnels, amalgamation, or whatever challenges may arise with the same vigor and dedication shown in the Cornwallis Centre negotiations."

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The motion was put and passed.

RECOMMENDATIONS - COMMITTEE ON WORKS

The following recommendations were submitted from the Committee on Works, at a meeting held on May 21, 1964:

Tenders - Wading Pool - Larry O'Connell Field

The Committee recommended acceptance of the following tender:

Stevens & Fiske Construction Limited - \$8,549.00
52 Main Avenue, (City to Pay)
Fairview, N. S.

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

Tenders - Sanitary & Storm Sewers - Spring Garden South
Redevelopment Area

The Committee recommended acceptance of the following tender:

Cameron Construction Limited - \$80,699.40
6969 Bayers Road, (City to Pay)
Halifax, N. S.

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

Tenders - Demolition - 18 Gray Street

The Committee recommended acceptance of the following tender:

George Redmond - \$718.00 (City to Pay)
10 West Street,
Halifax, N. S.

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

Expropriation Land - Central Redevelopment Area - North of
Jacob Street and West of Barrington Street

The City Solicitor requested that this item be deferred so that, if subsequently approved, the expropriation could be undertaken under the provisions of the new City Charter, proclamation of the appropriate sections being expected in the near future.

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MOVED by Alderman Lane, seconded by Alderman Richard,
that the matter be deferred for consideration at the next meeting.
Motion passed.

Use of Commons - Natal Day - Outdoor Chicken Barbecue

The Committee approved a request from Alderman LeBlanc, Chairman of the Natal Day Committee for permission for the Junior Chamber of Commerce, in conjunction with a local restaurant, to conduct an outdoor barbecue on the Commons on Natal Day, subject to the Health regulations being met.

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

TENDERS - CUBICLE CURTAIN SYSTEM - HALIFAX CONVALESCENT HOSPITAL

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

At a meeting of the Public Health and Welfare Committee held on May 21, 1964, consideration was given to a tabulation of tenders for the supply and installation of a cubicle curtain system at the Halifax Convalescent Hospital.

Your Committee recommends that the tender of T. Eaton Company (Maritime) Limited in the amount of \$1,380.00, be accepted.

Respectfully submitted,

W. J. CLANCEY,
Deputy City Clerk.

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

RECOMMENDATIONS - SAFETY COMMITTEE

The Safety Committee, at a meeting held on May 19, 1964, considered various matters of civic business and reports to Council as follows:

Tenders - Cash Register - Police Department

It is recommended that the tender of Anker Cash Register Limited, for the supply of a Cash Register (Model N.T. 5124/241-4E (4:7:SU) for the Halifax Police Department, be accepted in the amount of \$2,315.25, provided that the Anker Cash Register Limited deposit with the City of Halifax a bond for \$900.00 as a guarantee of service.

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Copies of correspondence between the City Manager and Canadian General Manager of the Anker Cash Register Limited were submitted, which indicated that the Company has withdrawn its offer to post a bond of \$900.00 to guarantee service, and offers instead, to extend the special re-purchase clause in the contract up to a period of ten years, depreciating the cost price of the machine by only ten percent each year.

MOVED by Alderman Black, seconded by Alderman Healy, that the tender of Anker Cash Register Limited be accepted in the amount of \$2,315.25, provided that the Company enter into an agreement to re-purchase the machine at any time up to ten years, depreciating the cost price by only 10% each year, if Anker service does not prove satisfactory.

The motion was put and passed, as follows:

For the Motion: Aldermen Black, Abbott, Breen, Lane, Macdonald,
Meagher, LeBlanc, Trainor, Healy
and O'Brien - 9

Against: Aldermen: A. M. Butler, Richard and
H. W. Butler - 3

Salary - Deputy Chief of Police

It is recommended that the salary scale for the position, Deputy Chief of Police, be amended to provide for a Starting Salary, Step I and Maximum, as follows, retroactive to January 1, 1964:

<u>Starting Salary</u>	<u>Step I</u>	<u>Maximum</u>
\$7,750.00	\$8,073.00	\$8,396.00

MOVED by Alderman LeBlanc, seconded by Alderman Macdonald, that the recommendation be approved. Motion passed.

