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Authorities. He pointed out that the original specifications called for seeding, but sodding is being suggested with a layer of stone immediately under the structure where sod or seeding will never be of any use. He said that the Province is being requested to share the cost.

Alderman O'Brien asked if it were not possible to make the appraisals upon the assumption that this work would be completed.

His Worship the Mayor pointed out that the direction of Council was that the appraisals be made after the work is completed and changes would have to be made by a vote of Council.

Alderman O'Brien was of the opinion that the instructions had a time limit.

His Worship the Mayor said that was not his understanding.

Staff were directed to check the minutes and a report submitted to the next Council meeting.

Question - Alderman O'Brien Re: Centennial Committee

Alderman O'Brien asked whether or not the City's Centennial Committee had made any progress toward a report.

His Worship the Mayor stated that meetings were held at which sub-committees were appointed to study proposed projects, but they were not in a position to report to Council as yet.

Alderman O'Brien asked if there were any risk of the City losing its share of the Federal Funds available for some public project here because of delay.

His Worship the Mayor said there was a greater risk

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from Provincial action than there is on any part of the City.

He stated that he would report to a subsequent meeting of Council.

Question - Alderman O'Brien Re: Awarding of Tenders for Lamps

Alderman O'Brien asked if the City Solicitor had received a request from the School Board regarding the refusal of Westinghouse to comply with the awarding of a low tender for lamps.

The Deputy City Solicitor informed Council that the letter had been received only today.

Alderman O'Brien asked whether or not the Solicitor is able to enforce the award.

He was requested to submit a report to the next meeting of Council.

Question - Alderman Richard Re: Management Consultants

Alderman Richard asked when a report could be submitted from the Finance and Executive Committee regarding the appointment of Management Consultants.

His Worship the Mayor said that no action had been taken on the matter during the City Manager's absence, but shortly after his return from vacation the matter would be processed and would appear on the agenda of the next meeting of Council.

Question - Alderman Meagher Re: Tenders for Gravel

Alderman Meagher asked who has the tender for supplying gravel to the City of Halifax this year.

The Commissioner of Works stated that Maritime Sand and Gravel were awarded one part of the contract and at the moment there is a conflict as the tenderers are not adhering

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to the specifications. He pointed out that if the tenderer is not supplying materials to meet the specifications, the City Manager can obtain the materials from some other supplier and, if the cost is higher than the contractor who should have supplied the proper materials, that contractor (tenderer) must pay the difference. He said the City Manager recently wrote to the tenderers and they claimed they could supply the proper materials and they did for a day or two, but the City is still not satisfied, and upon the City Manager's return Monday, the matter will again be considered.

Alderman Meagher asked who has the tender for the trucking of the gravel.

The Commissioner of Works stated that the gravel this year was supplied on the site.

Question - Alderman Macdonald Re: Capital Borrowing -
Street Lighting

Alderman Macdonald asked what has been done with respect to carrying out the street lighting installations on Hunter Street, money for which was provided in the Capital Budget in 1963.

The Commissioner of Works stated that tenders were awarded some time ago and installations will be made shortly.

Question - Alderman Macdonald Re: Redevelopment of Common

Alderman Macdonald asked if work were going to be carried out on the redevelopment of the Commons this year.

His Worship the Mayor said that this matter has been the subject of a study by the Development Department Staff, and a report would be submitted to the Development Committee shortly.

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Question - Alderman Richard Re: Street Lighting - Hydrostone Area

Alderman Richard asked if any progress had been made on the installation of new street lighting in the Hydrostone Area.

His Worship the Mayor stated that plans are underway now by the City Electrician and will be submitted to the Committee on Works shortly.

RATIFICATION OF COUNCIL ACTION - FOUR CIRCUS PERFORMANCES PER DAY

The City Clerk advised that a telephone poll of the members of Council had been carried out with respect to a request that the Sells-Gray Circus be permitted to hold four performances per day at not less than one hour and fifteen minutes each.

Alderman Richard suggested that the City Solicitor be instructed to draft rigid regulations regarding circus applications and that these be on file in the City Clerk's Office so that any person seeking an application could be given a copy of the regulations and told that these regulations are laid down by City Council and must be adhered to.

MOVED by Alderman A. M. Butler, seconded by Alderman Wyman, that the action of the Mayor and City Officials be ratified in connection with the special arrangements made with the Circus Officials and Canadian Legion. Motion passed.

REMOVING STREET LINE - PORTION OF CHAIN ROCK DRIVE

MOVED by Alderman O'Brien, seconded by Alderman Meagher, that Council fix Thursday, August 27, 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 lifting of street lines on a portion of Chain Rock Drive. Motion passed.

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LEAVE OF ABSENCE - CITY SOLICITOR

MOVED by Alderman A. M. Butler, seconded by Alderman H. W. Butler, that the City Solicitor be granted sick leave until September 1, 1964. Motion passed.

ACCOUNTS OVER \$500.00

MOVED by Alderman Breen, seconded by Alderman Macdonald, that the following accounts over \$500.00 be approved for payment:

<u>VENDOR</u>	<u>AMOUNT</u>
Canadian Mental Health Association	\$ 1,200.00
R. K. Kelley & Co. Limited	526.12
W. R. MacInnes & Company	9,135.00
Stokes Cap & Regalia Limited	618.54
Sheridan Nurseries Limited	578.00
Workmen's Compensation Board	572.47
	<hr/>
	\$12,630.13
	<hr/>

Motion passed.

REQUEST FOR SALARY ADJUSTMENTS - FOUR (4) RETIRED FIREMEN

It was agreed to refer this matter to the Finance and Executive Committee for consideration.

