

Council,
January 28, 1965

Application to Rezone Properties:

Civic No. 2020 (408) Robie Street
Civic No. 2022 Robie Street
Civic No. 2015-17 (1) Parker Street
Civic No. 2023-25 (3) Parker Street
Also Rear Portion of Civic No. 6011-6025 Quinpool Road

An application was submitted on behalf of the owner to have the following properties rezoned, from R-3 Zone to C-2 Zone:

Civic No. 2020 (408) Robie Street
Civic No. 2022 Robie Street
Civic No. 2015-17 (1) Parker Street
Civic No. 2023-25 (3) Parker Street
Rear Portion of Civic No. 6011-6025 Quinpool Road

MOVED by Alderman Black, seconded by Alderman Moir, that the application be referred to the Town Planning Board for consideration and report. Motion passed.

REPORT - PUBLIC HEALTH AND WELFARE COMMITTEE

Council considered the report of the meeting of the Public Health and Welfare Committee held on January 19, 1965, respecting the following matters:

Well-Baby Clinic - St. Philip's Church Hall

MOVED by Alderman LeBlanc, seconded by Alderman Connolly that, as recommended by the Public Health and Welfare Committee, authority be given to pay St. Philip's Church the sum of \$10.00 per month to cover the rental of quarters in which to operate a Well-Baby Clinic. Motion passed.

Attendance of Commissioner of Health - Refresher Course -
University of Toronto

MOVED by Alderman Doyle, seconded by Alderman Moir that, as recommended by the Public Health and Welfare Committee, the Commissioner of Health, who has been provided with a Federal Health Bursary, be permitted to attend the Eighth Annual Refresher Course in Public Health at the University of Toronto from February 1-5, 1965. Motion passed.

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Cream - Cans - MOVED by Alderman Abbott, seconded by Alderman Richard, that the City Manager be authorized to grant permission for members of Staff to attend courses in cases where funds have been provided in the Budget or are available from other sources. Motion passed.

Purchase of Equipment - Health Centre Dental Clinic

MOVED by Alderman Richard, seconded by Alderman H. W. Butler that, as recommended by the Public Health and Welfare Committee, used dental equipment, including a high-speed engine and air turbine, a motor operated dental chair, a "Panovision" light, operating stool and air compressor, be purchased at a cost of \$2,500.00 for use at the Clinic located at the Halifax Health Centre. Motion passed.

Tenders for Milk Supplies - Civic Institutions and Hospitals

MOVED by Alderman H. W. Butler, seconded by Alderman Moir that, as recommended by the Public Health and Welfare Committee, the tender of Twin Cities Co-operative Dairy Limited (Farmers Dairy, Elm Avenue Dairy and Maple Leaf Dairy), for the supply of milk to the Halifax Mental Hospital, the Halifax Convalescent Hospital and Basinview Home, be accepted, as follows:

Milk

1. Polygal (5 gallons)	.24
2. Quart Cartons	.26
3. Pint Cartons	.14 $\frac{1}{4}$
4. $\frac{1}{2}$ -pint Cartons	.09 $\frac{1}{4}$
5. Quart Bottles	.23 $\frac{1}{2}$
6. Pint Bottles	.12 $\frac{1}{2}$
7. $\frac{1}{2}$ -pint Bottles	.07 $\frac{3}{4}$
8. 8-quart Dispenser Cartons	-

Cream

1. Cans	\$1.15
2. Quart Cartons	\$1.18
3. Pint Cartons	.67
4. $\frac{1}{2}$ -pint Cartons	.39
5. Pint Bottles	.65
6. $\frac{1}{2}$ -pint Bottles	.37

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Cream - Cont.

7. Salad (Sour) ½-pint	.37
8. Quart Bottles	\$1.15

Blend

1. Cans	.38
2. Quart Cartons	.38
3. Pint Cartons	.21
4. Quart Bottles	.36
5. Pint Bottles	.19

Chocolate Dairy Drink

1. Cans	.22
2. Quart Cartons	.24½
3. Pint Cartons	.13 3/4
4. ½-pint Cartons	.08½
5. Quart Bottles	.22
6. Pint Bottles	.12
7. ½-pint Bottles	.07

Skim Milk

1. Quart Cartons	.20
2. Quart Bottles	.17
3. Cans	.17½

Buttermilk

1. Quart Cartons	.20½
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Also that the tender of Woodlawn Dairy Limited, for the supply of milk to the Halifax City Prison, be accepted, as follows:

Milk

1. Polygal (5 gallons)	.24
2. Quart Cartons	.26
3. Pint Cartons	.14½
4. ½-pint Cartons	.09½
5. Quart Bottles	.23½
6. Pint Bottles	.12½
7. ½-pint Bottles	.07 3/4
8. 8-quart Dispenser Cartons	.25

Cream

1. Cans	\$1.15
2. Quart Cartons	\$1.18
3. Pint Cartons	.67
4. ½-pint Cartons	.39
5. Pint Bottles	.65
6. ½-pint Bottles	.37

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Cream - Cont.

