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June 17, 1965.

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C. A. VAUGHAN,  
MAYOR AND CHAIRMAN

R. H. STODDARD,  
CITY CLERK

**CITY COUNCIL  
MINUTES**

*Dr. Foggo*

Council,  
June 29, 1965.

Council Chamber,  
City Hall,  
Halifax, N. S.,  
June 29, 1965,  
8:05 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, Moir, A. M. Butler, LeBlanc, Connolly, Doyle, Richard, O'Brien and H. W. Butler.

Also present were Messrs. G. F. West, Acting City Manager; L. Mitchell, Q. C., R. H. Stoddard, W. J. Clancey, R. B. Grant, J. L. Leitch, G. H. Brundige, W. Cleary, K. M. Munnich, Malcolm Latham and Dr. E. M. Foggo.

MINUTES MAY 27, 1965

Alderman Black pointed out that the minutes of May 27, 1965, were incomplete in that they do not show him as being present at the meeting, and he moved that the minutes be amended accordingly. The motion was seconded by Alderman Abbott, and on being put, was passed.

MOVED by Alderman Abbott, seconded by Alderman Black, that the minutes of the meeting of Council held on May 27, 1965, as amended, be approved. Motion passed.

APPROVAL OF ORDER OF BUSINESS - ADDITIONS OR DELETIONS

His Worship the Mayor requested that the following items be added to the Order of Business:

- 20(a) Lord's Day Permit Applications
- 20(b) Letter from Downtown Halifax Business Association re: Second Harbour Bridge

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20(c) Report - Halifax Tourist and Convention Committee  
re: Advertising Account

20(d) Proposed Narrows Bridge

20(e) Armdale Rotary and North West Arm Bridge

Council agreed that the foregoing items be added to the Order of Business.

Alderman O'Brien suggested that the following items be discussed:

1. The matter of Urban Consolidation
2. The matter of the alteration of the Ward Boundaries

Alderman Black objected to these items being added and suggested that the Alderman give a Notice of Motion on each one.

Alderman O'Brien felt that these items should be on the Order of Business for discussion leading to later decision making at some point.

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that the matter of Urban Consolidation be added to the Order of Business.

The motion was put and resulted in a tie vote as follows:

For the Motion: Aldermen Moir, LeBlanc, Doyle, O'Brien  
and H. W. Butler -5-

Against it: Aldermen Black, Connolly, Abbott, Richard  
and A. M. Butler - 5 -

His Worship the Mayor declared the motion lost as a two-third vote was required.

Alderman Richard suggested that His Worship the Mayor call a special meeting of Council to discuss Urban Consolidation and Alteration to Ward Boundaries as they are the subject of a meeting in themselves.

Alderman O'Brien then withdrew his request to add the matter of Alteration of the Ward Boundaries to the Order of Business.

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MOVED by Alderman LeBlanc, seconded by Alderman Doyle, that a letter submitted from Local Union 108 (City Field) regarding Garbage Regulations be placed on the Order of Business. Motion passed.

MOVED by Alderman Connolly, seconded by Alderman Black, that the Order of Business, as amended, be approved. Motion passed.

DEFERRED BUSINESS

Call for Tenders for 265 Parking Meters

Deferred in Safety Committee.

Parking Meter Rate - Ten Cents per Hour and the Elimination of the Use of Pennies

Deferred in Safety Committee

Increase in Fine for Parking Meter Violation - \$2.00

Deferred in Safety Committee

Sale of Sewer System to Public Service Commission

Deferred pending Staff report.

Alderman O'Brien asked that the Council be made aware of the status of these deferred items so that it can be determined whether or not the various matters should be debated.

Salaries - Non-Union Employees

Deferred in Finance and Executive Committee.

MOTIONS OF RECONSIDERATION

None

MOTIONS OF RESCISSION

Motion - Alderman A. M. Butler to Rescind Resolution of Council April 15, 1965 Re: Architects for New Mental Hospital

Alderman A. M. Butler stated that at this time he proposed to withdraw the Notice of Rescission given by him at the last meeting, and to offer the same notice later in the meeting; to be dealt with at the next meeting of Council, his most important reason being that four members of Council were not present at this meeting.

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After a discussion as to the legal right of Alderman Allan Butler to defer his motion, the Alderman said that a further reason for requesting the deferral is that he had not had time to study the verbatim report which Alderman O'Brien, as Chairman of the Halifax Mental Hospital Board, had distributed to the members of Council.

He further stated:

- (1) that he would like to have further time to examine the legal opinion of the City Solicitor as to the existence of a binding contract; and
- (2) he would like to see the Staff report which will arise from a meeting with representatives of the Architects' Association.

He said that other motions had been withdrawn by other members of Council at previous meetings.

Alderman Butler asked the City Solicitor for a legal ruling on this matter.

The City Solicitor then recited the motion as listed on the Order of Business and said that it was clear that that is the intention of the item on the Order of Business. He said there is no provision contained in Ordinance #103 to force the Alderman to make such a motion.

Alderman O'Brien asked if someone else could make such a motion if it is on the Order of Business to which the City Solicitor replied: "I don't believe he can."