APPLICATION - NOVA SCOTIA LIGHT & POWER COMPANY LIMITED
(TRANSIT SYSTEM) TO BOARD OF PUBLIC UTILITIES

To: His Worship the Mayor and Members of City Council
From: D. F. Murphy, Deputy City Solicitor
Date: July 14, 1964
Subject: Application - Nova Scotia Light & Power Co. Ltd.
(Transit System) to Board of Public Utilities

Gentlemen:

Please be advised that on Friday, July 10, 1964, the Nova Scotia Light and Power Company Limited made application to the Board of Public Utilities for various changes in the transit routes and schedules. At the hearing, Mr. K.W. McGrail, the Assistant General Manager, read a prepared statement in support of the changes.

The matter was then adjourned, at the request of the City of Halifax, to August 18, 1964, at 10:00 a.m., in order

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that the City might cross-examine Mr. McGrail, and make any representations that it desires.

Council's direction is requested.

All of which is respectfully submitted,

D. F. Murphy,
Deputy City Solicitor.

MOVED by Alderman O'Brien, seconded by Alderman Abbott, that Mr. McGrail be invited to attend the next meeting of the Finance and Executive Committee to be held on July 23, 1964, for the purpose of outlining the application of the Nova Scotia Light and Power Company Limited to the Board of Public Utilities. Motion passed.

PROCLAMATION OF SECTIONS OF CITY CHARTER, 1963

To: His Worship the Mayor and Members of City Council
From: Leonard Mitchell, City Solicitor
Date: June 24, 1964
Subject: Proclamation of Sections of City Charter, 1963

On June 4, 1964, the Governor in Council proclaimed the following Sections of the Halifax City Charter, 1963:

Sections 20, 29 - 137 and 400 - 428, inclusive,
and repealed the relevant Sections of the old Charter.

At the same time, the Governor in Council approved the repeal of Section 747 of the old Charter, which provided a maximum height for buildings constructed in the City.

Therefore, to date, we have had proclaimed the following Sections of the 1963 Charter:

Sections 1 - 10	Sections 27 - 153
12 - 15	253
17 - 20	339 - 346
22	400 - 428
23	

Sections 1 to 153 cover the first Five Parts of the Charter, excepting six Sections, namely: Section 11 - dealing with the Composition of Council; Section 16 - dealing with the remuneration of Mayor and Aldermen; Section 21 - dealing with the first meeting of Council after Election Day; and Sections 24, 25 and 26 - dealing with the appointment of the Committee on Safety and the standing committees of Council.

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Section 253 provides for the deed transfer tax.

Sections 339 - 346, which is Part IX, covers Licenses.

Sections 400 - 428 provide for expropriation of land and the procedure to be followed therefor.

All of which is respectfully submitted.

Leonard Mitchell,
City Solicitor.

FILED.

NOTICE OF MOTION - ALDERMAN ALLAN M. BUTLER RE: TENDERS
FOR CONSTRUCTION AND ERECTION OF 2 GREENHOUSES AT THE
PUBLIC GARDENS

Alderman Allan M. Butler gave notice that at the next meeting of Council, he would move that the resolution passed by Council on June 25, 1964, respecting the tenders for construction and erection of 2 greenhouses at the Public Gardens, be rescinded.

TENDERS - NEW ROOF - CITY PRISON

The Council considered the report of the meeting of the Committee on Works held on April 23, 1964, with respect to the above matter.

After discussion, it was MOVED by Alderman Richard, seconded by Alderman Healy, that the matter be referred to Staff for consideration of a tender call to repair the roof at City Prison, in view of the temporary use of the facilities. Motion passed.

MODIFICATION OF SIDEYARD - #5419 GLEBE STREET

The City Council considered the report of the meeting of the Town Planning Board held on June 16, 1964, with respect to the above matter.

A letter was submitted from the adjoining property owner expressing no opposition.

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MOVED by Alderman Wyman, seconded by Alderman Healy,
that the application for a modification of sideyard at #5419
Glebe Street be approved in order to allow the conversion of
the existing single-family dwelling to a duplex. Motion passed.

LEASE - #572-574 BARRINGTON STREET

City Council considered the report of the meeting of
the Finance and Executive Committee held on July 16, 1964, with
respect to the above matter.

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

1. that authority be granted to negotiate a month-to-month lease with Mr. C. Marshall for the property at #572-574 Barrington Street;
2. that Mr. Marshall be notified that the rent will be at the rate of \$125.00 per month; and
3. that the lease provide that the tenant is responsible for heat and light within the building.

Motion passed.

EXPROPRIATION - PROPERTIES - BLOCK BOUNDED BY
BARRINGTON, JACOB, HURD STREETS AND POPLAR GROVE

MOVED by Alderman O'Brien, seconded by Alderman Abbott,
that the City Council authorize Staff to take the necessary
steps to effect an expropriation of the property in the block
bounded by Barrington, Jacob, Hurd Streets and Poplar Grove.
Motion passed.

Meeting adjourned 10:00 p.m.

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There were present: His Worship the Mayor, Chairman, and Alderman Abbott, MacDonald, A.M. Butler, Mesher, LeBlanc, Trainor, Realy, Wyman, Richard, O'Brien and H. W. Butler.

C. A. VAUGHAN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

MINUTES

The minutes of the meeting held on July 16, 1964, were approved on motion of Alderman Trainor, seconded by Alderman Richard.

PUBLIC HEARING RE: REZONING OF LAND - #380 MACLEAN STREET FROM R-2 ZONE TO R-3 ZONE

A public hearing was held at this time in connection with the application of the rezoning of the property at #380 MacLean Street to have the land rezoned from R-2 Zone to R-3 Zone.

The City Clerk stated that the matter had been duly advertised and that a petition, signed by twenty-nine property owners in the area opposing the rezoning, had been received, in addition to approximately fifteen letters from residents in the area protesting against the rezoning.

The Director of Planning displayed a plan showing the area involved and explained the proposal.