Attendance of Fire Chief at Revisions Committee -
National Building Code

It is recommended that the Chief of the Fire Department be granted permission to attend the final meeting of the Revisions Committee of the National Building Code to be held in Ottawa, on June 3, 4 and 5, 1964.

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MOVED by Alderman LeBlanc, seconded by Alderman Macdonald, that the recommendation be approved. Motion passed.

COMMITTEE OF THE WHOLE COUNCIL & COMMISSIONS

Request for Capital Funds - Parking Lot and Stone Wall -
Regional Library Board

A letter was submitted from the Halifax (City) Regional Library Board requesting that capital funds be made available in the amount of \$4,144.00 for the completion of the parking area and stone wall at the Halifax Memorial Library.

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

A formal Borrowing Resolution was submitted to give effect to the foregoing resolution of Council.

MOVED by Alderman Trainor, seconded by Alderman Lane, that the Borrowing Resolution in the amount of \$4,144.00 be approved. Motion passed unanimously.

QUESTIONS

Question - Alderman O'Brien Re: Position of Deputy Inspector of Buildings

Alderman O'Brien asked if any progress has been made with regard to filling the vacancy for the position of Deputy Inspector of Buildings.

He referred to the number of large apartment buildings being constructed and he asked if the inspections carried out by the City are adequate for the new kind of construction in Halifax; whether it can be always assured that from the City viewpoint, there is structural safety; and whether the construction is up to the standards that it should be if the City inspection were what it should be.

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The City Manager stated that he has not "pushed" any appointments of any nature as he had been awaiting the outcome of the investigation that is to be made into the operations of the City.

Alderman O'Brien asked if the Council could come to some form of agreement as to the minimum steps that could be taken, regardless of the outcome of the consultant question, so that the Development and Redevelopment Programmes could proceed on schedule.

His Worship the Mayor stated that Alderman O'Brien could take action by way of a motion under the item--"Additional Items".

Question - Alderman Healy Re: Progress - Uniacke Square
Redevelopment Project

Alderman Healy asked what progress is being made with respect to the building of the Uniacke Square Redevelopment Project.

His Worship the Mayor said that very good progress is being made, and that presentation drawings will be submitted to the City in about two weeks for the first housing phase. He stated that concurrent with the construction of the housing units, plans would have to be made with respect to the park site for which land has been reserved.

Question - Alderman LeBlanc Re: Traffic Laning

Alderman LeBlanc asked who is responsible for the street laning being carried out on the City streets, as many of the lines appear to be crooked.

The Traffic Authority stated that the work is being carried out by the Department of Highways paint truck crew, because of the lack of suitable equipment by the City. He said that it is hoped that by next year the City Staff will be in a position to do

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the major part of the work with a machine of its own.

Alderman Meagher asked if the laning work could be done during the night hours to relieve congestion; also, if the old lines could be removed.

The Traffic Authority stated that paint remover is being used at the key locations at present and every old line will eventually be removed.

Question - Alderman LeBlanc Re: Africville

Alderman LeBlanc asked if a progress report could be made available respecting the Africville problem.

The Development Officer said that it had been felt that no action could be undertaken by the Special Committee appointed by Council pending the engagement of the Social Worker, who is commencing his duties on June 1, 1964.

His Worship the Mayor asked Alderman Healy, Chairman of the Special Committee, to confer with the Development Officer and arrange to hold the first meeting in the near future.

Question - Alderman Richard Re: Personnel Policy

Alderman Richard asked if a personnel policy is in effect in the City prohibiting the employment of more than one member of a family by the City.

His Worship the Mayor said that no official policy has been laid down by the City to this effect.

Question - Alderman Macdonald Re: Sign - Police Station

Alderman Macdonald asked that action be taken to provide a proper identification sign on the Police Station, so that citizens and visitors can more readily locate the building.

The Chief of Police said funds had been provided in the current estimates and action will be taken shortly to have an adequate sign erected.