Alderman O'Brien asked where it showed in the Rules of Order that the motion is related to the name of the mover in its validity.

His Worship the Mayor replied that it was not shown.

Alderman Black read Section 48 of Ordinance No. 103 and stated that he was of the opinion that if the matter was not dealt

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with at this meeting, it could not be dealt with at all.

His Worship the Mayor stated that he was of the opinion that any member of Council could move a motion on this matter tonight and he so ruled. He said it was a Council item and not the property of Alderman Butler.

Alderman Allan Butler stated that Council proceeds on a legal basis and is obliged to take the legal opinion of the City Solicitor. As he understood the advice of the Solicitor, it is to the effect that he is perfectly within his rights to offer notice of withdrawal of this resolution and no one else can take his place in this respect. He again stated that he was not ready to proceed this evening but he would be in two weeks' time.

Alderman O'Brien stated that Alderman Butler said that Council must take the advice of the City Solicitor which is so on legal matters, but the Solicitor did say that His Worship the Mayor could rule. In any case, on a procedural matter, His Worship the Mayor could rule and the Council can appeal the ruling.

His Worship the Mayor: "I rule that the motion can be proceeded with by somebody else making the motion in lieu of Alderman Butler, notice having been given, and the matter can be discussed tonight. Somebody else can move it."

MOVED by Alderman O'Brien, seconded by Alderman Black, that the resolution approved by Council at a meeting held on April 15, 1965, purporting to appoint architects for the new Mental Hospital, be rescinded.

Alderman LeBlanc suggested that the motion be rescinded so that all architectural firms interested could be invited to make submissions, including the firm of L. R. Fairn and Associates.

His Worship the Mayor stated that if Council votes in the affirmative, then the way would be open as suggested by the Deputy

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Mayor.

Alderman O'Brien said the intent of the motion is to rescind, but the intent of the mover is merely to reach a decision.

After further discussion, the Mayor instructed the City Clerk to take a vote on the motion.

Alderman A. M. Butler asked to be excused from the voting on the grounds that he regarded the vote illegal.

His Worship the Mayor ruled that he must vote in accordance with the Rules of Procedure.

The motion was then put and lost, as follows:

For the Motion: Alderman LeBlanc, Connolly, Doyle and  
H. W. Butler - 4 -

Against it: Alderman Black, Abbott, Moir, A. M.  
Butler, Richard and O'Brien  
- 6 -

8:45 p.m. Alderman Matheson arrives.

#### PUBLIC HEARINGS

#### Public Hearing - Rezoning - #5282 Kent Street and Adjoining Lot Fronting Green Street from R-3 Zone to Park & Institutional Zone

No. P200/ A Public Hearing was held at this time in connection with an application to rezone the land at 5282 Kent Street and the adjoining lot fronting Green Street from R-3 Zone to Park and Institutional Zone.

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

No person wished to be heard in opposition to the application.

Mr. R. J. Downey, Solicitor for the applicant, appeared and requested favorable consideration.

MOVED by Alderman Abbott, seconded by Alderman LeBlanc, that the application to rezone the property at 5282 Kent Street and

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the adjoining lot fronting Green Street, from R-3 Zone to Park and Institutional Zone, be approved. Motion passed unanimously.

A formal By-law as prepared by the City Solicitor to give effect to the foregoing resolution of Council was submitted.

MOVED by Alderman Abbott, seconded by Alderman LeBlanc, that the formal By-law, as submitted, be approved. Motion passed unanimously.

At this point, Alderman LeBlanc asked that items 15(e) and 15(f) listed on the Order of Business, be now considered, which was agreed to.

REZONING - #6184-6196 JUBILEE ROAD FROM R-2 ZONE TO C-1 ZONE

The following recommendation of the meeting of the Town Planning Board held on June 22, 1965, was submitted:

It is recommended that the application for rezoning part of the property at #6184-6196 Jubilee Road from R-2 zone to C-1 zone be refused.

MOVED by Alderman Black, seconded by Alderman Richard, that the property at 6184-6196 Jubilee Road, as shown on Drawings No. P200/1806-1809, be rezoned from R-2 Zone to C-1 Zone.

The motion was put and lost, as follows:

For the Motion: - 0 -

Against it: Aldermen Black, Abbott, Moir, A. M. Butler, LeBlanc, Connolly, Richard, O'Brien, and H. W. Butler - 10 -

Alderman Doyle was permitted to abstain from the vote because of a possible conflict of interest.

REZONING LAND - CORNER JUBILEE ROAD AND WALNUT STREET  
FROM C-1 ZONE TO R-2 ZONE

The following recommendation of the meeting of the Town Planning Board held on June 22, 1965, was submitted:

It is recommended that the land on the southeast corner of Jubilee Road and Walnut Street be rezoned from C-1 Zone to R-2 Zone.

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Possible MOVED by Alderman Richard, seconded by Alderman O'Brien, that the land at the southeast corner of Jubilee Road and Walnut Street, be rezoned from C-1 Zone to R-2 Zone.