Mr. Stewart McInnes appeared on behalf of the petitioners who object to the rezoning on the grounds that any down grading of the zoning would have the effect of lowering property values in the area and would tend to change its present character and nature.

Mr. E. M. Fogo

**CITY COUNCIL
M I N U T E S**

Council Chamber,
City Hall,
Halifax, N. S.,
July 30, 1964,
8:15 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 Abbott, Macdonald, A.M. Butler, Meagher, LeBlanc, Trainor, Healy, Wyman, Richard, O'Brien and H. W. Butler.

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

MINUTES

The minutes of the meeting held on July 16, 1964, were approved on motion of Alderman Trainor, seconded by Alderman Richard.

PUBLIC HEARING RE: REZONING OF LAND - #980 MACLEAN STREET FROM
R-2 ZONE TO R-3 ZONE

A public hearing was held at this time in connection with the application of the owners of the property at #980 MacLean Street to have the land rezoned from R-2 Zone to R-3 Zone.

The City Clerk stated that the matter had been duly advertised and that a petition, signed by twenty-nine property owners in the area opposing the rezoning, had been received, in addition to approximately fifteen letters from residents in the area protesting against the rezoning.

The Director of Planning displayed a plan showing the area involved and explained the proposal.

Mr. Stewart McInnes appeared on behalf of the petitioners who object to the rezoning on the grounds that any down grading of the zoning would have the effect of lowering property values in the area and would tend to change its present character and nature.

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Mr. H. B. Rhude, appearing on behalf of the applicant, stated that the land in question would not be built upon but would be used for parking for four cars only, the balance being landscaped; and the proposed 40-unit apartment house would be constructed wholly on the portion of land which is zoned R-3.

He contended that the residents in the area are unnecessarily upset about the proposed development, and expressed the opinion that property values will be enhanced rather than being adversely affected.

MOVED by Alderman Meagher, seconded by Alderman Richard, that the land at #980 MacLean Street be rezoned from R-2 Zone to R-3 Zone.

The motion was put and resulted in the following vote:

<u>For the Motion:</u>	Aldermen Macdonald, A. M. Butler, Meagher, LeBlanc, Healy, Wyman, Richard and H. W. Butler	- 8
<u>Against it:</u>	Aldermen Abbott, Trainor and O'Brien	- 3

His Worship the Mayor declared the motion lost, a two-thirds majority vote (nine) being required.

Alderman A. M. Butler gave Notice that, at the next regular meeting of Council, he would move that the matter be reconsidered if such Notice is ruled in order by the Deputy City Solicitor

PUBLIC HEARING RE: ZONING OF LAND, NORTH OF NORTH STREET
AND EAST OF BARRINGTON STREET TO C-2 COMMERCIAL ZONE

A public hearing was held at this time in connection with the application of the Lessee of the Canadian National Railways land north of North Street and east of Barrington Street, as shown on Drawing No. P200/1349, to zone the land to C-2 (Commercial).

The City Clerk advised that the matter had been duly advertised and that no letter of objection had been received.

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No persons wished to be heard in favour of or against the proposed zoning.

MOVED by Alderman Abbott, seconded by Alderman Wyman, that the Canadian National Railways land north of North Street and east of Barrington Street, as described in the formal By-Law, be zoned to C-2 Zone. Motion passed unanimously.

REPORT - FINANCE & EXECUTIVE COMMITTEE

The Council considered the report of the meeting of the Finance and Executive Committee held on July 23, 1964, with respect to the following matters:

Charter Service Rates - Nova Scotia Light & Power Company Limited

MOVED by Alderman Trainor, seconded by Alderman O'Brien, that the City Solicitor be directed to attend the hearing before the Board of Commissioners of the Public Utilities on August 11, 1964, in connection with the application of the Nova Scotia Light and Power Company Limited, for changes in routes, rates and schedules of the transit system; and that he request the Board to ensure that the public interest is represented in its consideration of the question of the use of trolley coaches vs diesel busses, in view of the Company's interest in power and the recommendation contained in the Urwick-Currie Report respecting the greater use of diesel busses to provide more flexibility in the operation of the system. Motion passed.

Possible Acquisition of #299 Brunswick Street

MOVED by Alderman A. M. Butler, seconded by Alderman Abbott, that:

1. the property at #299 Brunswick Street be purchased from Mr. Derek G. Rounce for the sum of \$11,000.00, such amount to be settlement in full for all claims arising from such purchase;
2. the date of adjustment be set at August 31, 1964; and

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3. Mr. Rounce be permitted to lease the said property from the City at a monthly rental of \$165.00.

Motion passed.

Lease - #659 Barrington Street - Martin & Moore Limited

MOVED by Alderman O'Brien, seconded by Alderman Abbott, that the City Staff be authorized to negotiate a lease with Martin and Moore, Limited, for the property at #659 Barrington Street on a month-to-month basis at a rental of \$165.80 per month, the tenant to be responsible for supplying heat and light within the building.

Motion passed.

Lease - #47-49 Duke Street

MOVED by Alderman Abbott, seconded by Alderman Trainor, that the City Staff be authorized to negotiate a lease with Mr. J. Conn for the property at #47-49 Duke Street and #75 Argyle Street on a month-to-month basis at a rental of \$50.00 per month, the tenant to be responsible for supplying heat and light within the building. Motion passed.

Compensation - #357-365 Gottingen Street & #110 Maitland Street

MOVED by Alderman Abbott, seconded by Alderman O'Brien, that the sum of \$35,000.00 be paid to Mr. Anthony Nicholas as settlement in full for all claims arising from the purchase of his properties at #357-365 Gottingen Street and #110 Maitland Street.

Motion passed.

