

Council,
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Alderman LeBlanc expressed opposition to the resolution contending that the make-up of the Development Committee is out of balance. He pointed out that many of the decisions made by the Development Committee have been made with only two members present, and contended that the decisions respecting development of the City are too important to be made by a small committee.

MOVED in amendment by Alderman Matheson, seconded by Alderman H. W. Butler, that the resolution be amended by substituting the word "discussions" for the word "negotiations" in the second and third paragraphs; also that the first three lines of the third paragraph be amended to read "The Development Committee and the City Manager be authorized to meet".

The amendment was put and passed, as follows:

For the Motion: Aldermen Black, Abbott, Moir,
Matheson, A. M. Butler, Meagher,
LeBlanc, Trainor, Richard,
O'Brien and H. W. Butler - 11

Against it: Aldermen Connolly and Richard - 2

MOVED in amendment by Alderman Richard, seconded by Alderman LeBlanc, that the resolution be re-worded, as follows:

RESOLUTION

WHEREAS the City Council of the City of Halifax is desirous of having certain parts of the downtown area of the City redeveloped by private developers;

AND WHEREAS it has become apparent that preliminary discussions with any private developer or developers for the development of all or any part of the downtown redevelopment area cannot be conducted during open meetings of City Council, due to the confidential nature of such preliminary discussions, particularly with respect to the financing of any such proposed development;

NOW THEREFORE BE IT RESOLVED that a Discussion Committee consisting of His Worship the Mayor, two members of the Finance and Executive Committee, two members of the Town Planning Board, and the City Manager or his representative, is hereby formed and authorized to meet privately with any developer or developers in order to consider any development proposal or proposals by such developer or developers for the development of all or any part of the downtown

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redevelopment area; and if any such development deals with land owned jointly by the City of Halifax and Central Mortgage and Housing Corporation; then such Discussion Committee shall also include two members appointed by Central Mortgage and Housing Corporation. Any such meeting or meetings shall take the form of preliminary discussions only for the purpose of enabling such developer or developers to make a firm development proposal or proposals to the City for the development of all or any part of the downtown area;

AND BE IT FURTHER RESOLVED that the foregoing resolution does not in any manner whatsoever abrogate, delegate, infringe upon, or replace the authority of the City Council to approve, disapprove, accept or reject any such development proposal or proposals, nor is any action, commitment, undertaking or recommendation of such Committee binding upon City Council which has the absolute right to approve, disapprove, accept or reject any such development proposal or proposals.

Alderman O'Brien questioned whether the Central Mortgage and Housing Corporation representative should have committee member status if the City Manager is not to have such status.

MOVED by Alderman A. M. Butler, seconded by Alderman Trainor, that further discussion on the matter be deferred to the next meeting of Council.

The motion to defer was put and passed, eleven members voting "for" and two members voting "against".

11:35 a.m. Alderman Black and Matheson retire.

BOARD OF MANAGEMENT - HALIFAX CONVALESCENT HOSPITAL

The Chairman of the Board of Management of the Halifax Convalescent Hospital reported that at the meeting of the Board held on December 3, 1964, two sub-committees had been formed to investigate:

- (a) Problems relating to the matter of food at the Convalescent Hospital; and
- (b) The broad area of the administration of the Hospital.

He stated that the Sub-Committee had held two meetings and had reported that after these meetings it was agreed that:

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"It was neither proven nor disproven whether, in the past, insufficient food has been supplied to the Rehabilitation Centre and it was felt this was strictly an academic consideration.

"The revolving menu indicated sound meal planning with variety of food between days and weeks. The kitchen appeared to be in good order and spotlessly clean. The food was well prepared and in accordance with the menu of the day. It was recognized that because the patients of the Rehabilitation Centre are resident at the hospital for long terms boredom with institutional cooking is a serious problem. The dietitian has established portion control. This has not yet been turned over to Mr. Lawrence".

The report contained the following recommendations:

1. THAT some degree of selection be instituted with respect to the main meal on Tuesdays and Fridays;
2. THAT the feasibility of instituting selective menus for all meals be investigated;
3. THAT staple quantities be requisitioned by the Rehabilitation Centre from an agreed portion scale;
4. THAT this report be considered an interim report, and that the Sub-Committee meet again in one month's time to investigate the improvements.

MOVED by Alderman Richard, seconded by Alderman Doyle, that the recommendations as contained in the report of the Sub-Committee be approved. Motion passed.

MOVED by Alderman Richard, seconded by Alderman O'Brien, that the City Solicitor be instructed to prepare draft legislation amending the City Charter to provide that the Council may by Ordinance appoint members to the Boards of Management of the Halifax Mental Hospital, Halifax Convalescent Hospital and Basinview Home. Motion passed.

BOARD OF MANAGEMENT - HALIFAX MENTAL HOSPITAL

Alderman O'Brien reporting as Chairman of the Board of Management of the Halifax Mental Hospital stated that he had been directed by the Board to present the following motion to City Council:

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"MOVED by Alderman O'Brien that a formal request be made to the Government of Nova Scotia to immediately implement that portion of the Report of Touche, Ross, Bailey and Smart, dated August 21, 1964, which refers to the care of the mentally ill".

The motion was seconded by Alderman Connolly and passed.

HALIFAX FORUM COMMISSION

A report was submitted from the Chairman of the Halifax Forum Commission relating to the operations of the Halifax Forum.

MOVED by Alderman Trainor, seconded by Alderman A. M. Butler, that the report be referred to a special meeting of the Finance and Executive Committee at the Call of the Chair.

Motion passed.

QUESTION - ALDERMAN TRAINOR RE: BUDGET FOR 1965

Alderman Trainor asked when the City Manager expected to have the Budget Estimates for 1965 ready for distribution to the members of Council.

The City Manager stated that the Budget Estimates would be available within one week.