- | | |
|------------------------|--------|
| 7. Salad (sour) ½-pint | .37 |
| 8. Quart Bottles | \$1.15 |

Blend

- | | |
|------------------|-----|
| 1. Cans | .36 |
| 2. Quart Cartons | .38 |
| 3. Pint Cartons | .21 |
| 4. Quart Bottles | .36 |
| 5. Pint Bottles | .19 |

Chocolate Dairy Drink

- | | |
|-------------------|-------|
| 1. Cans | .22 |
| 2. Quart Cartons | .24½ |
| 3. Pint Cartons | .13 ¾ |
| 4. ½-pint Cartons | .08½ |
| 5. Quart Bottles | .22 |
| 6. Pint Bottles | .12 |
| 7. ½-pint Bottles | .07 |

Skim Milk

- | | |
|------------------|------|
| 1. Quart Cartons | .20 |
| 2. Quart Bottles | .17 |
| 3. Cans | .17½ |

Buttermilk

- | | |
|------------------|------|
| 1. Quart Cartons | .20½ |
|------------------|------|

Motion passed.

Tenders - Supply of Groceries and Cleaning Materials - Civic
Institutions and Hospitals

MOVED by Alderman H. W. Butler, seconded by Alderman Richard that, as recommended by the Public Health and Welfare Committee, the tender of Halifax Wholesalers Limited, covering the supply of Groceries and Cleaning Materials to the Halifax Mental Hospital, the Halifax Convalescent Hospital, Basinview Home and Halifax City Prison for the period February 1 - April 30, 1965, be accepted, as follows:

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Group 1.	Baking Ingredients	\$147.22
Group 2	Fruits, Dry and Canned	1364.51
Group 3.	Spices and Seasoning	275.39
Group 4.	Vegetables, Bulk and Canned	1247.73
Group 5.	Biscuits, Breakfast Foods	754.65
Group 6.	Beverages, Soups	2630.34
Group 7.	Miscellaneous	1274.75
Group 8.	Cleaning Materials	637.96
Group 9.	Diabetic Fruits	248.80
Group 10.	Juices	826.72
Group 11.	Fish, Canned	336.85

Motion passed.

Tenders for Bread - Civic Institutions and Hospitals

MOVED by Alderman H. W. Butler, seconded by Alderman LeBlanc that, as recommended by the Public Health and Welfare Committee, the tender of Ben's Limited, covering the supply of Bread to the Halifax Mental Hospital, the Halifax Convalescent Hospital, Basinview Home and the Halifax City Prison for the period February 1 - April 30, 1965, be accepted, as follows:

	<u>Weight</u>	<u>Sliced</u>	<u>Un sliced</u>
1. White Bread	20 oz.	.1775	.1775
2. Whole Wheat Bread	20 oz.	.1775	-
3. Raisin Bread	16 oz.	.1875	-
4. Brown Bread	20 oz.	.1775	-
5. Sandwick Bread, large	40 oz.	.3550	-
6. Sandwick Bread, small	20 oz.	.1775	-
7. Hot Dog Rolls, split	(8)*	.195	-
8. Hamburger Buns, split	(8)*	.195	-

* Denotes number in package.

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

10:15 p.m. Council adjourned for a short recess.

10:25 p.m. Council reconvened, the same members being present.

10:27 p.m. Council adjourned to meet as a Committee of the Whole to give consideration to draft Ordinances No. 103 and 104.

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ORDINANCE NO. 103 - "THE RULES OF ORDER OF COUNCIL"

A draft Ordinance No. 103 - "The Rules of Order of Council", as amended at meetings of the Finance and Executive Committee held on January 21 and 26, 1965, was submitted.

After discussion, it was agreed to make the following amendments:

1. Clause (e) of Section 2 - Delete
2. Clause (i) of Section 2 - Delete the last four words "and a dilatory motion".
3. Clauses (e) to (m) of Section 2 - To be relettered
4. Section 8 - Insert clause (l) "Notices of Motion" after clause (o) "Questions" and reletter
5. Section 14 - Amended to provide:
 - (a) a 10-minute limit on all persons addressing Council; and
 - (b) delegations wishing to appear before Council must notify the City Clerk at least two clear days prior to the Council meeting.
6. Subsection (3) of Section 27 - Amended to provide that a motion to refer is also debatable as to the Board or Committee to which such matter is to be referred.
7. Line 3 of subsection (2) of Section 49 - Amended by deleting the word "of" immediately following the word "board" and substituting therefore the word "or".

MOVED by Alderman Black, seconded by Alderman Matheson, that Ordinance No. 103, as amended, be approved and recommended to City Council for second reading. Motion passed.

ORDINANCE NO. 104 - "THE COUNCIL ORDINANCE"

A draft Ordinance No. 104 - "The Council Ordinance", as amended at Meetings of the Finance and Executive Committee held on January 21 and 26, 1965, was submitted.

MOVED by Alderman Black, seconded by Alderman Abbott, that Ordinance No. 104, as submitted, be approved and recommended to City Council for second reading. Motion passed.

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10:45 p.m. Council reconvened, the same members being present.