Uniacke Square Redevelopment Project - Phase II, Housing Program

MOVED by Alderman O'Brien, seconded by Alderman Abbott, that the Province of Nova Scotia and Central Mortgage and Housing Corporation be requested to give consent to the planning of a second subsidized rental project in Phase II of the Uniacke Square Redevelopment Project, in the block bounded by Gerrish, Brunswick, Cornwallis and Barrington Streets; and that, subsequent to agreement

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by the Province and the Corporation, Central Mortgage and Housing Corporation be requested to prepare Development Proposals for the area. Motion passed.

Authority to Expend Over \$500.00

MOVED by Alderman Trainor, seconded by Alderman Abbott, that the City Manager be authorized to expend funds in excess of \$500.00 to cover the purchase of the following equipment required by the Works Department:

One only	-	1800 x 25 x 24-ply tire	\$806.34
Three only	-	1800 x 25 tubes @ \$60.35 each	181.05
Three only	-	1800 x 25 flaps @ \$17.00 each	51.00
One only	-	Zeiss NI-2 Automatic Level & Tripod	720.00

Motion passed.

Sale of City-owned Land - Inglewood "B" Subdivision

MOVED by Alderman Trainor, seconded by Alderman Abbott, that Lot "D" in the Inglewood "B" Subdivision be re-offered for sale by tender. Motion passed.

Purchase and Sale of Land - Halifax Infirmary

As recommended by the Finance and Executive Committee at a meeting held on July 30, 1964, it was MOVED by Alderman A.M. Butler, seconded by Alderman Abbott, that the City purchase land on Morris Street from the Halifax Infirmary at \$2.48 per square foot, and convey to the Halifax Infirmary land on Dundonald Street at \$1.00 per square foot, as these rates are considered to be the market value of the two parcels of land involved.

MOVED in amendment by Alderman Trainor, seconded by Alderman O'Brien, that the City agree to convey to the Halifax Infirmary land on Dundonald Street required for hospital expansion, and to purchase land on Morris Street from the Halifax Infirmary on the basis of appraised values to be obtained by City Staff; and that any difference in values to the advantage of the City be paid as a grant to the Halifax Infirmary. Further, that if necessary

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legislation be sought to permit the City to make such a grant.

The amended motion was put and passed unanimously.

9:15 p.m. Council adjourned to meet as a Committee of the Whole to consider the item "Ordinance #111 - Early Closing of Shops" - Second Reading.

ORDINANCE #111 - "EARLY CLOSING OF SHOPS" - SECOND READING

Ordinance #111 which was read and passed a first time, after being amended, at the meeting of City Council held on July 16, 1964, was again submitted.

MOVED by Alderman Abbott, seconded by Alderman O'Brien, that Ordinance #111 as submitted be read and passed a second time. Motion passed.

9:18 p.m. Council reconvened, the same members being present.

ORDINANCE #111 - "EARLY CLOSING OF SHOPS" - SECOND READING

As recommended by the Committee of the Whole, it was MOVED by Alderman Abbott, seconded by Alderman O'Brien, that Ordinance #111, which is attached to the original copy of these minutes, be read and passed a second time. Motion passed with Alderman Wyman voting "against".

REPORT - COMMITTEE ON WORKS

The Council considered the report of the meeting of the Committee on Works held on July 23, 1964, with respect to the following:

Certificate #3(Final) Re: Recreation Building
Isleville Street Playground

MOVED by Alderman Macdonald, seconded by Alderman Healy, that final payment in the amount of \$2,722.50 be made to Fundy Construction Company Limited for the construction of a recreation building on the Isleville Street Playgrounds, Certificate

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#3 (Final) having been submitted from the Commissioner of Works.
Motion passed.

REPORT - TOWN PLANNING BOARD

The Council considered the report of the meeting of the Town Planning Board held on July 20, 1964, with respect to the following matters:

Extension to a Non-conforming Building and Modification of Lot Frontage and Lot Area - #3255 Connaught Avenue

MOVED by Alderman Healy, seconded by Alderman Richard, that the application for an extension to a non-conforming building and modification of lot frontage and lot area at #3255 (515) Connaught Avenue, to allow the conversion of the existing single-family dwelling to a three-unit apartment building by an addition at the rear, be approved. Motion passed with Aldermen Macdonald and O'Brien voting 'against'.

Modification of Sideyard and Frontyard - #2102 Poplar Street

MOVED by Alderman Richard, seconded by Alderman H. W. Butler, that the application for a modification of sideyard and frontyard requirements at #2102 (48) Poplar Street be approved to allow the conversion of the existing single-family dwelling to a duplex. Motion passed.

Extension to Non-conforming Building - #6625 Norwood Street

MOVED by Alderman Trainor, seconded by Alderman Macdonald, that the matter be deferred pending receipt of letters from the adjoining owners. Motion passed.

Extension to Non-conforming Use - #1249 LeMarchant Street

MOVED by Alderman Abbott, seconded by Alderman Trainor, that the request for permission to extend a non-conforming use at #1249(23) LeMarchant Street to permit the conversion of the existing

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~~single-family dwelling to a two-family dwelling, be refused.~~

Motion passed with Alderman Meagher voting "against".

Modification of Front and Sideyard Requirements - #3639 Deal Street

MOVED by Alderman Abbott, seconded by Alderman H.W. Butler, that the application for a modification of front and sideyard requirements at #3639 (23) Deal Street be approved to allow the conversion of the existing single-family dwelling to a duplex, subject to:

- (a) the garage being relocated to provide sufficient space for the parking of two cars;
- (b) the detailed design of the stairway be subject to staff approval of the design and location; and
- (c) requested that the applicant submit a letter from the adjoining property owners expressing their views.

Motion passed.