NOTICE OF MOTION - ALDERMAN BLACK TO RESCIND RESOLUTION OF COUNCIL
DECEMBER 17, 1964 RE: ENGAGEMENT OF LARRY SMITH AND COMPANY

Alderman O'Brien, on behalf of Alderman Black, gave notice that at the next regular meeting of City Council he will move that the resolution passed by City Council on December 17, 1964, respecting the engagement of the firm of Larry Smith and Company to undertake an economic study of Halifax, be rescinded.

NOTICE OF MOTION - ALDERMAN O'BRIEN RE: DISTRIBUTION OF SEATS IN
THE NOVA SCOTIA LEGISLATURE

Alderman O'Brien gave notice that at the next regular meeting of the City Council he will move that Council request the Government of Nova Scotia to undertake a redistribution of seats in the Nova Scotia Legislature to give Halifax a number of seats in proportion to its share of the population.

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NOTICE OF MOTION - ALDERMAN O'BRIEN RE: IMPLEMENTATION OF
RECOMMENDATION OF TOUCHE, ROSS, BAILEY AND SMART RESPECTING
ADMINISTRATION OF JUSTICE

Alderman O'Brien gave notice that at the next regular meeting of City Council he will move that the Government of Nova Scotia be requested to implement the section of the Report of Touche, Ross, Bailey and Smart, dated August 21, 1964, respecting the Administration of Justice.

NOTICE OF MOTION - ALDERMAN RICHARD RE: CONTROL OF HOURS OF HEAVY
CONSTRUCTION MACHINERY

Alderman Richard gave notice that at the next regular meeting of City Council he will move that the City Solicitor be instructed to prepare a draft Ordinance prohibiting the operation of heavy construction machinery during the hours of 11:00 p.m. and 7:00 a.m. in residential areas or areas adjacent to residential areas, except in cases of necessity on public property.

NOTICE OF MOTION - ALDERMAN LEBLANC RE: MORATORIUM ON PROPERTY
ACQUISITIONS

Alderman LeBlanc gave notice that at the next regular meeting of City Council he will move the following resolution:

WHEREAS the City of Halifax has now acquired considerably more land by expropriation than appears ready for immediate development; and

WHEREAS such acquisition and demolition is depriving the City of habitable living accommodations and creating grave uncertainty, hardship, and business interruption for several firms; and

WHEREAS additional acquisition and demolition at this time is contributing to the already present vacant and unsightly areas in our City; and

WHEREAS such action on the City's part is prematurely contributing to the ever-increasing financial burden due to the advance capital costs and interest charges, combined with a resultant decrease of tax revenue;

BE IT HEREBY RESOLVED that this Council declare at once a MORATORIUM on all property acquisitions other than those which are required for the immediate construction of projects designed to rebuild on the present vacant areas. FURTHERMORE, that the

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Development Department be instructed to direct its full attention and activity to the rehabilitation of the areas so affected and at the same time establish definite traffic routes in the areas concerned.

NOTICE OF MOTION - ALDERMAN MEAGHER RE: TERM OF OFFICE
OF ALDERMEN

Alderman Meagher gave notice that at the next regular meeting of City Council he will move the following resolution:

WHEREAS by legislation obtained in 1964 the City of Halifax has provided that the term of office of the present Mayor and all the members of City Council will expire simultaneously in October 1966;

AND WHEREAS no other City Town or Municipality in the Province of Nova Scotia has the term of office of all the members of the Council expiring on the same date;

AND WHEREAS it is deemed inadvisable that the term of office of all members of the City Council should expire at the same time;

NOW THEREFORE BE IT RESOLVED that the City of Halifax seek legislation to provide that for the 1966 regular civic election the term of office of seven of the Aldermen to be elected at that time be for a period of three years and that the term of office of the remaining seven Aldermen elected at that time shall be for a period of two years, and at subsequent regular civic elections for Aldermen, the term of office for those elected shall be for a period of three years.

NOTICE OF MOTION - ALDERMAN TRAINOR RE: RE-ORGANIZING THE DEVELOPMENT
COMMITTEE

Alderman Trainor gave notice that at the next regular meeting of City Council he will move that consideration be given to the matter of re-organizing and increasing the number of members of the Development Committee.

MOTION - ALDERMAN O'BRIEN RE: FORMATION OF URBAN ASSOCIATION

MOVED by Alderman O'Brien, seconded by Alderman Trainor, that the Mayor be authorized to discuss with the Mayors of Dartmouth and Sydney, Nova Scotia, the possibility of forming an urban association for the purpose of bringing to the attention of the Government of Nova Scotia the need for applying a different

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formula for determining the Municipal Grants to be paid to the urban areas, in view of the extra municipal services that have to be provided by the urban municipalities because of the heavy concentration of population in such areas, such as expensive traffic devices and police protection. Motion passed.

MOTION - ALDERMAN ABBOTT TO INTRODUCE ORDINANCE #104, "THE COUNCIL ORDINANCE - FOR FIRST READING

MOVED by Alderman Abbott, seconded by Alderman Trainor, that Ordinance #104, "The Council Ordinance", be introduced for first reading. Motion passed.

MOVED by Alderman Abbott, seconded by Alderman Trainor, that Ordinance #104 be read and passed a first time. Motion passed.

MOTION - ALDERMAN ABBOTT TO INTRODUCE ORDINANCE #105 "THE COMMITTEE ORDINANCE" - FOR FIRST READING

MOVED by Alderman Abbott, seconded by Alderman Trainor, that Ordinance #105, "The Committee Ordinance", be introduced for first reading. Motion passed.

MOVED by Alderman Abbott, seconded by Alderman Trainor, that Ordinance #105 be read and passed a first time. Motion passed.