The motion was put and lost, as follows:

For the Motion: - 0 -

Against it: Aldermen Abbott, Moir, Matheson, A. M. Butler, LeBlanc, Connolly, Richard, O'Brien and H. W. Butler - 9 -

Alderman Doyle was permitted to abstain from the vote because of a possible conflict of interest.

#### PETITIONS AND DELEGATIONS

A petition was submitted from approximately forty-three residents of Moran Street requesting that the street be made one-way with traffic entering from Sarah Street.

The petition was endorsed by Alderman Connolly.

It was agreed to refer the petition to the Safety Committee for consideration.

#### REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the meeting of the Finance and Executive Committee held on June 24, 1965, with respect to the following matters:

##### Possible Acquisition - #2333 Maitland Street

MOVED by Alderman Abbott, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, the sum of \$4,800.00 be paid to Kathleen Mountain as settlement in full for all claims arising from the acquisition of her property at 2333 Maitland Street, located within the Uniacke Square Redevelopment Area; and that the building be demolished as soon as vacant possession is obtained. Motion passed.

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Possible Acquisition - #5220 Gerrish Street

MOVED by Alderman Abbott, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, the sum of \$6,500.00 be paid to Edward G. Kearns as settlement in full for all claims arising from the acquisition of his property at 5220 Gerrish Street, located within the Uniacke Square Redevelopment Area.

Motion passed.

Proposed Lease - #5221 Duke Street - Cooke Sales Limited

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the property at 5221 Duke Street be leased to Cooke Sales Limited on a month-to-month basis at a rental of \$50.00 per month, the lessee to be responsible for providing heat and light within the building and to be liable for the payment of the business occupancy tax; also, that the lessee be permitted to place porcelain panels on the front of that portion of the building occupied by them. Motion passed.

Withdrawal of Offer - #3518 Robie Street

MOVED by Alderman Abbott, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, Mr. and Mrs. Donald W. Bliss be permitted to withdraw their offer to sell their property at 3518 Robie Street, which is in the area being considered by the City as the site for a new North End fire station, Mr. Bliss having indicated that he would be prepared to reopen negotiations if and when the City decides that the North End fire station is to be located on that site. Motion passed.

Possible Acquisition - #2360 Brunswick Street

MOVED by Alderman Matheson, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the sum of \$10,000.00 be paid to Sparton Realities Limited as settlement in

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full for all claims arising from the acquisition of their property at 2360 Brunswick Street, located within the Uniacke Square Redevelopment Area. Motion passed.

Possible Acquisition - #2412 Brunswick Street

MOVED by Alderman Matheson, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the sum of \$15,000.00 be paid to the estate of Viola Desmond as settlement in full for all claims arising from the acquisition of the property at 2412 Brunswick Street. Motion passed.

Possible Acquisition - #2370 Maitland Street

MOVED by Alderman Matheson, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the sum of \$5,600.00 be paid to Mrs. Donna Skier as settlement in full for all claims arising from the acquisition of her property at 2370 Maitland Street, located within the Uniacke Square Redevelopment Area. Motion passed.

Possible Acquisition - #229 Lower Water Street

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the sum of \$9,000.00 be paid to Mr. John E. Martin as settlement in full for all claims arising from the acquisition of his property at 229 Lower Water Street by the City, located within the Waterfront Redevelopment Area. Motion passed.

Authority to Expend in Excess of \$1,000.00

MOVED by Alderman A. M. Butler, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, in accordance with section 159M of the City Charter, 1963, the City Manager be authorized to expend funds in excess of \$1,000.00 for the following purpose:

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Purchase of 500 pounds of prostran broom fibre for stock at the City Stores, City Field totalling \$1,182.15. (Account No. 104-2), balance required to complete storm sewer installation, Howe Avenue - \$2,879.90 (Account No. 54-1)

Motion passed.

Freight Charges - Purchase of Crane for Incinerator

MOVED by Alderman Abbott, seconded by Alderman A. M.

Butler that, as recommended by the Finance and Executive Committee, the City Manager be authorized to charge to the Incinerator Maintenance account the freight charges of \$395.14 on a new crane bucket required for the incinerator rather than as a charge against the capital account. Motion passed.

Tenders - Renovations and Hot Water Storage Tank - Halifax Convalescent Hospital

MOVED by Alderman A. M. Butler, seconded by Alderman

Matheson that, as recommended by the Finance and Executive Committee:

- (a) the tender of Pryor Construction Limited, the only tender received, covering the renovations to the Halifax Convalescent Hospital, be accepted as follows:

Renovations - Rooms 4, 6, 7 and 8	\$9,481.00
Renovations - X-Ray Room	\$6,158.00

- (b) the tender of J. A. Moulton & Son Ltd. at \$2,979.77 (the only tender submitted) be accepted for the supply and installation of a Hot Water Storage Tank at the Convalescent Hospital.

Motion passed.

Supplementary Appropriation - 316"C" - Salaries - Recreation Commission

MOVED by Alderman Abbott, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, supplementary appropriations in the amount of \$815.40 and \$198.00 be approved under the authority of Section 316"C" of the City Charter to cover salary adjustments for maintenance Staff (Local 108) and Non-union members of the Recreation Department. Motion passed.