ORDINANCE NO. 103 - "RULES OF ORDER OF COUNCIL"

MOVED by Alderman Black, seconded by Alderman Matheson that, as recommended by the Committee of the Whole, Ordinance No. 103, as amended, be submitted to the meeting of City Council scheduled for February 11, 1965 for second reading. Motion passed.

ORDINANCE NO. 104 - "THE COUNCIL ORDINANCE"

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Committee of the Whole, Ordinance No. 104, "The Council Ordinance" be read and passed a second time. Motion passed.

(A copy of Ordinance No. 104 is attached to the official copy of these minutes).

QUESTIONS

QUESTION - ALDERMAN RICHARD RE: PURCHASE OF FRONT END LOADERS

Alderman Richard asked for information as to the status of the negotiations with respect to the purchase of front-end loaders.

The City Manager stated that because of the fact that front end loaders are used only in the winter months for snow clearing, and lie idle during the summer, he has held discussions with the Commissioner of Works leading to a basis whereby this equipment would be rented when required.

QUESTION - ALDERMAN RICHARD RE: PAINTING TENDERS HALIFAX CONVALESCENT HOSPITAL

Alderman Richard referred to the fact that the City Works Department had submitted a tender for a painting contract at the Halifax Convalescent Hospital and the tendered price was double that submitted by a private contractor; and he asked for the reason why the City bid was so high.

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The City Manager was directed to submit a report on the matter.

QUESTIONS - ALDERMAN O'BRIEN RE: SNOW REMOVAL PROGRAM

Alderman O'Brien asked the following questions:

1. Who is responsible for clearing snow from sidewalks where they meet intersections which are in sections which do not abut private property; and, if the property owner is responsible, what is being done about enforcement?

His Worship the Mayor stated that the City Solicitor will be directed to give a ruling as to what is defined as an abutting property owner.

2. Who is responsible for removing snow from a sidewalk when the City plowing operation involves putting snow on the sidewalk after same has been cleared by the abutter, which happens on streets where the sidewalk extends to the curb and at the end of streets where cul-de-sacs are formed.

He also referred to the action of the City plows dumping snow in the middle of private driveways during clearing operations at intersections.

3. What action is being taken to enforce the snow clearing regulations with respect to government property where long stretches of sidewalk are involved? (He referred specifically to property of the C.N.R., Provincial and Federal Governments and City-owned land).

The City Manager was directed to submit his answers after conferring with appropriate members of the Staff.

QUESTION - ALDERMAN MATHESON RE: SNOW CLEARING OPERATIONS

Alderman Matheson referred to complaints he had received from citizens who are disturbed about having to shovel their driveways twice because of the action of the City snow plows, plowing the streets twice, and in one instance, the plow went by three times.

He asked if the City Manager thinks it is desirable to

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send the Commissioner of Works or some other appropriate official to visit comparable Canadian cities during mid-winter to observe their snow clearing operations in order to determine whether methods used elsewhere could be applied locally to overcome some of the problems.

The City Manager said that he is a great believer in finding out what is done elsewhere to see if it can be applied locally, and that he would advocate an interchange of information and knowledge between Halifax and other cities in Canada.

QUESTION - ALDERMAN BLACK RE: PROCLAMATION OF SECTIONS OF THE
CITY CHARTER

Alderman Black asked how many Ordinances and Administrative Orders will have to be considered by Council before the large number of sections of the Halifax City Charter, 1963, which have been approved by Council, can be proclaimed by the Governor in Council.

The City Solicitor stated that there are only three (3) Ordinances holding up the proclamation of the various sections which was requested in September last - Ordinances Nos. 103-104 and 105.

QUESTION - ALDERMAN BLACK RE: COST OF PREPARING ANSWERS TO QUESTIONS
OF ALDERMAN A. M. BUTLER

Alderman Black referred to the answers to a series of questions asked by Alderman A. M. Butler at the meeting of Council held on October 29, 1964, and he asked the City Manager to advise Council the cost of the salaries, including benefits, of staff persons involved in preparing the answers to the questions.

QUESTION - ALDERMAN O'BRIEN RE: MAYOR'S PRESS CONFERENCE

Alderman O'Brien asked the Mayor if the report of his Press Conference of a week ago which appeared in the daily newspaper was accurate.

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His Worship the Mayor stated that the report was "substantially correct".

Alderman O'Brien asked if the Mayor considered it to be of such importance that it be tabled and become a part of the Council record since it deals with matters that Council is concerned about, and it has not been the subject of a report to Council.

His Worship the Mayor: "I would say not".

Alderman O'Brien: "Would you give consideration to writing a report for the Members of Council which would elaborate on the specific points that you made at the Press Conference?"

His Worship the Mayor: "I will table that."

QUESTION - ALDERMAN LEBLANC RE: ALTERATIONS AND REPAIRS -
COMMISSIONER OF WORKS' OFFICE

Alderman LeBlanc referred to the repairs and renovations being carried out in the Commissioner of Works' Office on the first floor at City Hall, and he asked that the City Manager be directed to submit a report as to the cost of the work planned, before it progresses any further.