ADMINISTRATIVE ORDINANCE #1, ENTITLED "THE HALIFAX POLICE FORCE" - FOR SECOND READING

MOVED by Alderman Trainor, seconded by Alderman Abbott, that Administrative Order #1, entitled "The Halifax Police Force", which was read and passed a first time at the meeting of City Council held on December 17, 1964, be read and passed a second time. Motion passed.

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ADMINISTRATIVE ORDER #3, ENTITLED
"ALLOWANCE TO DEPENDENTS OF POLICEMEN AND FIREMEN", FOR SECOND READING

MOVED by Alderman Abbott, seconded by Alderman H.W. Butler, that Administrative Order #3, entitled "Allowances to Dependents of Policemen and Firemen" which was read and passed a first time at the meeting of City Council held on December 17, 1964, be read and passed a second time. Motion passed.

ADMINISTRATIVE ORDER #4, ENTITLED
"BOARD OF FIRE ESCAPES" - FOR SECOND READING

MOVED by Alderman Trainor, seconded by Alderman H.W. Butler, that Administrative Order #4, entitled "Board of Fire Escapes", which was read and passed a first time at the meeting of City Council held on December 17, 1964, be read and passed a second time. Motion passed.

LETTER - SAINT PAUL'S CHURCH COMMITTEE RE:
CANADA'S "CENTENNIAL YEAR 1967"

A letter was submitted from the Chairman of Saint Paul's Church Committee offering to cooperate in any way with the City in the activity planned during the celebration of Canada's "Centennial Year 1967".

MOVED by Alderman Trainor, seconded by Alderman A.M. Butler, that the letter be referred to the Centennial Committee for its attention and appropriate action. Motion passed.

LETTER - TWIN CITIES DAIRY LIMITED RE:
MILK SUPPLY TO CIVIC INSTITUTIONS

A letter was submitted from the Twin Cities Dairy Limited requesting that the City purchase its supply of milk for civic institutions from that firm in view of the considerable taxes paid by it.

It was agreed to refer the matter to the Public Health and Welfare Committee to consider a policy of purchasing which would

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take into account relative tax values to the City in view of the conformity of prices submitted by the various tenderers.

RESETTING DATE FOR PUBLIC HEARING
AMENDMENT TO ZONING BY-LAW RE: PROFESSIONAL OFFICES - R-2 ZONES
FEBRUARY 11, 1965

The City Clerk advised that in connection with the Public Hearing set for January 28, 1965, respecting an amendment to the Zoning By-law Re: Professional Offices in R-2 Zones, he had been unable to place the advertisement in the local newspaper in sufficient time to comply with the law.

MOVED by Alderman H. W. Butler, seconded by Alderman Doyle, that Council fix Thursday, February 11, 1965, 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 amendment to the Zoning By-law re: Professional Offices in R-2 Zones. Motion passed.

ANNUAL REPORT - EMERGENCY MEASURES ORGANIZATION

The Fourteenth Annual Report of the Emergency Measures Organization was submitted from the Director. (Copies of the report had been circulated to the members of Council prior to the meeting.)

MOVED by Alderman Trainor, seconded by Alderman A.M. Butler, that the report be tabled. Motion passed.

SNOW REMOVAL - BOOKMOBILE LOCATIONS

A letter was submitted from the Chief Librarian, Halifax Memorial Library, requesting on behalf of the Library Board, that assurance be given that snow will be moved from five Bookmobile Stops and the driveway and parking areas at the Memorial Library.

MOVED by Alderman Trainor, seconded by Alderman Abbott, that the City Manager be directed to issue the necessary instructions to have snow cleared at the requested locations. Motion passed.

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LETTER - HALIFAX-DARTMOUTH AND DISTRICT TRADES AND LABOUR
COUNCIL RE: CITY'S BRIEF TO MINIMUM WAGE BOARD

A letter was submitted from the Halifax-Dartmouth and District Trades and Labour Council commending the City of Halifax for the fine brief which was presented to the Provincial Government with regard to the Minimum Wage Act.

FILED.

ACCOUNTS OVER \$500.00

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

<u>Dept.</u>	<u>Vendor</u>	<u>Purpose</u>	<u>Amount</u>
Finance	United Shoe Machinery Co. of Canada, Limited	Rivets - City Field Stores	\$618.54

MOVED by Alderman Trainor, seconded by Alderman Abbott, that the account be approved for payment. Motion passed.

DEFERRED BUSINESS

Petition - Halifax Grammar School

It was agreed to direct the City Manager to advise the appropriate officials of the Halifax Grammar School that the City has dealt with the subject matter of the petition within the limits of its authority.

Expansion - Halifax Convalescent Hospital

It was agreed to withdraw this item from the agenda as the matter is in the hands of the Board of Management of the Halifax Convalescent Hospital.

Tenders - Crushed Stone

Further deferred.

Policy Re: Removal of Snow from Streets in Business Districts

The City Manager advised that a report on the matter will be presented at the next meeting of the Committee on Works.

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It was agreed to further defer same.

RETROACTIVE PAY - FOUR RETIRED FIREMEN
BOARD OF ARBITRATION DECISION

A report was submitted from the City Manager advising that the Board of Arbitration, appointed to arbitrate the question of whether four retired members of the Halifax Fire Department were entitled to retroactive pay, had submitted its findings as follows:

".....that the parties intended that there should be no hiatus between the expiry of the old agreement and the beginning of the new one.

"If the new agreement were intended to be effective from January 1st, 1963, then it must include the personnel who were employed by the City at that time and does include the four men who retired during the period of negotiation."

The Board then

"finds that Thomas J. Hartnett is entitled to receive \$20.58; Myles B. Boutilier is entitled to receive \$61.16; James F. Hensher is entitled to receive \$144.06; and Ralph B. Miller is entitled to receive \$185.22."