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Supplementary Appropriation - 316"C" - Last Post Fund

MOVED by Alderman Black, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, a supplementary appropriation in the amount of \$5.67 be authorized under the authority of section 316"C" of the City Charter to augment the amount provided in the current budget (\$300.00) for the Last Post Fund. Motion passed.

Sewer Installation - Belmont on the Arm, Subdivision

MOVED by Alderman Abbott, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee:

1. Sanitary and storm sewers be installed in the Belmont Subdivision, the sanitary sewer at the normal cost to the abuttor and the storm sewer at no cost to the developer
2. Capital funds in the amount of \$83,528.00 be provided for this purpose.
3. Application be made to the Municipal Development and Loan Board for assistance towards the cost of this project.

Motion passed.

Formal Borrowing Resolutions in the amounts of \$45,704.00 and \$37,824.00 to give effect to the foregoing resolutions of Council were submitted.

MOVED by Alderman Abbott, seconded by Alderman Moir, that the resolutions be approved. Motion passed unanimously, the following members of Council voting therefor:

Aldermen Black, Abbott, Moir, Matheson, A. M. Butler, LeBlanc, Connolly, Doyle, Richard, O'Brien and H. W. Butler - 11 -

Sewer Installation - Emscote Subdivision

MOVED by Alderman LeBlanc, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, capital funds in the amount of \$60,440.00 be provided to cover the cost of

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the installation of sanitary and storm sewers in the Emscote Sub-division and that application be made to the Municipal Development and Loan Board for assistance towards the cost of the project.

Motion passed. *Worship the Mayor speaks*

Formal Borrowing Resolutions in the amount of \$26,200.00 and \$34,240.00 to give effect to the foregoing resolutions of Council were submitted.

MOVED by Alderman Moir, seconded by Alderman Abbott, that the resolutions be approved. Motion passed unanimously, the following members of Council voting therefor:

Aldermen Black, Abbott, Moir, Matheson, A. M. Butler,  
LeBlanc, Connolly, Doyle, Richard, O'Brien and  
H. W. Butler - 11 -

Sewer Installations - Thornvale Avenue and Webster Terrace

MOVED by Alderman Moir, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee, the tender of L. W. Allen Limited, in the amount of \$9,984.35 for the installation of a sanitary sewer on Thornvale Avenue (from Webster Terrace to 335' northwardly through Rights-of-way obtained from Mrs. Helen Fryse and Mr. D. J. Morrison), and the extension of a sewer on Webster Terrace (from an existing dead-end to 120' northwardly, as shown on Plan No. TT-3-16256) be accepted. Motion passed.

Chebucto Road Widening

MOVED by Alderman Black, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, Chebucto Road be widened between Connaught Avenue and Mumford Road in accordance with revised scheme No. 3 (Plan TT-3-16254) at an estimated cost of \$225,000.00 and that excess land in the area be developed as a park, subject to the province of Nova Scotia sharing in the cost of such project, in accordance with the provisions of the Nova Scotia Highway Act, funds having been provided previously by Capital Borrowing.

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At this time, the Commissioner of Works displayed the various schemes for traffic improvements on Chebucto Road and explained the details of same for the information of Council.

His Worship the Mayor stated:

- (1) That representation had been made to the Provincial Government with respect to Provincial - Urban cost sharing of connecting links in main trunk highways or main highways leading into or through the City of Halifax;
- (2) Copies of the submission had been distributed to the members of Council; and
- (3) The following reply had been received from the Minister:

Halifax, Nova Scotia,  
June 28, 1965.

Mr. Charles Vaughan, Mayor,  
City of Halifax,  
Halifax, Nova Scotia

City of Halifax Brief dated June 7, 1965  
Respecting Provincial Cost Sharing on  
Certain City Streets

Dear Sir:

We have carefully examined your brief on behalf of the City of Halifax as above noted and have considered the views expressed therein that the Province share with the City the capital cost of reconstructing a portion of Chebucto Road and the cost of maintaining portions of certain other streets referred to under Items 1 to 9 inclusive on pages 11, 12 and 13 of the brief.

I would have no hesitation in recommending to Governor in Council that cost sharing maintenance agreements be made under provision of the Public Highways Act respecting Items 1 to 7 inclusive, subject of course, to concurrence of all concerned on details and timing.

With respect to Item 8, Barrington Street (Harbour Drive) we are not convinced that this section of street can be readily considered as the principal entrance route to the proposed Narrows Bridge. Principal entrance is apparently from Kempt Road and Robie Street as presently planned.

Considerations of Item 9, connecting links between the proposed Narrows Bridge and the highway system at Fairview, will almost certainly have to include a proper means of interchanging traffic at the junction of Lady Hammond Road, Windsor Street and Kempt Road as well as adequate traffic connections to the Bedford Road and to Bicentennial Drive. It seems that there is a great deal more than a maintenance agreement to be anticipated in connection with Item 9.