He questioned the need for the changes being implemented and asked for information as to whether the cost involved is justified at this time in view of the increased budget estimates.

The City Manager said that he had requested the Commissioner of Works to table the information and it will be made available to the Members of Council in due course.

QUESTION - ALDERMAN MATHESON RE: INFORMAL GATHERING OF CITY COUNCIL

Alderman Matheson referred to the informal gathering of the Members of City Council at Anderson Square early in January at which a full, frank and free discussion on matters important to Council had been held; and he asked that consideration be given to

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his suggestion that another such informal gathering be held at which time no attempt would be made to make decisions that should be made in open Council.

His Worship the Mayor stated that he could take notice of the question and give an answer at a later date.

QUESTION - ALDERMAN MOIR RE: WATERFRONT REDEVELOPMENT AREA

Alderman Moir asked if action is being taken to have the Harbor Area declared a Redevelopment Area, and how long it will take to have it officially declared such.

The City Manager stated that the waterfront area, from the Queen's Wharf to the Central Victualling Depot, has been declared a Redevelopment Area by Council and a submission has been made to Central Mortgage and Housing Corporation seeking its concurrence.

QUESTION - ALDERMAN RICHARD RE: REPAIRS AND RENOVATIONS TO
COMMISSIONER OF WORKS' OFFICE

Alderman Richard asked that the City Manager include in his report, requested by Alderman LeBlanc, information as to the amount of the Budget appropriation, if any, to cover the cost of the repairs and renovations being made in the office of the Commissioner of Works.

The City Manager stated that the cost of the work is being charged to the General Maintenance Account for City Hall.

He stated that a full report will be submitted to Council on the matter.

QUESTION - ALDERMAN LANE RE: HALIFAX SENIOR CITIZENS HOUSING
CORPORATION

Alderman Lane asked if a grant of land on Creighton Street has been made by the City to the Halifax Senior Citizens Housing Corporation.

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His Worship the Mayor stated that no grant of land has been made but that a parcel of land on Creighton Street, north of North Street, has been leased to the Senior Citizens Housing Corporation.

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

MOVED by Alderman Black, seconded by Alderman O'Brien, that the motion passed by 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.

Alderman Black gave the following reasons for his motion:

1. No contract has as yet been signed with Larry Smith and Company, nor has the concurrence of Central Mortgage and Housing Corporation been received.
2. Since passing the motion on December 17, 1964,

Council has committed a portion of the Central Redevelopment Area for use as a site for a new court house.

3. There are strong indications that several developers are interested in making definite proposals for all or portions of the Central Redevelopment Area, and these developers should make their own economic study of the value of the land for their purposes.
4. Money spent by the City for the survey will be wasted as the indications are that the land will be committed before the survey has been completed.

Alderman O'Brien, who seconded the motion for discussion purposes, gave the following reasons for opposing the motion:

1. A letter from the Regional Supervisor of Central Mortgage and Housing Corporation strongly recommends that the City proceed with not only the first phase, but that both phases of the study be undertaken.
2. There is a question as to the validity of the resolution of Council respecting the commitment of a portion of the Central Redevelopment Area as the site for a new Court House.

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MOTION MOVED by Alderman Black, seconded by Alderman Lane, that consideration of the matter be deferred.

Alderman Matheson asked if the concurrence of Central Mortgage and Housing Corporation has been sought with respect to the location of the Court House in the Central Redevelopment Area.

His Worship the Mayor replied in the negative, and he said that Mr. Homer Borland, Director of Urban Renewal for Central Mortgage and Housing Corporation will be in Halifax on February 5, 1965, at which time the matter will be taken up.

The motion to defer was passed.

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

MOVED by Alderman O'Brien, seconded by Alderman LeBlanc, that the 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.

Alderman Matheson stated that, while he was sure that neither Alderman O'Brien or Alderman LeBlanc are motivated by political consideration, and he shares their objectivity, he could not vote for the motion in its present form, because there are a great many considerations in carrying out a redistribution other than population; and he suggested that the motion should be re-worded to provide that Halifax be given more adequate representation in the Legislature.

Alderman Lane contended that the motion is extremely necessary and she stated that she was content with the form of the motion as presented by Alderman O'Brien.

The motion was passed.

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

MOVED by Alderman O'Brien, seconded by Alderman Black,
that Council request the Government of Nova Scotia to implement
the section of the report of Touche, Ross, Bailey and Smart, with
respect to the Administration of Justice.

The motion was put and passed unanimously.

**MOTION - ALDERMAN RICHARD RE: PREPARATION OF ORDINANCE TO CONTROL
HOURS OF OPERATION OF CONSTRUCTION MACHINERY**

MOVED by Alderman Richard, seconded by Alderman Doyle,
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.

Motion passed.

**MOTION - ALDERMAN LEBLANC RE: MORATORIUM ON PROPERTY ACQUISITION
BY THE CITY**

MOVED by Alderman LeBlanc, seconded by Alderman Meagher,
that the following resolution be adopted:

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

WHEREAS such acquisition and demolition is depriving the
City of habitable living accommodations and creating grave uncer-
tainty, 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 ad-
vance capital costs and interest charges, combined with a resul-
tant decrease of tax revenue;

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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 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.