MOVED by Alderman Connolly, seconded by Alderman Doyle, that the City Treasurer be authorized to pay to the four retired members of the Halifax Fire Department named hereunder the amounts shown opposite their names:

Thomas J. Hartnett	\$20.58
Myles B. Boutilier	61.16
James F. Hensher	144.06
Ralph B. Miller	185.22

the amount to be paid in each case to be subject to deductions for income and other deductions, including superannuations and that the necessary adjustments be made to the pensions payable to the said four former employees. Motion passed.

APPOINTMENT - CONCILIATION BOARD AND CITY REPRESENTATIVE
COLLECTIVE BARGAINING - I.A.F.F.

Deleted from the agenda.

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DECISION - SUPREME COURT OF NOVA SCOTIA RE:
HALIFAX RELIEF COMMISSION vs CITY OF HALIFAX
EXPROPRIATION OF INDUSTRIAL MILE AREA

A report was submitted from the City Solicitor advising that the Supreme Court of Nova Scotia en banc had dismissed the appeal of the Halifax Relief Commission in connection with the expropriation of certain of their lands in the Industrial Mile Area and had upheld the award of \$38,541.82, plus interest, made by Mr. Justice Coffin.

His Worship the Mayor, on behalf of the Council, commended the City Solicitor for having successfully argued his case in the Courts.

FILED.

VISIT TO CANADIAN CITIES BY THE FIRE CHIEF

MOVED by Alderman A. M. Butler, seconded by Alderman O'Brien, that the Fire Chief be authorized to visit a number of Canadian Cities selected by the City Manager to investigate working conditions and hours of work in the Fire Departments of such cities. Motion passed.

12:45 p.m. Alderman Meagher retires.

1965 LEGISLATION

Draft Legislation for 1965 as prepared by the City Solicitor was submitted at this time.

The legislation was presented in five sections as follows:

1. General Legislation;
2. Amendment to the Halifax Forum Commission Act;
3. Amendments to the Halifax Special Tax Revisions Act;
4. Amendments to the Halifax City Charter, 1963;
5. Further amendments to the Halifax City Charter, 1963.

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It was agreed to consider the various sections separately, item by item:

1965 Legislation - General

Item No. 1 - Approved on motion of Alderman A. M. Butler, seconded by Alderman Trainor.

Item No. 2 - Approved on motion of Alderman A. M. Butler, seconded by Alderman Abbott.

Item No. 3 - Approved on motion of Alderman Connolly, seconded by Alderman Doyle.

Item No. 4 - Approved on motion of Alderman Lane, seconded by Alderman Moir.

Item No. 5 - Approved on motion of Alderman O'Brien, seconded by Alderman Abbott.

Item No. 6 - Approved on motion of Alderman A.M. Butler, seconded by Alderman H. W. Butler.

Item No. 7 - Approved on motion of Alderman Richard, seconded by Alderman Moir.

Item No. 8 - Approved on motion of Alderman H.W. Butler, seconded by Alderman A. M. Butler.

The Halifax Forum Commission Act

The following draft amendment was submitted:

1. Subsection (1) of Section 10 of Chapter 71 of the Acts of 1962, The Halifax Forum Commission Act, is repealed and the following substituted therefor:

(1) The books and accounts of the Commission shall be audited and checked from time to time by an auditor or auditors appointed by the Commission and approved by the Council. The Council may, from time to time, appoint such other auditor or auditors for the purpose of investigating the affairs of the Commission and such auditor or auditors shall report to the Council or to such committee of Council as Council directs.

MOVED by Alderman A. M. Butler, seconded by Alderman H. W. Butler, that Sub-section (1) of Section 10 of Chapter 71 of the Acts of 1962, The Halifax Forum Commission Act be repealed and the following substituted therefor:

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(1) The books and accounts of the Commission be audited annually by an auditor or auditors appointed by City Council,

and that the Management Agreement between the City of Halifax and The Halifax Forum Commission be amended accordingly. Motion passed.

His Worship the Mayor stated that it would also be necessary to amend the Public Service Commission Act accordingly.

Halifax Special Tax Provision's Act

Item No. 1 - Approved on motion of Alderman Abbott, seconded by Alderman Moir.

Item No. 2 - Approved on motion of Alderman Abbott, seconded by Alderman Moir.

Item No. 3 - Approved on motion of Alderman Abbott, seconded by Alderman O'Brien.

Item No. 4 - Approved on Motion of Alderman Trainor, seconded by Alderman A. M. Butler.

Item No. 5 - Approved on motion of Alderman Connolly, seconded by Alderman Doyle.

Item No. 6 - Approved on motion of Alderman Trainor, seconded by Alderman A. M. Butler.

Item No. 7 - Approved on motion of Alderman Connolly, seconded by Alderman Doyle.

Item No. 8 - Approved on motion of Alderman Trainor, seconded by Alderman Moir.

Item No. 9 - Approved on motion of Alderman Moir, seconded by Alderman H. W. Butler.

Item No. 10 - Approved on motion of Alderman Abbott, seconded by Alderman Moir.

Item No. 11 - Approved on motion of Alderman O'Brien, seconded by Alderman H. W. Butler.

Item No. 12 - Approved on motion of Alderman O'Brien, seconded by Alderman H. W. Butler.

1965 Legislation - Halifax City Charter, 1963

Item No. 1 - Approved on motion of Alderman A.M. Butler, seconded by Alderman H. W. Butler.

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Item No. 2 - Approved after amending the section by substituting the words "thirty days" for the words "six months" in the second line.

1:35 p.m. Meeting adjourned until 4:30 p.m. on
Monday, January 18, 1965.

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CHARLES A. VAUGHAN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

QUESTION OF PRIVILEGE - COUNCIL OF BRIEN

On a question of privilege, Alderman O'Brien was permitted to make the following statement:

"It is published in the press today and on C.H.N.S. that one member of the Council 'automatically endorses every law and regulation'.