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Reconstruction of a section of Chebucto Road from Mumford Road to Swaine Street could best be considered after discussion with the City of plans and estimates of cost in order to judge the possible extent of involvement etc. Information would also be welcome concerning tentative plans to improve other sections of Chebucto Road and North Street which together constitute the main traffic artery across the City between the Angus L. MacDonald Bridge and the Arm Rotary.

Because of the foregoing considerations respecting Items 8 and 9 and Chebucto Road, I feel that there is not sufficient information available to support any recommendation to the Governor in Council at this time. As previously stated, however, I shall be pleased to recommend Items 1 to 7 inclusive as acceptable subjects for maintenance agreements and to enter into further discussions with you of Items 8 & 9 and Chebucto Road.

Yours very truly,

Stephen T. Pyke

In reply to a question from Alderman O'Brien, His Worship the Mayor advised Council that Staff had given assurance that any one of the three plans lend themselves to extension either east or west and would fit into any future plans.

Alderman O'Brien then stated that some of the persons who live in the houses abutting the area in Westmount are of the opinion that their houses were purchased at a time when Chebucto Road was shown on a map to be close to their lot lines. There are questions as to how the land would be developed, whether there would be abuttor's charges and whether there would be access. He suggested that Council hear from any resident of the area affected.

His Worship the Mayor was of the opinion that improvements could be effected in the area cheaper than anytime in the future by taking action this fall with the assistance of the Municipal Development and Loan Fund.

MOVED by Alderman Matheson, seconded by Alderman O'Brien, that Mr. L. R. Rhindress be granted permission to address Council at this time. Motion passed.

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Mr. Rhindress appeared on his own behalf and preferred the adoption of Scheme No. 1 which provides a north roadway, a south roadway, a green area in between and would also give the abutting owners an opportunity to connect with Chebucto Road by an exit from their homes.

Alderman Moir contended that Scheme No. 3 would be the most logical one for the residents of the area which would give a green area and a play field to the residents of Westmount.

Mr. James Soward, Jr., addressed Council and stated he favoured Scheme No. 1.

Alderman Matheson stated that there is a walkway of 14 to 16 feet wide in front of the houses and he suggested that, at very little expense, the City could make a service lane there which would provide access by motor vehicle if people want to park cars in front of the houses rather than at the rear. He further suggested cutting in at William Hunt Avenue to provide the service lane and still keep a large green area which could be developed as a beautiful park and keep the heavy traffic a greater distance away from the houses.

Mr. Rhindress replied that very few people use the walkway in front of the houses. He again suggested that Council adhere to the original plan minus the rotary and the cuts.

Alderman O'Brien stated that there was no written report when this matter was considered in Committee and it has not been before the Town Planning Board. He suggested a written report from the Staff should be submitted which puts this capital expenditure within the framework of the total capital expenditures. He wanted to see this matter from a planning point of view go before the Town Planning Board and during the next two weeks, the scheme

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be sent by letter to the residents. He said there have been strong arguments put forward both ways for having the roadway close to the houses and for having it further away. He suggested that the people be given a chance to react and appear before the Town Planning Board or the Council to express their views and they should be advised whether there is an abuttor's charge involved.

He asked if there is an abuttor's charge involved, what about the exemption that applies to the corner lots; will it apply to lots that have frontage on two streets? These matters should be known before the residents are forced to say that they are for one particular scheme.

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that this matter be referred to the Town Planning Board for a report for the next meeting of Council and that all the information on the matter be circulated to the abuttors with a request that they make their views known to the Council before its next meeting.

Alderman O'Brien further requested that Staff prepare a complete report on the financial picture which would include some of the material His Worship the Mayor gave to the Press in addition to the material the City Manager submitted.

The City Solicitor advised that if the street line abuts private property, then whatever improvements are installed, the abuttors would be liable for the normal charges such as curb and gutter, sodding and paving, which would amount to approximately \$10.75 per foot front.

Alderman LeBlanc referred to the rush hour traffic at 5 p.m. and was of the opinion that the proposed street improvements would not alleviate any traffic congestion whether it is a wide or narrow street.

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Alderman Black stated that this section of proposed improvements is part of an overall plan for a thruway on Chebucto Road from the Rotary to the Angus L. Macdonald Bridge.

The motion to refer was put and passed, six voting for the same and five against it as follows:

For the Motion: Aldermen Abbott, LeBlanc, Connolly, Doyle,  
O'Brien and H. W. Butler - 6 -

Against it: Aldermen Black, Moir, Matheson, A. M.  
Butler, and Richard - 5 -

BRUNSWICK STREET WIDENING AND INSTALLATION OF STORM SEWER

MOVED by Alderman Black, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, capital funds be made available for the following projects:

- |   |                     |
|---|---------------------|
| 1. Brunswick Street Widening<br>(Paving, Curb & Gutter & Sodding) - | \$98,000.00         |
| 2. Brunswick Street Storm Sewer                                     | - 45,681.00         |
| <u>Total</u>  | <u>\$143,681.00</u> |

and that application be made to the Municipal Development and Loan Board for assistance towards the cost of these projects.