Use of Land for Sub-Station - Lots A & B Corner of Yale Street and Monastery Lane

MOVED by Alderman H. W. Butler, seconded by Alderman LeBlanc, that the request of the Nova Scotia Light and Power Company Limited for permission to erect an electrical distribution sub-station at #6249-6251 Yale Street be approved, subject to agreement on the design and detailed location of the building. Motion passed.

Service Station - Brunswick Street

MOVED by Alderman Richard, seconded by Alderman H.W. Butler, that the revised design of the service station to be erected on Brunswick Street (adjoining the Citadel Inn Motor Hotel) as shown on Drawing Nos. P202/90-105, be approved, subject to minor modifications of entrance driveways. Motion passed.

Alderman Wyman, referring to the fact that the location of the service station on the site had been approved by City Council

H. W. Butler, that the application for an alteration to a

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on June 28, 1962, asked that the Staff be directed to prepare a draft amendment to the City Charter for presentation to the appropriate Committee of Council, providing that after a lapse of twelve months Council approval of sites for service stations be cancelled if no action towards construction is undertaken by the applicant.

His Worship the Mayor directed the City Manager to take note of the request of Alderman Wyman.

Modification of Setback Requirements - #152-8 Hollis Street,
#31 Sackville Street and #59-75 Granville Street

MOVED by Alderman H. W. Butler, seconded by Alderman Abbott, that the application for a modification of setback requirements at #152-8 Hollis Street, #31 Sackville Street and 59-75 Granville Street, be approved to allow the construction of a twelve-storey office building.

Motion passed with Alderman O'Brien voting "against".

Alteration to a Subdivision - #152-8 Hollis Street, #31 Sackville Street and #59-75 Granville Street.

This matter was considered by the Town Planning Board at a meeting held on July 30, 1964, and due to the failure of the Board to waive the required hearing the matter must be again considered by the Board to set a date for a public hearing.

Alteration to a Subdivision - Lot 6B, 11B, B, 9A-12A Mackintosh St.

MOVED by Alderman H. W. Butler, seconded by Alderman Macdonald that the application for an alteration to a subdivision of Lots 9A-12A, B, 6B and 11B Mackintosh Street as shown on Drawing No. P200/1460-00-9-16021, be approved to allow comprehensive development of the property. Motion passed.

Alteration to a Subdivision - #6152-6160 Quinpool Road

MOVED by Alderman Richard, seconded by Alderman H. W. Butler, that the application for an alteration to a

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subdivision of the property at 6152-60 (96-100) Quinpool Road, as shown on Drawing No. P200/1478-00-9-16027, be approved to allow comprehensive development of the lots. Motion passed.

REPORT - PUBLIC HEALTH AND WELFARE COMMITTEE

The Council considered the report of the meeting of the Public Health and Welfare Committee held on July 23, 1964.

Amendment - Staff Establishment - City Prison

MOVED by Alderman Abbott, seconded by Alderman Meagher, that the Staff Establishment of the Halifax City Prison be amended to provide for seven (7) additional Guards and four (4) Guard Captains, and that the salary scale for the position of Guard Captain be set at a minimum of \$3,875.00 to a maximum of \$4,521.00 per annum. Also, that funds in the amount of \$9,094.15, the City's share of the additional cost for the balance of 1964, be provided under the authority of Section 316 C of the Halifax City Charter, 1931. Motion passed.

Tenders - Groceries for Institutions

MOVED by Alderman A. M. Butler, seconded by Alderman Trainor, that the following tenders for the supply of groceries to the Halifax Mental Hospital, the Halifax Convalescent Hospital, Basinview Home and the Halifax City Prison, for the period August 1st to October 31, 1964, be accepted as follows:

<u>Item</u>	<u>Halifax</u> <u>Wholesalers</u>	<u>Howards</u> <u>Limited</u>
Group 1. Baking Ingredients	-	\$ 143.17
Group 2. Fruits, Dry & Canned	\$ 1,393.86	-
Group 3. Spices & Seasoning	-	253.77
Group 4. Vegetables, Bulk & Canned	1,209.69	-
Group 5. Biscuits, Breakfast Foods	-	742.42
Group 6. Beverages, Soups	-	1,498.01
Group 7. Miscellaneous	1,228.96	-
Group 8. Cleaning Materials	563.18	-
Group 9. Diabetic Fruits	251.20	-

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Group 10. Juices	810.69	-
Group 11. Fish, Canned	356.50	-

Motion passed.

Tenders - Bedding - Basinview Home

MOVED by Alderman A. M. Butler, seconded by Alderman Abbott, that the following tenders covering the supply of bedding to Basinview Home be accepted:

Royal Supply Company Limited -

12 doz. Flannellette Sheets @ \$30.48 per doz.	\$365.76
15 doz. Bed Sheets @ 31.26 per doz.	468.90
3 doz. Bed Spreads (pink) @ 36.35 per doz.	109.05
3 doz. Bed Spreads (blue) @ 36.35 per doz.	109.05
Total	<u>\$1,052.76</u>

T. Eaton Company Limited -

10 doz. Draw Sheets @ \$16.70 per doz.	\$167.00
--	----------

Motion passed.

NOTICE OF MOTION - ALDERMAN ABBOTT RE: INTRODUCTION OF ORDINANCE #106, CIVIC ELECTIONS, FOR FIRST READING AT CITY COUNCIL, AUGUST 13

Alderman Abbott gave notice that at the next regular meeting of the City Council he would move that Ordinance #106, respecting Civic Elections, be introduced for first reading.

MOTION - ALDERMAN A. M. BUTLER, TO RESCIND MOTION OF COUNCIL, JUNE 25TH RE: TENDERS FOR CONSTRUCTION OF TWO GREENHOUSES AT PUBLIC GARDENS

MOVED by Alderman A. M. Butler, seconded by Alderman Macdonald that the resolution of Council at the June 25, 1964, meeting respecting "Tenders for the construction and erection of two Greenhouses at the Public Gardens" be rescinded.