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Question - Alderman O'Brien Re: Petitions for Amalgamation

Alderman O'Brien asked His Worship the Mayor if he could inform the Council whether the petitions which had been received from residents in the western suburbs are in the hands of the Board of Public Utilities or whether they have been delayed elsewhere.

His Worship the Mayor stated that he had delivered the petitions to the Premier in view of the proposed creation of a Municipal Board, and he had discussed the matter very informally with Mr. W. D. Outhit.

He stated that as far as he could learn, Mr. Outhit has not been requested to act on the matter as yet; and he said that he would write to the Premier asking him to give the matter further consideration.

Question - Alderman O'Brien Re: Position of Deputy Inspector of Buildings

The City Manager stated that the situation respecting the position of Deputy Inspector of Buildings is almost the same as outlined by him earlier, except for the fact that there have been a number of interviews of candidates for the position, and the Commissioner of Works has a person in mind whom he wishes to recommend for the position but he has withheld his recommendation awaiting the outcome of the examination of the administration.

His Worship the Mayor stated that the position is part of the basic establishment of the Civic Administration, funds for the position having been provided for in the current budget, and a decision to fill the vacancy need not await the proposed re-organization.

MOVED by Alderman O'Brien, seconded by Alderman Trainor,

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that the City Manager be authorized to appoint a Deputy Inspector of Buildings. Motion passed.

Question - Alderman LeBlanc Re: Violation of "No Stopping" Signs on Chebucto Road

Alderman LeBlanc asked that the Chief of Police be asked to look into the matter of violations of the "No Stopping" signs on Chebucto Road opposite the entrance to Simpson's, between 7:00 and 9:00 a.m.

His Worship the Mayor also asked that the Chief of Police investigate the need for a School Crossing Guard at the intersection of Norwood Street and Connaught Avenue, or at least increased vigilance by the mobile units of the Police Force during school days.

ACCOUNTS OVER \$500.00

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

<u>Dept.</u>	<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Fire	King Seagrave Ltd.	Radiator & Fan Belts for equipment	\$ 676.35
Works	McConnell Nursery Co.	Plants for Public Gardens	1,005.50
Convalescent Hospital	Workmen's Compensation		700.30
Pt. Pleasant Park	Municipal Spraying & Contracting Ltd.	1,600 c.y. Crusher Run Sand	1,000.00
	Longard's Trucking	Trucking 1600 tons of sand to Point Pleasant Park	1,584.00
	J. L. McNamara	Supplying and Installing Floor Tile - Canteen	725.21
			<u>\$5,691.36</u>

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MOVED by Alderman O'Brien, seconded by Alderman Healy,
that the accounts be approved for payment. Motion passed.

AGREEMENT - INTERNATIONAL UNION OF OPERATING ENGINEERS - LOCAL 968

A report was submitted from the City Manager advising that negotiations had been concluded with representatives of the International Union of Operating Engineers, Local 968, Bargaining Agents for the operating engineers employed at the Halifax Mental Hospital heating plant, and that a collective Bargaining Agreement had been prepared by the City Solicitor. (Copies of the report and draft Collective Agreement had been circulated to the members of Council prior to the meeting.)

MOVED by Alderman Trainor, seconded by Alderman H. W. Butler, that the Agreement as submitted be approved and that the Mayor and City Clerk be authorized to execute same on behalf of the City. Motion passed.

APPLICATION TO REZONE PROPERTY AT SOUTHWEST CORNER OF SHERWOOD STREET AND CHEBUCTO ROAD

MOVED by Alderman O'Brien, seconded by Alderman Black, that the application be referred to the Halifax, Dartmouth and County Regional Planning Commission and to the Town Planning Board for consideration and report. Motion passed.

STATEMENT - CHAIRMAN OF THE FORUM COMMISSION

Alderman Trainor, Chairman of the Halifax Forum Commission advised the Council that the Commission had called for proposals for the use of the Exhibition Grounds for racing. Two proposals had been received and the Commission has accepted the proposal of the Halifax Harness Horse Club, and a formal Agreement of Lease will be entered into with that Club for the ensuing fall season.