A report was submitted from the City Manager as follows:

To: His Worship the Mayor and Members of City Council  
From: P. F. C. Byars, City Manager  
Date: June 28, 1965  
Subject: Brunswick Street Widening

At the June 24, 1965 meeting of the Committee on Works, the proposal to widen Brunswick Street between Sackville Street and Rainnie Drive was approved with the proviso that there would be no sidewalk on the west side of the street, abutting the retaining wall presently under construction.

This matter has been given careful consideration, and it is felt that a sidewalk should be installed along the west side of Brunswick Street to accommodate pedestrians who desire to walk in that particular area. At the present time, people walking east on Rainnie Drive must cross Brunswick Street at the corner of Rainnie Drive, because of the lack of sidewalk south of the latter.

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It is suggested that a four to five foot sidewalk be installed on the west side of the street abutting the curb, thereby leaving the remainder of the area between the curb and wall free to be used for sodding and for planting. The concrete walk could be extended back to the wall in appropriate locations along the length of the wall to facilitate the placement of benches thereon. Sodding and planting in the areas between bench locations, so called, would make a most attractive setting.

It is suggested, therefore, that:

1. The action of the Committee on Works on June 24, 1965 to delete the installation of sidewalks on the west side of Brunswick Street in the proposed street widening program be reviewed, and
2. The installation of a four to five foot sidewalk abutting the curb on the west side of the street be approved.

At the June 24, 1965 meeting, the Committee also directed the City Manager to investigate the placing of parking meters along the east side of Brunswick Street between Sackville Street and Duke Street and this is presently under study.

Respectfully submitted,

P. F. C. Byars,  
City Manager.

The motion was put and passed with the inclusion of the sidewalk as recommended. Motion passed.

Formal Borrowing Resolutions in the amount of \$45,681.00 for the installation of the storm sewer and \$98,000.00 for street widening, to give effect to the foregoing motion of Council, were submitted.

MOVED by Alderman Black, seconded by Alderman Matheson, that the Resolutions be approved. Motion passed unanimously, the following members voting therefor:

Aldermen Black, Abbott, Moir, A. M. Butler, Matheson, LeBlanc, Connolly, Richard, Doyle, O'Brien and H. W. Butler.

CAPITAL BORROWING - FORUM COMMISSION - HEATING PLANT

MOVED by Alderman A. M. Butler, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee,

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Capital Funds in the amount of \$30,000.00 be provided for the Halifax Forum Commission to cover the increased cost of the Forum Heating Plant and the additional corridor and seating area heaters. Motion passed.

A Formal Borrowing Resolution in the amount of \$30,000.00, to give effect to the foregoing motion of Council, was submitted.

MOVED by Alderman A. M. Butler, seconded by Alderman Matheson, that the Resolution be approved. Motion passed unanimously with the following members of Council voting therefor:

Aldermen Black, Abbott, Moir, A. M. Butler, Matheson, LeBlanc, Connolly, Richard, Doyle, O'Brien and H. W. Butler.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works at a meeting held on June 24, 1965, as follows:

Payment of Claim - Mr. T. B. Gorman

MOVED by Alderman Black, seconded by Alderman Abbott that, as recommended by the Committee on Works, an amount of \$22.50 be paid to Mr. T. B. Gorman in full settlement of his claim for damages to his car as a result of driving into a catchpit basin on South Park Street. Motion passed.

Payment of Claim - Dr. A. Shears

MOVED by Alderman Abbott, seconded by Alderman A. M. Butler that, as recommended by the Committee on Works, an amount of \$39.90 be paid to Dr. Arthur Shears in full settlement of his claim for damages to his car as a result of an accident at the Halifax Convalescent Hospital. Motion passed.

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Installation - Sidewalk - Monaghan Drive

The following recommendation was submitted from the Committee on Works:

1. THAT sidewalk and sod be installed on the west side of Monaghan Drive from Young Street to 300' southwardly at an estimated cost of \$1,995.00;
2. THAT authority be granted to use the Capital funds available in the Sidewalk Capital Account;
3. THAT the terms of the lease with Metropolitan Development Limited require the City to install the services and the abutters charges are authorized to be paid by the lessee.

Alderman Connolly referred to the sodding to be done on this street and suggested that the street would be used by trucks. He could not see much point in doing this work.

Alderman Moir suggested using asphalt.

After discussion, it was MOVED by Alderman Connolly, seconded by Alderman Black:

1. THAT sidewalk be installed on the west side of Monaghan Drive from Young Street to 300' southwardly at an estimated cost of \$1,995.00;
2. THAT the Commissioner of Works confer with the lessee of the property to ascertain whether the City can install sidewalk or paving in the area between the curb and the sidewalk;
3. THAT authority be granted to use the Capital funds available in the Sidewalk Capital Account;
4. THAT the terms of the lease with Metropolitan Development Limited require the City to install the services and the abutters charges are authorized to be paid by the lessee.

Motion passed.

Tenders - Demolition - #1460 Birmingham Street

MOVED by Alderman A. M. Butler, seconded by Alderman Black that, as recommended by the Committee on Works, the tender for the demolition of #1460 Birmingham Street be awarded to

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George A. Redmond at \$975.00, subject to a Performance Bond in the amount of \$1,950.00 being deposited by him with the City.