The motion was passed with Aldermen Meagher and LeBlanc voting "against" it.

MOVED by Alderman A. M. Butler, seconded by Alderman Macdonald, that the tender of Lord and Burnham Company Limited in

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the amount of \$12,686.00, covering the supply and erection of two greenhouses at the Public Gardens, be accepted.

The motion was passed with Aldermen Meagher and LeBlanc voting "against" it.

ACCOUNTS OVER \$500.00

MOVED by Alderman Trainor, seconded by Alderman Abbott, that the following accounts over \$500.00 be approved for payment:

<u>Vendor</u>	<u>Amount</u>
Rolph Clark Stone Maritimes Limited	\$1,034.63
Alfred J. Bell & Grant Limited	3,212.00
L. W. Allen Limited	<u>1,500.00</u>
	<u>\$5,746.63</u>

Motion passed.

REPORT - CHARTER COMMITTEE

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

The City Charter Committee met on July 30, 1964, and reports as follows:

1. The Committee considered a draft of Ordinance No. 105, Respecting the Establishment of Standing Committees of Council and recommended same for approval after amending Section 5(2) by providing that a quorum for all meetings shall consist of five members, instead of four.
2. The Committee considered a draft of Ordinance No. 107, Respecting the Halifax City Court, and recommended same for approval.
3. The Committee considered a draft of Ordinance No. 110, Respecting A Tax for the Transfer of Real Property and recommended same for approval, after amending Section 2(c) by substituting the words "City Manager" for the word "Council" in the fourth line thereof.
4. The Committee considered a draft of Administrative Order No.5 respecting the Remuneration to be paid to the Mayor, Deputy Mayor and Aldermen, and recommended same for approval.
5. The Committee considered the matter of Section 16(5) of the City Charter, 1963, which had been referred by City Council on motion of Alderman Black to consider the possibility of amending the section to provide that members of Council who are appointed to various Boards and Commissions may accept additional remuneration as a member of such Board or Commission.

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July 30, 1964.

Your Committee recommends that Council approve in principle the adoption of a policy whereby no member of Council would be permitted to accept additional remuneration as a member of any Board or Commission to which they are appointed by City Council.

6. Your Committee recommends that the following Ordinances be repealed for the reasons indicated:

- No. 16 Respecting Omnibuses (Now covered by the provisions of the Motor Carriers Act)
- No. 25 Respecting Indecent Bathing (Covered by the provisions of the Criminal Code of Canada)
- No. 26 Respecting Commutation of Leases of Common Lots (Enabling legislation has been repealed by the Nova Scotia Legislature)
- No. 29 Respecting Horses, Cattle and Pounds (Now covered by the provisions of the Public Health Regulations)
- No. 48 Respecting private Parking Areas (Now covered by the provisions of the Motor Vehicle Act)
- No. 53 Respecting Enlargement of City Boundaries (Refers specifically to Fleming Park, boundaries of which are spelled out in the new City Charter).

7. Your Committee recommends that His Worship the Mayor make a request to the Governor in Council to proclaim Sections 476 to 494 inclusive of the Halifax City Charter, 1963, and that the corresponding sections of the Halifax City Charter, 1931, be repealed.

Respectfully submitted,

R. H. Stoddard
City Clerk

Alderman Healy gave Notice that at the meeting of the City Council scheduled for August 13, 1964, he would move that the following Ordinances be introduced for first reading:

- Ordinance No. 101 Respecting the Corporate, Amorial Achievement and Flag of the City of Halifax;
- Ordinance No. 103 Respecting the Rules of Order of Council;
- Ordinance No. 104 Respecting the Composition and Meetings of the Council;
- Ordinance No. 105 Respecting the Establishment of Standing Committees of Council;
- Ordinance No. 107 Respecting the Halifax City Council;

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Ordinance No. 110 Respecting a Tax for the transfer of Real Property.

Alderman O'Brien then gave Notice that at the meeting of City Council scheduled for August 13, 1964, he would move that the following Ordinances be repealed for the reasons hereinafter stated:

<u>Ordinance</u>	<u>Reason for Repeal</u>
No. 16 (Respecting Omnibuses)	- This matter is now covered by the Motor Carriers Act.
No. 25 (Respecting Indecent Bathing)-	This matter is governed by a section of the Criminal Code.
No. 26 (Commutation of Leases of Common Lots)	- The authorizing section of the 1931 City Charter has been repealed.
No. 29 (Respecting Horses, Cattle and Pounds)	- This is now the subject of the Health Regulations.
No. 48 (Respecting Private Parking Areas)	- This is now governed by the Motor Vehicle Act.
No. 53 (For the Enlargement of City Boundaries)	- This specifically dealt with Fleming Park. The boundaries of the City as set out in Section 7 of the new City Charter include Fleming Park.

MOVED by Alderman A. M. Butler, seconded by Alderman H. W. Butler, that recommendation No. 5 of the Charter Committee be referred to the Finance and Executive Committee for consideration. Motion passed.

MOVED by Alderman O'Brien, seconded by Alderman Healy, that His Worship the Mayor make a request to the Governor in Council to proclaim Sections 476 to 494 inclusive of the Halifax City Charter, 1963, and that the corresponding Sections of the Halifax City Charter, 1931, be repelaed. Motion passed.

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MOVED by Alderman Healy, seconded by Alderman O'Brien, that Administrative Order #5 respecting "the Remuneration to be paid to the Mayor, Deputy Mayor and Aldermen", be read and passed a first time. Motion passed.

REPORT - DEVELOPMENT COMMITTEE RE: INDUSTRIAL PARK SURVEY
HALIFAX COUNTY

Council considered a report from the Development Committee which advised that the Atlantic Development Board at the suggestion of the Port and Industrial Commission has decided to undertake a feasibility study on the establishment of an industrial park in Halifax County.