Without naming the Alderman, this is a reflection on every Alderman. Since it is obviously directed at me, the same commentator having named me previously, it is time to put a stop to this lie. Last Thursday's edition on Lundy's Lane is but one example of the truth. The falsehood of this blasting commentator requires an apology from both C.H.N.S. and the Mail-Star. It is, in my view, typical of this particular commentator."

His Worship the Mayor: "What action do you request of Council?"

Alderman O'Brien: "I am raising a question of privilege. No action is requested of the Council. I am drawing it to

CITY COUNCIL
ADJOURNED MEETING
MINUTES

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Council Chamber,
City Hall,
Halifax, N. S.,
January 18, 1965,
4:35 p.m.

An adjourned meeting of City Council was held on the above date, Council having adjourned on January 16, 1965, at 1:35 p.m.

There were present His Worship the Mayor, Chairman, and Aldermen Black, Moir, Lane, Matheson, A. M. Butler, LeBlanc, Connolly, Doyle, Richard, O'Brien and H. W. Butler.

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

Council proceeded to consider the balance of the items on the agenda for the meeting scheduled for January 14, 1965.

QUESTION OF PRIVILEGE - ALDERMAN O'BRIEN

On a question of privilege, Alderman O'Brien was permitted to make the following statement:

"It is published in the press today and on C.H.N.S. that one member of this Council 'automatically endorses every last staff suggestion'.

Without naming the Alderman, this is a reflection on every Alderman. Since it is obviously directed at me, the same commentator having named me previously, it is time to put a stop to this lie. Last Thursday's motion on Lundy's Lane is but one example of the truth. The falsehood of this bleating commentator requires an apology from both C.H.N.S. and the Mail-Star. It is, in my view, typical of this particular commentator."

His Worship the Mayor: "What action do you request of Council?"

Alderman O'Brien: "I am raising a question of privilege. No action is requested of the Council. I am drawing it to

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the public attention in this way since it was published falsely."

The Council then proceeded to continue with consideration of the items of legislation which had been suspended when meeting adjourned on January 16, 1965.

4:45 p.m. Aldermen Meagher and Trainor arrive.

1965 LEGISLATION - HALIFAX CITY CHARTER, 1963

- Item No. 3 - Approved on motion of Alderman A.M. Butler, seconded by Alderman Matheson.
Aldermen Black and O'Brien voted 'against'.
- Item No. 4 - Approved on motion of Alderman A.M. Butler, seconded by Alderman Trainor.
Aldermen Black and O'Brien voted 'against'.
- Item No. 5 - Approved on motion of Alderman A.M. Butler, seconded by Alderman Matheson.
Aldermen Black and O'Brien voted 'against'.
- Item No. 6 - Approved on motion of Alderman Richard, seconded by Alderman A. M. Butler.
- Item No. 7 - On motion of Alderman Trainor, seconded by Alderman A. M. Butler, Clause (aj) of Section 191 of Chapter 52 of the Acts of 1963 was amended by inserting the words "a civic hospital" after the words "hospital for the harmless insane".
Motion passed.
- Item No. 8 - Approved on motion of Alderman Matheson, seconded by Alderman Black.
- Item No. 9 - Approved on motion of Alderman Black, seconded by Alderman Matheson.
Aldermen A. M. Butler and Trainor voted 'against'.
- Item No. 10 - Approved on motion of Alderman Black, seconded by Alderman Matheson, after the City Solicitor was directed to include in Sub-section (2) of Section 428A suitable wording to provide that agreement may also be made with the other levels of government.
- Item No. 11 - MOVED by Alderman Matheson, seconded by Alderman O'Brien, that the section be approved after deleting the words "which shall

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APPOINTMENT OF include four persons appointed by
the Province" in Sub-sections (b)
and (c) of Section (1); and

Trainor, that legislation That the City Solicitor be authorized
to add a new section to provide for
Halifax City Charter, 1951 changing the name of any hospital
operated by the City.

Motion passed.

Item No. 12 - Approved on of Alderman Black,
seconded by Alderman Moir.

Item No. 13 - Approved on motion of Alderman Black,
seconded by Alderman Matheson.

FURTHER AMENDMENTS TO HALIFAX CITY CHARTER - 1963

Item No. 1 - Approved on motion of Alderman Matheson,
seconded by Alderman A. M. Butler.

Item No. 2 - Approved on motion of Alderman Matheson,
seconded by Alderman Black.

Item No. 3 - Approved on motion of Alderman Connolly,
seconded by Alderman Doyle.

Item No. 4 - Approved on motion of Alderman Trainor,
seconded by Alderman A. M. Butler.

SPECIAL LEGISLATION RE: COMPENSATION TO PROPERTY OWNERS -
BICENTENNIAL DRIVE AREA

Draft legislation was submitted as follows:

"The City may pay to each of the assessed owners as
set out in Schedule "A", a sum not exceeding the
amount as shown opposite the name of each such
assessed owner in such Schedule "A", as compensation
for the reduction in value of the real property of
each such assessed owner due to the location of the
Bicentennial Drive Entrance in close proximity to
such real property, and any sums so paid for such
purpose shall be shown as an expenditure by the City
in the civic year in which the same was expended".

The City Solicitor stated that schedule "A" will be
the list of the affected property owners as determined by Council
when all appraisals have been received.

MOVED by Alderman H. W. Butler, seconded by Alderman
O'Brien, that the legislation as drafted be approved. Motion
passed.

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APPOINTMENT OF INDEPENDENT AUDITOR, ANNUALLY

MOVED by Alderman A. M. Butler, seconded by Alderman Trainor, that legislation be sought to amend Section 182 of the Halifax City Charter, 1963, to provide that Council may annually appoint one or more auditors. Motion passed.