Motion passed.

Roadway Width - Construction Equipment Ltd., 135 Lower Water St.

MOVED by Alderman Matheson, seconded by Alderman Black that, as recommended by the Committee on Works, a 70-foot street line be laid down for Water Street between Salter and Sackville Streets as requested by Construction Equipment Limited, of 135 Lower Water Street, in a letter dated June 11, 1965, so that the necessary building permit may be issued to enable them to proceed with their expansion program. Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee at meetings held on May 6 and June 24, 1965, as follows:

Alteration to Establishment of Fire Department

MOVED by Alderman Abbott, seconded by Alderman Black that, as recommended by the Safety Committee, the alterations in the establishment of the Fire Department, as contained in the report of the Fire Chief, dated May 6, 1965, respecting Station Replacement and Relocation, the manning requirements and establishment alterations in the light of the proposed changes in working conditions as mutually agreed upon by the City and Local #268, International Association of Fire Fighters, be approved. Motion passed.

Course of Instruction - Radar Speed Meter

MOVED by Alderman A. M. Butler, seconded by Alderman Abbott that, as recommended by the Safety Committee, Sergeant E. Langille and Constable J. Magwood be detailed to attend a course of instruction in the operation of the Radar Speed Meter

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at the University of New Brunswick from July 5 to and including July 10, 1965, and they be granted leave of absence with pay for that period; and further, that an expenditure of not more than \$400.00 be authorized for this purpose. Motion passed.

TENDERS FOR STATION WAGON - BASINVIEW HOME

MOVED by Alderman Connolly seconded by Alderman Richard that, as recommended by the Public Health and Welfare Committee,

1. The tender of Halifax Chrysler Dodge Limited for the supply of a Station Wagon for use at Basinview Home, at a total cost of \$2,193.05, being the lowest tender submitted, be accepted;
2. Only a black or white vehicle be purchased; and
3. A City Crest be affixed on the door of the Station Wagon.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

None.

REPORT - TOWN PLANNING BOARD

Council considered the report of the Town Planning Board at a meeting held on June 22, 1965, as follows:

Rezoning Land East Side of Windsor Street and Kempt Road  
(Strawberry Hill) from R-3 Zone to C-2 Zone

MOVED by Alderman Connolly, seconded by Alderman Richard that, as recommended by the Town Planning Board, the land on the east side of Windsor Street and Kempt Road (Strawberry Hill) as shown on Drawings No. P200/1818-1819, be rezoned from R-3 Zone to C-2 Zone and that a date be set for a public hearing. Motion passed.

The following letter was submitted from J. W. Lindsay Construction Company Limited:

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6393 Bayne Street,  
Halifax, N. S.,  
June 24, 1965.

The Mayor and Members of the City Council,  
City Hall,  
Halifax, Nova Scotia.

Gentlemen:

Re: Rezoning of Land (Strawberry Hill)  
E/S Windsor Street & Kempt Road -  
From R-3 Zone to C-2 Zone

Due to the City's concern over the possibility of the area in question being used for retail commercial purposes in the event of a rezoning to C-2 instead of for industrial and service industrial uses, the writer wishes to confirm his representations to the Town Planning Board as follows:

1. It has never been and is not its intention to develop the area for retail commercial purposes;
2. That it has always been its intention and still is its intention to develop the area for industrial and service industrial uses;
3. That it has no thought whatsoever with respect to any form of residential development;
4. That the development of the area would contain for the most part wholesale and distributor outlets in addition to warehousing and a possible automotive centre, among other things.

The applicant is more than willing to negotiate an agreement with the City of Halifax regarding the development of the area in question and to incorporate in said agreement the representations hereinbefore set forth.

The writer also undertakes to consent to any rezoning of the area in question to C-4 as, if and when such a zone is created.

Yours very truly,

J. W. Lindsay Construction Company Ltd.

Per: J. W. Lindsay.

MOVED by Alderman Connolly, seconded by Alderman

Richard, that Council fix Thursday, July 29, 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 this matter. Motion passed.

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Preparation of Ordinance Re: Agreements with Private Developers

MOVED by Alderman Richard, seconded by Alderman H. W. Butler that, as recommended by the Town Planning Board, the City Solicitor be instructed to prepare an Ordinance implementing those sections of the City Charter dealing with Agreements with private developers. Motion passed.

Institution of C-4 Zone - Halifax Zoning By-law

MOVED by Alderman H. W. Butler, seconded by Alderman Connolly that, as recommended by the Town Planning Board, the Halifax Zoning By-law be investigated to institute a new Zone to be known as C-4 Zone to reflect the changes in the City since the preparation of the original By-law. Motion passed.

Application to Amend Zoning By-law to Create a C-4 Zone

MOVED by Alderman H. W. Butler, seconded by Alderman Richard that, as recommended by the Town Planning Board, an application be made for an amendment to the Zoning By-law to create a C-4 Zone to exclude retail development from such Zone. Motion passed.