Alderman LeBlanc stated that the intention of the resolution is not to preclude the Development Department from negotiating with property owners in areas that might be required in the future for redevelopment purposes, but to direct attention to the need for consolidating the land which is now vacant and proceeding with development of this land. He contended that future redevelopment areas should not be cleared until plans have been made to follow up the demolition with immediate construction of new buildings.

His Worship the Mayor questioned the need for such an all-embracing motion in view of the fact that all property acquisitions must be submitted to Council for approval.

Alderman Matheson stated that he agreed with the object of the motion but that the terms are too restrictive.

Alderman Trainor also expressed agreement with the fundamentals of the motion but contended that it would have the affect of hindering progress on the Spring Garden South Redevelopment Area and other projects.

The motion was put and lost, as follows:

For the Motion: Aldermen Meagher, LeBlanc and Richard -3-

Against it: Aldermen Black, Abbott, Lane, Moir,
A. M. Butler, Matheson, Trainor,
Connolly, Doyle, O'Brien and
H. W. Butler - 11 -

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MOTION - ALDERMAN MEAGHER RE: TERM OF OFFICE OF ALDERMEN

Alderman Meagher asked for the permission of Council to withdraw his motion re: Term of Office for Aldermen, notice of which he had given at the last meeting of Council.

Council granted the requested permission.

MOTION - ALDERMAN TRAINOR RE: RE-ORGANIZING AND INCREASING THE NUMBER OF MEMBERS OF THE DEVELOPMENT COMMITTEE

Alderman Trainor stated that at the meeting of Council held on January 16, 1965, he had given notice that he would make a motion re: Reorganizing and increasing the number of members of the Development Committee; but that since the meeting he has had second thought on the matter and had intended to withdraw it. However, he felt that, in fairness to the members of Council, the matter should be debated.

He therefore made the following motion which, he stated, he would not support:

MOVED by Alderman Trainor that a reorganization of the Development Committee be undertaken, and that the Membership of the said Committee be increased.

The motion was seconded by Alderman A. M. Butler.

Alderman Trainor said that his reason for not supporting the motion is that there are several private developers, local and national, who are interested in submitting proposals for the downtown area when the Call for Proposals have been prepared; and he contended that the Call should be advertised to the general public after which proposal can be received and considered by the Development Committee in privacy, and after further study by Staff, the proposals can be considered by Council.

MOVED in amendment by Alderman Black that the Development

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Committee be re-organized but that the membership of the Development Committee be composed of two members elected by the Finance and Executive Committee and two members by the Town Planning Board.

There was no seconder to the amended motion.

Alderman Matheson contended that Alderman Trainor's motion is out of order, and that, properly, notice of motion should have been given to rescind the resolution of Council of November 2, 1964, respecting the appointment of Committees; and he asked for the opinion of the City Solicitor in this regard.

The City Solicitor supported the contention of Alderman Matheson, stating that any action to alter the Committee structure, except to fill vacancies, would require a notice of motion to rescind the resolution of Council passed on November 2, 1964.

His Worship the Mayor ruled the motion out of order in light of the opinion of the City Solicitor.

ACCOUNTS OVER \$500.00

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

<u>DEPARTMENT</u>	<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Works	Harris and Roome Ltd.	Street lighting for rear alleys, Hydrostone	\$1,098.60

MOVED by Alderman Lane, seconded by Alderman H. W. Butler, that the above account be approved for payment. Motion passed.

APPOINTMENT - VOCATIONAL SCHOOL BOARD

His Worship the Mayor nominated Alderman Connolly for appointment to the Vocational Education Board for a further term of three years, expiring on December 31, 1967.

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MOVED by Alderman O'Brien, seconded by Alderman Doyle, that the appointment of Alderman Connolly be confirmed. Motion passed.

RESIGNATION - ALDERMAN BLACK AS MEMBER OF THE VOCATIONAL EDUCATION BOARD

Alderman Black stated that he would resign as a member of the Vocational Education Board, when his term of office expires on December 31, 1965, and he asked that His Worship the Mayor consider nominating former Alderman H. R. Wyman to succeed him.

His Worship the Mayor stated that he would like to have some time to consider Alderman Black's request and he asked for deferment of the matter to the next meeting of Council

Council acceded to the Mayor's request.

LEGISLATION RE: TAX AGREEMENT FOR PARKING GARAGES

A report was submitted from the City Solicitor setting forth draft legislation which would grant City Council authority to enter into similar types of tax agreements as that entered into by the City with Tex Park Limited, with any developer or developers for the erection of any further parking garages.

MOVED by Alderman Lane, seconded by Alderman H. W. Butler, that the legislation be sought at the 1965 Session of the Nova Scotia Legislature to amend Chapter 56 of the Acts of 1963 as follows:

"Chapter 56 is further amended by adding thereto, immediately following Section 30, the following Section:

31 (1) The City may, by resolution of the Council, from time to time enter into an agreement or agreements, upon such terms and conditions as the Council may decide, including penalties for failure to meet such terms and conditions, with any person, firm or corporation, providing for the payment of an annual sum in lieu of any taxation (excepting fire protection tax) that may be imposed by the City upon such person, firm or corporation

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in respect of the ownership and occupancy or ownership or occupancy by such person, firm or corporation of any property or of any part thereof, within the City that is used primarily as a car parking garage or used chiefly for car parking facilities.