TEST AREAS - SIDEWALK SNOW CLEARING

Alderman Matheson referred to the fact that there appeared to be some lack of liaison between the City Manager and the Commissioner of Works respecting the test areas selected for sidewalk snow clearing on a trial basis, and he asked that they be directed to confer and recast the areas to be cleared so that a cross-section of the various types of difficult areas will be included in the testing.

It was agreed to direct the City Manager to re-cast the test areas after consultation with the Commissioner of Works.

5:45 p.m. Meeting adjourned.

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CHARLES A. VAUGHAN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

21 2090
CITY COUNCIL
MINUTES

Council,
January 28, 1965
Council Chamber,
City Hall,
Halifax, N. S.,
January 28, 1965,
8:00 p.m.

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

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

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

Also present were Messrs. P. F. C. Byars, L. Mitchell, Q. C., R. H. Stoddard, W. J. Clancey, J. F. Thomson, G. F. West, V. W. Mitchell, J. L. Leitch, and K. Munnich.

RESOLUTION RE: PASSING OF SIR WINSTON CHURCHILL

With the permission of Council, Alderman Matheson introduced the following resolution and moved its adoption:

"BE IT RESOLVED that the Halifax City Council express its sorrow at the death of Sir Winston Churchill.

THAT this Council, recognizing his courage, tenacity, vigor and unswerving dedication to Parliament, look to his life as a continuing guide and counsel as we feel it will be to all persons charged with the responsibilities of public office.

THAT we remember the bigness of heart and mind of Sir Winston who, with the full flow of forceful debate, always demonstrated the magnanimity of his character and never permitted his legislative efforts to effect his relationships with fellow legislators, regardless of party.

THAT we find in his career a person to cherish and a model to emulate.

THAT this old garrison City express its pride in the fact that Sir Winston, in the perilous hours of World War II, visited here and inspired all of us."

In moving the resolution, Alderman Matheson made the following remarks:

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"Everyone agrees that this was the greatest man of our century and undoubtedly one of the greatest Englishmen who ever lived. He was a man of many parts and he excelled in many things. It is appropriate in this chamber tonight that we recognize and remember him as a great parliamentarian. It has been said that he was probably the greatest parliamentarian known to England and the United Kingdom in 700 years. I don't think it would be an exaggeration to say that during the critical years of the Second World War that this democratic institution, as we know it, might not exist at all but for the efforts and leadership of Sir Winston Churchill. I have related particularly in this formal resolution to his activities and his accomplishments as a member of the British Parliament.

"It is with a great feeling of humility and thankfulness for the life and service of this man that I propose this resolution."

Alderman Lane stated that she was honored to have the opportunity to second the motion to adopt the resolution which was so well worded by Alderman Matheson/^{and} which completely expressed her own feelings. The motion was put and passed unanimously.

His Worship the Mayor said that the resolution would be forwarded to Lady Churchill in the form presented.

CONFIDENTIAL COMMUNICATION RE: DEVELOPMENT PROPOSAL

His Worship the Mayor stated that he had received a confidential communication and asked that the Council adjourn and that the members meet in his office for a short discussion.

8:05 p.m. Council adjourned.

8:15 p.m. Council reconvened with the same members being present.

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Alderman Black stated that as a result of the private discussion in the Mayor's office, he would propose the following motion:

MOVED that this Council, having considered a confidential communication from a developer, reject the proposal contained in the said communication; and that the City Manager be directed to advise the developer in question that the proposal he has put, both verbally and in writing to the Council, is rejected.

The motion was seconded by Alderman Abbott and passed unanimously.

MINUTES

On motion of Alderman Lane, seconded by Alderman Abbott, the minutes of the meeting of Council held on January 14, 1965, were approved.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the meetings of the Finance and Executive Committee held on January 19th, 21st and 26th with respect to the following matters:

Purchase of Land - Canadian National Railways

Moved by Alderman Matheson, seconded by Alderman A.M. Butler that, as recommended by the Finance and Executive Committee, the offer contained in a letter from the Canadian National Railways dated December 28, 1964, to sell to the City 2.96 acres of land located on the shores of Bedford Basin, immediately east of the Nova Scotia Abattoir land, at a price of \$0.40 per square foot, be accepted, subject to the following conditions:

- (a) Completion of satisfactory negotiations by the City on the disposal of the land;

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- (b) that with relocation and upgrading of Barrington Street, the City will be required to agree
- (i) to a right to cross the street allowance with such trackage necessary to serve the industry or industries;
 - (ii) to support any application made by the Railway and/or the industry to cross the street;
 - (iii) to indemnify the Railway in respect of any expense incurred by the Railway in connection with such crossing.
- (c) the City to indemnify the Canadian National Railways for the cost of removing 8,190 lineal feet of trackage and 12 switches at a cost of \$4,254.00.

Motion passed.

Service Charges - Mulgrave Park

MOVED by Alderman Trainor, seconded by Alderman Matheson, that, as recommended by the Finance and Executive Committee, a study of the operations of the central heating plant at the Mulgrave Park Housing Project be undertaken by Mr. W. K. Ahern at an approximate cost of \$450.00 and that the Halifax Housing Authority be authorized to charge the said fee against its 1965 operations. Motion passed.

Request for Capital Funds - \$600,000 - School Construction

MOVED by Alderman Trainor, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, the request of the Board of School Commissioners for Capital funds in the amount of \$600,000 for the purpose of constructing a new Oxford and Joseph Howe Schools be approved; and that consideration of a 10-year Capital Expenditure Projection for school construction be deferred until the same has had further consideration by the Finance and Executive Committee. Motion passed.

A formal borrowing resolution for the sum of \$600,000 to give effect to the foregoing resolution of Council was submitted.

MOVED by Alderman Trainor, seconded by Alderman Matheson,

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that the formal borrowing resolution, as submitted, be approved.

The motion was put and passed unanimously.