Alteration to Subdivision - #3238, 3250-52, Lots 3 and 4  
Veith Street and Lot #7 Barrington Street

MOVED by Alderman Richard, seconded by Alderman Connolly that, as recommended by the Town Planning Board, the alteration to a subdivision at #3238, 3250-52 Lots 3 and 4 Veith Street and Lot 7 Barrington Street as shown on Drawing No. P200/1820-00-9-16257, be approved, provided Lot 7A is added to Lot 8, and that the public hearing be waived. Motion passed.

Alteration to Subdivision - Lots "A" and "B" Young Avenue

MOVED by Alderman H. W. Butler, seconded by Alderman Richard that, as recommended by the Town Planning Board, the

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alteration to a subdivision at Lots "A" and "B" Young Avenue, creating lots A-1, B-1 and C-1, as shown on Drawing No. P200/1805-00-9-16247, be approved and that the public hearing be waived. Motion passed.

Conveyance of Land - Inglewood "B" Subdivision

MOVED by Alderman Moir, seconded by Alderman O'Brien that, as recommended by the Town Planning Board, the small piece of land at the south end of Francklyn Street adjacent to Lot 11, #5810 Chain Rock Drive, part of the Inglewood "B" Subdivision be deeded to the City of Halifax for park purposes for the sum of \$1.00, with the covenant that should the City sell this property, a proportionate share would be given to Eastern and Chartered Trust Company, acting for the Estate of Hon. F.B.McCurdy, owner of the property. Motion passed.

Extension to Non-conforming Building - #1115-1117 Lucknow Street

MOVED by Alderman Doyle, seconded by Alderman O'Brien that, as recommended by the Town Planning Board, the modification of front yard and lot frontage at #1115-1117 Lucknow Street be granted to permit the extension to a non-conforming building by constructing a one-storey addition at the rear of the dwelling as shown on Drawing No. P200/1799-1803. Motion passed.

Extension to Non-conforming Building - #6298 Young Street

MOVED by Alderman Moir, seconded by Alderman Doyle that, as recommended by the Town Planning Board, the modification of front and side yard requirements at #6298 Young Street for a duplex dwelling be granted to permit the extension of a non-conforming building by constructing a second storey addition at the rear of the existing dwelling as shown on Drawing No. P200/1817 and that the public hearing be waived. Motion passed

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Extension to Non-conforming Building and Modification of  
Sideyard Requirements - #2287 Brunswick Street

MOVED by Alderman Connolly, seconded by Alderman Moir that, as recommended by the Town Planning Board, the modification of north sideyard requirements at #2287 Brunswick Street be granted to permit the extension of a non-conforming building by constructing a one-storey addition to house a rumpus room at the rear of the existing convent, subject to the applicants obtaining a letter from the adjoining property owner #2293-2297 Brunswick Street agreeing to the proposal, in lieu of a public hearing. Motion passed.

MOTION - ALDERMAN O'BRIEN RE: EXTENSION OF MUNICIPAL DEVELOPMENT  
AND LOAN FUND

MOVED by Alderman O'Brien, seconded by Alderman H. W. Butler, that the City request the Federal Government to give active consideration to the indefinite extension of the Municipal Development and Loan Fund, and that a supporting brief be prepared by His Worship the Mayor and the City Manager for Council's approval prior to presentation to the Federal Government.

Alderman O'Brien was of the opinion that this will give the Council an opportunity to look at the question in more detail prior to a presentation to the Federal Government and there is the general question about the fund being extended for all Canada. He felt that there is a special question in relation to the City of Halifax in that a great many of our capital expenditures, in most other Provinces of Canada, would receive much larger provincial participation financially. The City of Halifax will lose more than many of the other cities in Canada by the termination of the fund. He contended that the capital

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needs of municipalities are such that they do require a great deal of assistance from higher levels of government and as the country becomes more urbanized, more of the taxpayers' dollar will have to come into urban developments. He further contended that there is an opportunity present if the Council should approve of this motion to have the matter more thoroughly studied before presentation to the Federal Government.

His Worship the Mayor stated that there are two points in connection with the Municipal Development and Loan Fund. One is the forgiveness feature and the 25% of two-thirds of the loan. The other is the matter of the availability of funds. He advised that the Canadian Federation of Mayors and Municipalities, for the last six years, has been urging the Federal Government to adopt such a policy and it was adopted, with funds being made available on the basis of a crash program and for that reason, the forgiveness feature was written in. He had discussed the matter with Mayor Zatzman at a meeting with the Federal Minister of Labour, Mr. A. J. MacEachen, who indicated that, while he is sympathetic to their views, he felt that the Treasury Board is unlikely to extend the forgiveness feature. He advised that Mayor Copp, President of the Canadian Federation of Mayors and Municipalities, has discussed the matter with Ottawa Officials.

He pointed out that the reason it is not being extended is because in some of the more prosperous areas of Canada, the existence of a fund has tended to create an inflationary trend by an over abundance of public works in areas where this is not required. From a labour surplus, a labour scarcity situation develops with the result that the costs went up on the projects and for this reason, the Minister of Finance feels that