(2) The City may, by resolution of the Council, from time to time enter into an agreement or agreements, modifying and amending any such agreement or agreements made pursuant to subsection (1). Upon the passage of such resolution and the execution of an agreement under this subsection, such agreement or agreements or any section or sections thereof so modified or amended shall thereupon be amended in accordance with the terms of such resolution and agreement."

Motion passed.

LEGISLATION RE: COMPENSATION TO PROPERTY OWNERS - BICENTENNIAL
DRIVE ENTRANCE

The following report was submitted from the City Manager:

TO: His Worship the Mayor and
Members of City Council

FROM: P. F. C. Byars, City Manager

DATE: January 28, 1965

SUBJECT: Staff Report - Bicentennial Entrance - Compensation to
Property Owners

City Staff at the instruction of Council arranged for the appraisal of 36 properties in the immediate vicinity of the Bicentennial Entrance. These properties were considered to be those which were not legally affected by the construction of the Bicentennial Entrance but were properties where it might be considered that some depreciation in value resulted from this construction. The appraisals were received with values established as though construction had not taken place. Five of the Appraisers originally appointed have returned a total of 29 appraisals determining value as of today's date. The sixth appraiser, Mr. C. F. Whynacht, despite repeated requests, has not yet submitted his reports.

Some time ago, a report was submitted to Council dealing with before and after appraisals on 18 properties. These appraisals indicated that in only three cases it was the opinion of the appraiser that the properties were of less value now than before commencement of the construction of the Bicentennial Entrance. The total decrease in value amounted to approximately \$2,035. As a result, Council instructed the City Solicitor to prepare legislation permitting the City to make a gratuitous payment to those property owners whose property had suffered a decrease in value as a result of the construction of the Bicentennial Entrance. The City Solicitor is of the opinion that the only way in which this legislation would be obtained would be to spell out the names of the owners and the

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amount of payment in the legislation.

Since the first 18 properties were dealt with, two appraisers have submitted current appraisals on a total of 11 more properties. The final six appraisals from Mr. Whynacht and the final one appraisal from Mr. R. H. Craig has not yet been received. The six final appraisals received from Mr. J. H. Vaughan appear to create some confusion. Mr. Vaughan has advised that in his opinion properties on Abbott Drive have decreased in value each by a total of \$600 as a result of the construction of the Bicentennial Entrance. The other appraisals which had been received in relation to Abbott Drive from other appraisers all take the view that properties on Abbott Drive have increased in value since the construction of the Bicentennial Entrance.

There does not, therefore, appear to be a consensus among the appraisers as to the increase or decrease in value. Furthermore, seven appraisals have not yet been received. Under the circumstances it may be difficult to achieve specific legislation which would permit the City to make payments in respect of the properties affected.

Respectfully submitted,

P. F. C. Byars
City Manager

Alderman O'Brien contended that the intention of the motion passed at the last meeting was to include in the legislation for 1965 the names of the three property owners on Elliott Street, whose properties had been appraised at values less than before commencement of construction of the Bicentennial Drive Entrance.

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that the City Solicitor be instructed to include in the 1965 Legislation respecting compensation to property owners in the area of the Bicentennial Drive Entrance the following names and amounts:

Joseph L. Viau, 7121 Elliott Street	\$800.00
Eric D. Murray 7129 Elliott Street	\$835.00
Irene W. Murray 7131 Elliott Street	\$400.00

Motion passed.

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1965 CURRENT BUDGET

The Current Budget Estimates for the year 1965 were submitted from the City Manager.

MOVED by Alderman Trainor, seconded by Alderman Meagher, that the Budget Estimates, as submitted, be tabled. Motion passed.

12:25 a.m.

MOVED by Alderman Matheson, seconded by Alderman Moir, that this meeting do now adjourn.

The motion was put and lost, as follows:

For the Motion: Aldermen Moir, Matheson, A.M. Butler
and Trainor. - 4 -

Against it: Aldermen Black, Abbott, Lane, Meagher,
LeBlanc, Connolly, Doyle,
Richard, O'Brien and H. W.
Butler - 10 -

DECISION - CLARENDON DEVELOPMENT LIMITED v CITY OF HALIFAX

A report was submitted from the City Solicitor advising that the Nova Scotia Supreme Court in banco had dismissed the application of Clarendon Development Limited for a Writ of Mandamus to issue, to declare the motion of City Council of July 30, 1964, respecting the re-zoning of 980 MacLean Street, as having been carried.

FILED

REPORT - SPECIAL COMMITTEE TO MEET WITH DEVELOPERS

Council considered the matter of the appointment of a special Committee to meet with developers, which had been deferred at the meeting of Council held on January 16, 1965, on motion of Aldermen A. M. Butler and Trainor.