Request - County of Halifax Re: Easements for Sewer and Water
Installations

MOVED by Alderman Abbott, seconded by Alderman Moir

that, as recommended by the Finance and Executive Committee:

- (a) the request of the County of Halifax, as contained in a letter dated January 19, 1965 from the Municipal Clerk and Treasurer, that the City of Halifax grant to it sewer and water easements through Fleming Park for the sum of \$1.00, be approved, subject to the County redesigning the plans so that the access road to Fleming Park will not be used for the easements requested; and
- (b) permissive legislation be sought at the next session of the legislature to permit the City of Halifax to grant the easements upon such terms and conditions as Council may determine. Motion passed.

Draft legislation, as prepared by the City Solicitor, was submitted as follows:

"The City may, by resolution of the Council, enter into an agreement with the Municipality of the County of Halifax, upon such terms and conditions as the Council may determine, granting to the Municipality of the County of Halifax an easement or easements over lands forming part of the Sir Sandford Fleming Park conveyed to the City by trust deed dated February 1911 and recorded in the Registry of Deeds at Halifax, Nova Scotia, in Book 416, page 40, for the purpose of constructing and maintaining sewer and water services."

MOVED by Alderman Abbott, seconded by Alderman Moir, that the draft legislation, as submitted, be approved. Motion passed.

1965 Legislation - City of Dartmouth and County of Halifax

MOVED by Alderman Black, seconded by Alderman Abbott

that, as recommended by the Finance and Executive Committee:

1. that the City Solicitor be directed to appear before the Private and Local Bills Committee of the Nova Scotia Legislature on behalf of the City of Halifax when proposed legislation by the City of Dartmouth and the County of Halifax pertaining to

- (a) amendments to the Halifax-Dartmouth Bridge Commission Act; and

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- (b) Inter alia that all properties of the County of Halifax located within the City of Halifax be exempt from taxation;

is being considered, and state that the City has no objection.

2. THAT the City of Halifax join with the City of Dartmouth in seeking the same tax provisions with respect to the Bridge Commission paying taxes on properties of the Angus L. MacDonald Bridge in a similar manner to that provided in its legislation for a second and subsequent bridge construction.

Motion passed.

Motion - Alderman LeBlanc Re: Expropriation Settlement -
Owner-occupied Properties

A report was submitted from the Finance and Executive Committee advising that the Committee has accepted the directive of Council dated December 17, 1964, and has examined the request of Alderman LeBlanc with respect to his motion pertaining to expropriation settlements of owner-occupied properties in redevelopment areas; has discussed it at great length but recommends against this particular formula; invites suggestions from other members of Council, as well as from City Staff; reports that further discussions will take place and that it expects to make a recommendation to Council within the next three months.

His Worship the Mayor stated that the Finance and Executive Committee had instructed him to prepare a report for discussion and that he had held meetings with the Development Officer, and they have decided to prepare a joint report with a number of suggested formulas which will assist Council in determining the approach to be made to Central Mortgage and Housing Corporation.

He also stated that all members of the Council are invited to offer suggested formulas which will be given serious

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consideration when the matter is again considered by the Finance and Executive Committee.

Alderman LeBlanc stated that he was heartened by the action taken by the Committee and expressed appreciation for the time and effort given by the members to this matter and he expressed the hope that the end result will be that a satisfactory solution will be found.

Purchase of Paintings - Mr. John Cook

MOVED by Alderman Meagher, seconded by Alderman Trainor that, as recommended by the Finance and Executive Committee, the paintings of buildings formerly located in the Central Redevelopment Area by John Cook which have been on display on the second floor corridor of City Hall, be not purchased at this time. Motion passed.

Proclamation - Section 349(1) - 1963, City Charter

MOVED by Alderman A. M. Butler, seconded by Alderman H. W. Butler that, as recommended by the Finance and Executive Committee, His Worship the Mayor be directed to request the Governor-in-Council to proclaim sub-section 1 of section 349 of the Halifax City Charter, 1963. Motion passed.

Halifax Forum Commission Operation

A report was submitted from the Finance and Executive Committee recommending that approval in principle be given to the continuance of the Atlantic Winter Fair for 1965, and that the Forum Commission be requested to enter into a new agreement with the Atlantic Winter Fair to include a provision that the Forum Commission will not assume any deficit incurred by the Fair.

After a lengthy discussion, it was moved by Alderman Moir, seconded by Alderman O'Brien, that consideration of this matter be deferred until after receipt of the audited financial

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statement of the Halifax Forum Commission for the period ending December 31, 1964, has been submitted. Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the meeting of the Committee on Works held on January 21, 1965, with respect to the following matters:

Tabulation of Tenders - Oxygen - Acetylene

MOVED by Alderman Meagher, seconded by Alderman A. M. Butler, that the following tenders for the supply of oxygen - acetylene be accepted:

<u>Item</u>	<u>Price</u>		<u>Tenderer</u>
	<u>Delivered</u>	<u>At Plant</u>	
244 cu. ft.	\$ 2.39	\$ 2.24	Atlantic Oxygen Ltd.
244 cu. ft.	\$ 2.36	\$ 2.20	Canadian Liquid Air
300 cu. ft.	\$ 5.58		Canadian Liquid Air
130 cu. ft.	\$ 5.99		Canadian Liquid Air

Motion passed.

Certificate #7 (Final) - Sewers

MOVED by Alderman A. M. Butler, seconded by Alderman Trainor that, as recommended by the Committee on Works, final payment to Cameron Contracting Limited, in the amount of \$10,213.84 be approved as per Certificate #7 (final) re sewer construction. Motion passed.

Request to Withdraw Tendered Quotation on Gasoline Products

A report was submitted from the Committee on Works recommending that no action be taken on the request made by Canadian Oil Companies Limited to withdraw their tendered quotation on gasoline, Grade 1, and marked gasoline, Grade 1, to be

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supplied for the year 1965. This quotation was accepted by Council on December 17, 1964.