MOVED by Alderman Trainor, seconded by Alderman Meagher, that Council commend the Atlantic Development Board for its interest, and that a letter of appreciation be forwarded to the Chairman of the Board with a request that early action be taken on the matter. Motion passed.

EXPROPRIATION - PROPERTIES, BLOCK BOUNDED BY BARRINGTON STREET,
JACOB STREET, HURD STREET AND POPLAR GROVE

The following resolution was submitted:

WHEREAS the City Council of the City of Halifax has caused to be prepared a plan and description of certain properties in the City of Halifax and a list of the owners of such land, which land is required for street purposes and redevelopment purposes;

AND WHEREAS the City Council is of the opinion that the said lands should be acquired for the aforesaid purposes;

AND WHEREAS City Council cannot acquire the lands hereinafter described by agreement with the owner or owners at an amount that the said City Council considers a fair price;

AND WHEREAS City Council deems it necessary that the said lands should be expropriated;

THEREFORE BE IT RESOLVED by the City Council that, pursuant to the provisions of the Halifax City Charter, 1963 and amendments thereto, the said lands and any and all estates or interests therein, be, and the same are hereby expropriated for street purposes and for development purposes;

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AND BE IT FURTHER RESOLVED by the City Council that, pursuant to the provisions of the said City Charter, the City Clerk do file with the Registrar of Deeds a copy of the said Plan of Expropriation, bearing number TT-1-15946, and a copy of this Resolution under the Seal of the City of Halifax;

AND BE IT FURTHER RESOLVED that the lands to be expropriated, the assessed owners, and the compensation to be paid therefor, are as follows:

<u>LANDS TO BE EXPROPRIATED</u>	<u>ASSESSED OWNERS</u>	<u>COMPENSATION</u>
11-15 Jacob Street	M. Louise Clayton	\$ 70,000.00
662-684 Barrington Street	Ralph Connor & Co.Ltd.	110,000.00
644-654 Barrington Street	Halifax Wholesalers Ltd	1.00
686-692 Barrington Street	M. Louise Clayton	9,000.00
694-704 Barrington Street	W. & A. Moir Ltd.	45,000.00

THE SAID LANDS BEING DESCRIBED AS FOLLOWS:

ALL that certain lot, piece or parcel of land situate, lying and being on the southwestern side of Barrington Street (formerly Lockman Street) between Jacob Street and Hurd Street in the City of Halifax as shown bordered in red on a plan entitled "Expropriation Plan of Certain Lands Required by the City of Halifax for Street Purposes and Redevelopment Purposes" dated April 24, 1964, and being on file in the Office of the Commissioner of Works of the City of Halifax at City Hall, as Plan No. TT-1-15946; and said land being more particularly described as follows:

Beginning at the point where the northwestern official street line of Jacob Street is intersected by the southwestern street line of Barrington Street (Formerly Lockman Street);

Thence southwestwardly and continuing westwardly along the said official street line of Jacob Street for a distance of one hundred and two feet and ninety-two hundredths of a foot (102.92) to the northeastern boundary line of land expropriated by the City of Halifax on May 30, 1962;

Thence northwestwardly along the said northeastern boundary line of land expropriated by the City of Halifax on May 30, 1962, for a distance of ninety-eight feet (98') to the northwestern boundary line of said land expropriated by the City of Halifax on May 30, 1962;

Thence southwestwardly along the said northwestern boundary line of land expropriated by the City of Halifax on May 30, 1962, for a distance of four feet (4') to the northeastern boundary line of said land expropriated by the City of Halifax on May 30, 1962;

Thence northwestwardly along the said northeastern boundary line of said land expropriated by the City of Halifax on May 30, 1962, for a distance of fifty-four feet (54') to the southeastern boundary line of said land expropriated by the City of Halifax on May 30, 1962;

Thence southwestwardly along the said southeastern boundary line of land expropriated by the City of Halifax on May 30, 1962, for a

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distance of one hundred and five feet (105') to the northeastern official street line of Poplar Grove;

Thence northwestwardly along the said northeastern official street line of Poplar Grove and continuing northwestwardly along the northeastern street line of Poplar Grove for a distance of two hundred and fifty-three feet (253') to the southeastern boundary line of other land expropriated by the City of Halifax on May 30, 1962;

Thence northeastwardly along the said southeastern boundary line of other land expropriated by the City of Halifax on May 30, 1962, for a distance of forty-four feet (44') to the northeastern boundary line of said other land expropriated by the City of Halifax on May 30, 1962;

Thence northwestwardly along the said northeastern boundary line of said other land expropriated by the City of Halifax on May 30, 1962, for a distance of sixty-five feet (65') to the southeastern official street line of Hurd Street;

Thence northeastwardly along the said southeastern official street line of Hurd Street for a distance of sixty-nine feet (69') to the former southwestern street line of Lockman Street;

Thence southeastwardly along the various courses of the said southwestern street line of Lockman Street for a distance of five hundred and two feet and five tenths of a foot more or less or to the place of beginning.