The City Clerk explained that at the January 16 meeting of Council, Alderman Abbott, seconded by Alderman A. M. Butler,

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had moved adoption of the following 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 negotiations 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 negotiations, particularly with respect to the financing of any such proposed development;

NOW THEREFORE BE IT RESOLVED that a Committee consisting of His Worship the Mayor and members of the Development Committee and the City Manager 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 redevelopment area; such meeting or meetings to take the form of preliminary negotiations 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 development area. Insofar as any portion of the area for development involves land in which Central Mortgage and Housing Corporation is in partnership with the City, that it (the Corporation) be requested to appoint two members to the Committee to discuss any development proposals for that 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.

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

Alderman Richard then had moved, in amendment, adoption of the following resolution but the motion, which was seconded by Alderman LeBlanc, was not put as a motion to defer took precedence:

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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 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.

His Worship the Mayor ruled that the motion in amendment made by Alderman Richard is out of order as it is contrary to the original motion as amended.

MOVED by Alderman Black, seconded by Alderman Moir, that the ruling of the Chair be appealed by asking the question: Shall the ruling of the Chair be sustained?

The question was put and passed as follows:

For: Aldermen Lane, Matheson, A. M. Butler, Meagher,
Trainor, Doyle, and H. W. Butler. - 8 -

Against: Aldermen Black, Moir, LeBlanc, Connolly, Richard
and O'Brien. - 6 -

MOVED by Alderman Matheson, seconded by Alderman Meagher, that the motion, as amended, be approved.

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After discussion, the motion was put and resulted in a tie vote, as follows:

For the Motion: Aldermen Abbott, Lane, Matheson, A. M. Butler, Meagher, Trainor and H. W. Butler. - 7 -

Against it: Aldermen Black, Moir, LeBlanc, Connolly, Doyle, Richard and O'Brien. -7-

His Worship the Mayor cast his vote in favor, and declared the motion passed.

TENDERS - CRUSHED STONE

Further deferred.

12:55 a.m. Meeting adjourned.

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CHARLES A. VAUGHAN,
MAYOR AND CHAIRMAN.

**CITY COUNCIL MINUTES
SPECIAL MEETING**

Council Chamber,
City Hall,
Halifax, N. S.,
February 1, 1965,
3:05 p.m.

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

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

There were present His Worship, Mayor C. A. Vaughan, Chairman; and Aldermen Black, Abbott, Moir, Matheson, A. M. Butler, Meagher, Trainor, Connolly, Doyle and H. W. Butler.

Also present were Messrs. P. F. C. Byars, L. Mitchell, Q. C., R. H. Stoddard, W. J. Clancey, J. L. Leitch, R. B. Grant, G. F. West, V. W. Mitchell, K. M. Munnich, G. H. Brundige, Hector Brennan and H. K. Randall.

The meeting was called specially to consider the 1965 Current Budget.

MOVED by Alderman Trainor, seconded by Alderman H. W. Butler, that Council adjourn and meet as a Committee of the Whole. Motion passed.

3:07 p.m. Council met as a Committee of the Whole.

Alderman Trainor, referring to the increase in the Budget over last year, said he was of the opinion that the City is providing too many services to the citizens and feared there was empire building within some City Departments.

In answer to a question of Alderman Trainor, the City Manager explained the changes in the format of the Budget from previous years and he pointed out that it follows the recognized Canadian reporting of Municipal Corporations' financing.

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3:15 p.m. Alderman Richard arrived.

The City Manager referred to Page 213 in the Budget and pointed out that the figures "\$15,787,496.25" in line 2 - "Recap Estimated Expenditures" should read "\$15,878,496.25."

In answer to a question of Alderman Abbott, the City Manager stated that when the 1965 Budget was being prepared, the figures \$15,878,496.25 was the estimated total expenditure for 1964; since then, the actual figure has been determined, i.e. \$17,064,660.87. The City Manager said he would have a summary of the year-end financial situation compiled for distribution at the next meeting when the Budget will be considered.

A compilation of Estimated Salaries for the year 1965, which was distributed earlier in the meeting, was referred to by Alderman A. M. Butler and he asked if the Schedule would be available to the Press media.

MOVED by Alderman Trainor, seconded by Alderman Connolly, that the Schedule of Estimated Salaries for 1965 be made available to the Press media. Motion passed.

Mayor's Office

Account No. 1-1-450 - delete the sum of \$400.00

MOVED by Alderman A. M. Butler, seconded by Alderman Black, that the Budget, as amended, be approved. Motion passed.

City Manager's Department

The City Manager explained that the salary provision for an Administrative Assistant was made in the 1965 Budget as Council approval was given for the position in the Staff Establishment while approval has not been given to fill the position; but if Council agrees that the position remain in the staff establishment, the budget provision could be cut as it is unlikely that the

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position would be filled for a few months.

Account No. 1-2-1 - delete the sum of \$2,500.00

MOVED by Alderman Moir, seconded by Alderman Meagher, that the Budget, as amended, be approved. Motion passed.

City Clerk's Department

The City Manager explained that the position of Clerk of Works has been abolished since the resignation of the former incumbent was received and the secretarial duties of the position have been transferred to the City Clerk's Department. In view of this change, a new classification, that of Committee Secretary, with identical salary of "Clerk of Works" Classification has been established in the City Clerk's Department.

Account No. 1-3-1 - delete the sum of \$500.00

Account No. 1-3-450 - increase by the sum of \$500.00

MOVED by Alderman A. M. Butler, seconded by Alderman Doyle, that the Budget, as amended, be approved. Motion passed.

Finance and Accounting Department

Detailed discussion ensued respecting the proposed purchase of an additional accounting machine for the Accounting Division. It was suggested that it may be less costly to rent a machine in view of the fact that consideration is being given to Electronic Data Processing, within the next 5 years. A further suggestion was made that the present machines could be more fully utilized by having operators work on an overtime basis.

MOVED by Alderman A. M. Butler, seconded by Alderman Matheson, that a report be submitted from the City Manager respecting use of accounting machines, the necessity of an additional machine, and the pros and cons of the suggestions made in the foregoing paragraph. Motion passed.

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It was pointed out that if the accounting machine is not purchased, the salary for the operator, which is provided in the budget, may be deleted, i.e. - \$2,800.00.

Account No. 1-4-2 - delete the sum of \$3,000.00

Alderman Richard suggested that consideration be given to establishing a Stenographers' Pool within City Hall from which Secretarial help would be available to various Departments.

MOVED by Alderman Trainor, seconded by Alderman Black, that the Budget, as amended, be approved, subject to a review of the purchase of the accounting machine after the requested report is received. Motion passed.

Law Department

MOVED by Alderman Abbott, seconded by Alderman Richard, that the Budget, as submitted, be approved. Motion passed.

Assessors' Department

Account No. 1-6-1 - delete the sum of \$3,000.00.

MOVED by Alderman H. W. Butler, seconded by Alderman Trainor, that the Budget, as amended, be approved. Motion passed.

Development Department

MOVED by Alderman Trainor, seconded by Alderman Meagher, that the position of Administrative Assistant be deleted from the Staff Establishment of the Development Department and that the salary for same, \$7,427.00 be deleted from the Budget.

The Development Officer reviewed the necessity of an Administrative Assistant in the Department and said that an additional staff member, perhaps a Social Worker, was essential to carry out the co-ordination and liaison between the displaced occupants and owners of properties which are acquired in the redevelopment areas, excluding the Africville program.

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Alderman A. M. Butler suggested that when Council is of the opinion that it is urgent that an additional staff member is necessary, the matter could be dealt with under a special appropriation.

Alderman Matheson said that the time has probably arrived when a review should be made on a policy basis of the development program, particularly where it involves people whose properties are being acquired and the City's responsibility to them. He further suggested that the cost involved in this case may be a Housing Authority expense.

It was pointed out that one of the greatest needs for such a person is in the Uniacke Square Area, which cost could be shared by the partnership.

Motion passed with Alderman Black voting against.

Account No. 1-7-1 - delete the sum of \$7,427.00.

MOVED by Alderman Trainor, seconded by Alderman A. M. Butler, that the sum of \$400.00 be deleted from Account No. 1-7-450, Office Furniture and Equipment. Motion passed.

4:25 p.m. Alderman Lane arrived.

Account No. 1-7-450 - delete the sum of \$400.00.

Alderman Trainor suggested that the City Manager should negotiate with the Halifax Herald Limited in an attempt to secure a less costly lineage rate for advertising.

Alderman Matheson advocated that applicants for modification of the Zoning By-law should be charged for the advertising involved.

The City Manager pointed out that a procedure should be adopted whereby the entire responsibility lies with the applicant insofar as advertising is concerned, an advertisement which is

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satisfactory to the City. He further pointed out that the law which states that the ad must be signed by the City Clerk, could be amended by an application to the Legislature.

Alderman Black suggested the ad could be prepared by the applicant or his solicitor and signed by the City Clerk.

MOVED by Alderman Matheson, seconded by Alderman H. W. Butler, that insofar as is possible to do, the onus for advertising for modification of the Zoning By-law be placed on the applicant, as well as the expense involved. Motion passed.

Account No. 1-7-54 - delete sum of \$1,000.00.

MOVED by Alderman Matheson, seconded by Alderman Richard, that the Budget, as amended, be approved. Motion passed.

Personnel Department

MOVED by Alderman Matheson, seconded by Alderman A. M. Butler, that before the Budget is approved, the City Manager report to Council on the cost of cost accounting for the servicing of one Department to another, and an estimate from various Department Heads as to the percentage of the work done by one Department for another, and that the proper ratio costs in these cases be passed on to the other Departments. Motion passed.

Alderman Lane suggested the costs for the cost accounting be included in the City Manager's report so that it can be compared with the amount collected.

It was pointed out that certain costs for work pertaining to the hospitals could be recovered from the participating government.

MOVED by Alderman Trainor, seconded by Alderman Black, that the Budget, as submitted, be approved. Motion passed.