MOVED by Alderman Matheson, seconded by Alderman Meagher, that the matter be deferred and that the City Manager be directed to prepare a report for submission to the Committee on Works on the tenders that were received as a result of the tender call so that a comparison can be made in an endeavour to find a basis on which to make a decision on the request.

The motion was put and passed, 10 voting for the same and 4 against it, as follows:

For the Motion: Aldermen Black, Abbott, Moir, Lane,
Matheson, Meagher, LeBlanc,
Trainer, Connolly and Doyle.-10-

Against: Aldermen A. M. Butler, Richard, O'Brien
and H. W. Butler -4-

Expropriation - Privately-Owned Properties - Phase 1 Uniacke Square

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Committee on Works, the following properties, located in the Uniacke Square Redevelopment Area, be expropriated and that the necessary plan and description of such lands be prepared in accordance with the provisions of Section 409 of the City Charter:

REPORT - 2438 (370) Brunswick Street - John M. Fudge
Elizabeth Ethel Fudge

2442 (372) Brunswick Street - Mrs. Ross-Medley

2444 (374) Brunswick Street

2450 (376) Brunswick Street - Abraham Greenspan

2452-2454 (378-380) Brunswick Street - Isaac K. Lubetsky

2456 (382) Brunswick Street

2460 (384) Brunswick Street - Mrs. R. S. Newman

5407 (1) Uniacke Street - Mrs. Helen Lindsay

5415 (3) Uniacke Street - Est. of Mark Ashe, an appli-
Essie Ashe

5419 (5) Uniacke Street

5421 (7) Uniacke Street

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5425-5427 (9-9½) Uniacke Street - C.E.P. MacDonald
5429-5431 (11-11½) Uniacke Street - Albert Newman
5433 (13) Uniacke Street - C.E.P. MacDonald

Motion passed.

Expropriation - #695-697 Barrington Street and
#192-194-198-200-202 Upper Water Street

Moved by Alderman Black, seconded by Alderman Moir that, as recommended by the Committee on Works, the following properties be expropriated and that the necessary plan and description of such lands be prepared in accordance with the provisions of Section 409 of the City Charter:

695-697 Barrington Street
192-194-198-200-202 Upper Water Street

Motion passed.

Moirs Limited - Loading Facilities

Moved by Alderman Abbott, seconded by Alderman Meagher, that the request of Moirs Limited for the City to remove the curb lines on both sides of Grafton Street between George and Duke Streets be approved on the understanding that Moirs Limited will bear the cost of removing the sidewalks and changing the curb lines; and that the further request of Moirs Limited to declare the street a loading zone be referred to the Traffic Authority for consideration.

Motion passed.

REPORT - TOWN PLANNING BOARD

Council considered the report of the meeting of the Town Planning Board of January 19, 1965, respecting the following matters:

Modification of Sideyard - #6566 Almon Street

Moved by Alderman Connolly, seconded by Alderman H.W. Butler that, as recommended by the Town Planning Board, an application for modification of sideyard requirements at #6566 (340)

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Almon Street to allow the conversion of the existing dwelling to a duplex by rebuilding the front portion and constructing a second-storey building as shown on Drawing No. P200/1665, be approved.

Motion passed.

Modification of Front and Sideyards - #2467 John Street

Moved by Alderman Richard, seconded by Alderman LeBlanc that as recommended by the Town Planning Board, an application for modification of front and sideyard requirements at 2467 John Street, as shown on Drawing No. P200/1667, be rejected. Motion passed.

Extension to Non-Conforming Building - 6469 Seaforth Street

A report was submitted from the Town Planning Board recommending that an application for an extension to a non-conforming building at 6469 Seaforth Street to allow the enlargement and complete renovation of the existing structure to convert it into a one-storey single-family dwelling by constructing two additions as shown on Drawing No. P200/1617, be rejected.

9:25 p.m. The Mayor retires and the Deputy Mayor assumes the Chair.

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

9:35 p.m. The Mayor returns and assumes the Chair.

It was agreed to permit Mr. John Buchanan, solicitor for the applicant, to address the Council.

Mr. Buchanan spoke at some length asking that Council give favorable consideration to the application on the basis that the proposed alterations will not only greatly enhance the appearance of the dwelling, but will add to the neighbourhood, generally.

MOVED by Alderman Mcir, seconded by Alderman H.W. Butler, that the application for permission to extend a non-conforming building at 6469 Seaforth Street as per Drawing No. P200/1617 be approved.

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The motion was put and passed, as follows:

For the Motion: Aldermen Moir, Matheson, A. M. Butler,
Meagher, Trainor, Connolly,
Richard and H. W. Butler - 8 -

Against it: Aldermen Black, Abbott, Lane, LeBlanc,
Doyle, and O'Brien. - 6 -

Modification of Sideyards - #6175 Lady Hammond Road

MOVED by Alderman Richard, seconded by Alderman Abbott that, as recommended by the Town Planning Board, an application for a modification of sideyard requirements at 6175 Lady Hammond Road to allow the conversion of the existing dwelling to a seven-unit apartment building, be rejected.

The motion was put and passed, as follows:

For the Motion: Aldermen Black, Abbott, Matheson,
A. M. Butler, Meagher, LeBlanc,
Trainor, Richard and O'Brien.
- 9 -

Against it: Aldermen Moir, Lane, Connolly, Doyle and
H. W. Butler. - 5 -

Amendment to By-Law Re: Off-street Parking - #2024-2040 Robie Street

MOVED by Alderman Richard, seconded by Alderman H.W. Butler that Council fix Thursday, February 25, 1965, 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 Part XV of the Halifax Zoning By-law by the addition of the following clause:

"(n) Permit the use of the land for the parking of motor vehicles for such period and upon such terms as the Council may determine."

Motion passed.