AND ALSO ALL that certain lot, piece or parcel of land situate, lying and being at the northwestern corner of Barrington Street and Hurd Street in the City of Halifax as shown bordered in red on a plan entitled "Expropriation Plan of Certain Lands Required by the City of Halifax for Street Purposes and Redevelopment Purposes" dated April 24, 1964, and being on file in the Office of the Commissioner of Works of the City of Halifax at City Hall as Plan No. TT-1-15946; the said land being more particularly described as follows:

Beginning at the point where the northwestern official street line of Hurd Street is intersected by the southwestern official street line of Barrington Street;

Thence southwestwardly along the said northwestern official street line of Hurd Street for a distance of one hundred and eight feet and five tenths of a foot (108.5') to the northeastern boundary line of land expropriated by the City of Halifax on May 30, 1962;

Thence northwestwardly along the said northeastern boundary line of land expropriated by the City of Halifax on May 30, 1962, for a distance of one hundred and thirty-nine feet (139') to the southeastern boundary line of said land expropriated by the City of Halifax on May 30, 1962;

Thence northeastwardly along the said southeastern boundary line of land expropriated by the City of Halifax on May 30, 1962, for a distance of seventy-five feet (75') to the said southwestern official street line of Barrington Street;

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Thence southeastwardly along the said southwestern official street line of Barrington Street for a distance of one hundred and forty-six feet (146') more or less to the place of beginning.

of the aff MOVED by Alderman O'Brien, seconded by Alderman Abbott, that the Resolution as submitted be approved. Motion passed unanimously.

DEFERRED BUSINESS

Bicentennial Drive Property Appraisals

To: His Worship the Mayor and Members of City Council
From: P. F. C. Byars, City Manager
Date: July 30, 1964
Subject: Second Appraisal - Properties Bicentennial Area

As instructed at the last meeting of City Council, the minutes have been checked as to the latest action taken with respect to the above item.

At a meeting of the Finance and Executive Committee, held on December 23, 1963, a report was submitted from the City Manager, dated December 16, 1963, advising that the second appraisal would be carried out after landscaping work had been completed and that the work could not be done until sometime in 1964.

The following motion was approved:

"MOVED by Alderman O'Brien, seconded by Alderman Lane, that a decision be deferred until August 1, 1964, after the second appraisals of the properties affected have been made."

The Commissioner of Works advises that the Department of Highways has agreed to share the cost of sodding the area under the overhead structure between Elliott Street and Abbott Drive. Work is to begin at once.

Respectfully submitted,

P. F. C. BYARS
CITY MANAGER

Report - In reply to a question by Alderman O'Brien, the Commissioner of Works stated that the landscaping work is to start immediately and will be completed within two or three weeks depending upon the weather conditions.

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MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that Staff be authorized to obtain further appraisals of the affected properties in the area of the Bicentennial Drive Entrance. Motion passed.

Report - Centennial Committee

His Worship the Mayor reported verbally that the Centennial Committee is still considering various projects to mark the Centenary of Confederation; and he stated that earlier rumors to the effect that the City would not receive the per capita grant are unfounded and that there is still a possibility that it will be made available. Also, the National Centennial organization has requested him to arrange for a re-enactment of the arrival in Halifax in 1864 of the delegates attending the Charlottetown Conference which will be staged in Halifax on September 3, 1964.

It was agreed to request the Development Committee to consider suggestions for projects for presentation to the Centennial Committee.

Report - City Solicitor Re: Awarding of Tenders for Lamps - School Board

The Deputy City Solicitor reported verbally that the Canadian Westinghouse Company, the successful tenderer, had advised the Board of School Commissioners that an error had been made in their submission and that they could not fulfil the terms of the contract. However, after consultation, the Company had agreed to honor the contract.

Report - Management Consultants

His Worship the Mayor stated that the matter is not properly before the Council because the matter is still under consideration in the Finance and Executive Committee. He stated that

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he would be reporting to that Committee when his submission has been completed.

PETITION - HALIFAX GRAMMAR SCHOOL, ATLANTIC STREET

To: His Worship the Mayor and Members of City Council
From: P. F. C. Byars, City Manager
Date: July 30, 1964
Subject: Petition - Halifax Grammar School, Atlantic Street

At the last meeting of City Council on July 16, 1964, a petition from the property owners neighbouring on the Halifax Grammar School was referred to Staff for a report. The petition deals with unsatisfactory conditions on Atlantic Street caused by traffic generated by the School.

The matter of vehicular traffic, car parking and drive-ways for the Grammar School was previously the subject of discussions between City Staff, School Administration and property owners. The improvements introduced by the School as a result of these discussions appeared to be satisfactory. However, the new petition indicates that the matter will require further study.

Unfortunately, the Headmaster and Assistant Headmaster of the Grammar School are away and Staff is not able to discuss the matters raised by the petition. However, the question will be raised with the School Administration immediately on the return of the Headmaster from his vacation. In the meantime, while the School is closed for the summer vacation, the traffic problems which it may be creating should not be present.

Respectfully submitted,

P. F. C. BYARS
CITY MANAGER

FILED.

10:00 p.m. Meeting adjourned.

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C. A. VAUGHAN
MAYOR & CHAIRMAN

R. H. STODDARD
CITY CLERK

Dr. E. M. Fogo

CITY COUNCIL
M I N U T E S

Council,
August 13, 1964.

Council Chamber,
City Hall,
Halifax, N. S.,
August 13, 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, Macdonald, A. M. Butler, Meagher, LeBlanc, Trainor, Healy, Wyman, Richard, O'Brien and H. W. Butler.

Also present were Messrs. P. F. C. Byars, R. H. Stoddard, W. J. Clancey, D. F. Murphy, G. F. West, W. Cleary, G. H. Brundige, J. F. Thomson, J. L. Leitch, K. Munnich and Dr. E. M. Fogo.

MINUTES

The minutes of the meeting held on July 30, 1964, were approved on motion of Alderman Black, seconded by Alderman Abbott.

REPORT - DEVELOPMENT COMMITTEE

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

The Development Committee at a meeting held August 13th considered various items of civic business and now reports as follows:

Survey - Armdale Rotary and North West Arm Bridge

1. It is recommended that a firm of Engineering Consultants be retained jointly by the Province and the City of Halifax:
 - (a) To study and report on present and future traffic moving through the Armdale Rotary and its effect on City Streets and Provincial Highways leading to the Rotary;
 - (b) To study and recommend improvement of traffic facilities in and out of Halifax that: