

CITY COUNCIL  
MINUTES

Council Chamber,  
City Hall,  
Halifax, N. S.,  
December 1, 1966,  
8:00 p.m.

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

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

Present: Mayor Allan O'Brien, Chairman and Aldermen Abbott, Moir, Ivany, A. M. Butler, Meagher, LeBlanc, Connolly, Sullivan, Fitzgerald and H. W. Butler.

Also present: The City Manager, City Solicitor, City Clerk, Chief Planner and other Staff members.

MINUTES

Minutes of the meeting of City Council held on November 1, 1966 were approved on motion of Alderman Abbott, seconded by Alderman Moir.

APPROVAL OF ORDER OF BUSINESS

The Chairman stated that there were two items to be added to the Order of Business as follows:-

- 20(a) Appointments - Board of Management Civic Hospital
- 20(b) Court House Location.

8:04 p.m. Aldermen Black and Matheson arrive.

MOVED by Alderman Moir, seconded by Alderman Ivany that the above items be added to the Order of Business. Motion passed.

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

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DEFERRED ITEMS

Appointments - Industrial Development Commission

Further deferred.

Appointments - Centennial Committee

Alderman LeBlanc suggested that the Committee as named on November 1, 1966 be appointed and that it appoint two citizen members. He stated that he would convene an early meeting at the Mayor's convenience.

MOVED by Alderman LeBlanc, seconded by Alderman H. W. Butler that the following be appointed as City Council representatives on the Centennial Committee:

Alderman D. G. LeBlanc  
Alderman H. G. Ivany  
Alderman N. P. Meagher  
Alderman J. E. Ahern  
Alderman G. E. Doyle

Motion passed.

Appointments - Historic Buildings Committee

Alderman Connolly suggested that this item be deferred pending a reply to letters written to Mr. Peter Stokes, the Consultant carrying out the survey of historic buildings.

His Worship the Mayor felt that assistance should be sought in this matter from the City Manager to obtain a prompt reply from Mr. Stokes and that the Committee should be re-activated as soon as possible. He then nominated Mr. Gilbert Hutton of the Heritage Trust as an additional member of the Committee.

MOVED by Alderman Connolly, seconded by Alderman Black that Mr. Gilbert Hutton be appointed to the Historic Buildings Committee. Motion passed.



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MOTIONS OF RECONSIDERATION

No Motions of Reconsideration were heard at this time.

MOTIONS OF RESCISSION

At this time, His Worship the Mayor asked that the Motions of Rescission, placed on the Order of Business under Item 16 in error, be considered.

Motion - Alderman LeBlanc Re: Rescission, Resolution of Council Approving Capital Borrowing - Additions to St. Patrick's and Queen Elizabeth High Schools

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MOVED by Alderman LeBlanc, seconded by Alderman Fitzgerald that the resolution of City Council authorizing a capital borrowing for \$1,000,000.00 presently before the Minister of Municipal Affairs as it affects the financing of additions to St. Patrick's and Queen Elizabeth High Schools, be rescinded.

Alderman LeBlanc, Ivany and Fitzgerald speaking to the motion raised questions with respect to parking, the cafeteria and traffic.

Alderman Connolly, as Chairman of the School Board, spoke against the motion and put forward the School Board views on the matter. He further stated that many sites were considered in different parts of the City, some privately owned, but for reasons of cost and expediency the decision was made to construct the additions.

Alderman Matheson spoke against the motion reluctantly and felt that the construction of new schools should have been considered some five years ago, so that the expediency factor would not have been so acute at this time.

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Alderman A. M. Butler raised the financial issue and expressed his opinion that sufficient money is not available for new school construction.

Following comments from Alderman Meagher, Black and Sullivan, it was suggested that the architect for the school addition to Queen Elizabeth High School should consider the addition of another storey instead of spreading the building.

It was then MOVED by Alderman Black, seconded by Alderman Abbott, that the question be put. Motion passed.

The motion was then put and lost, four voting for the same and eight against it as follows:

For:	Aldermen Ivany, Meagher, LeBlanc and Fitzgerald	4
Against:	Aldermen Black, Abbott, Moir, Matheson, A. M. Butler, Connolly, Sullivan and H. W. Butler	8

Alderman Matheson asked if the Chair would accept a motion to direct the Board of School Commissioners to consider adding another storey to Queen Elizabeth High School rather than proceeding with the proposed addition.

His Worship the Mayor replied that if the Council is willing to have a motion of requested consideration of a certain item, of the Board of School Commissioners, he would accept it.

Alderman A. M. Butler opposed such a motion and he pointed out that the matter is for the Board of School Commissioners and not for the Council.

His Worship the Mayor stated that it seemed to him that when the item on the Order of Business relates to the provision of funds for Schools, that such a motion should be considered to be in order. He then asked the City Solicitor for his opinion.



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Dear Mayor: MOVED by Alderman Matheson, seconded by Alderman Meagher that the Board of School Commissioners be asked to consult its architect about the design of the building with reference to putting an additional storey on the Queen Elizabeth High School rather than the proposed addition.

Alderman Matheson stated that the City Solicitor ruled the motion to be in order.

His Worship the Mayor then ruled the motion to be in order.

The motion was put and passed with Aldermen Moir and A. M. Butler voting against.

Motion - Alderman Moir Re: Rescission, Resolution of Council  
Approving the Centennial Aquarium

MOVED by Alderman Moir, seconded by Alderman H. W. Butler, that this Council rescind its previous Resolution approving, as a City Centennial project, an Aquarium on the Central Commons of the City of Halifax.

Alderman Moir spoke to his motion and was supported by Alderman Ivany.

Following comments from Aldermen Matheson, Fitzgerald and Black, the following letter was read by the City Clerk at the request of the Deputy Mayor:

CONFEDERATION CENTENARY CELEBRATION COMMITTEE

Public Archives,  
Halifax, N. S.

October 12, 1966

Mayor C. A. Vaughan,  
City Hall,  
Halifax, N. S.

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Dear Mayor Vaughan:

The Confederation Centenary Celebration Committee was pleased to receive you and the other members of the delegation from the City of Halifax on October 5th and to hear your comments and inquiries with respect to your proposed centennial project. On behalf of the Commission I have been directed to reply to your two questions.

The first answer is one which the Committee was able to give in your hearing, that is, that no extension of time would be needed if the centennial project were completed by December 31st, 1967.

To your second question the Committee can only make a recommendation to the Minister in charge of centennial planning in this province whose prerogative it is to reply to inquiries of that sort. However, I was directed to inform you that the Committee might consider an alternative proposal but that an alternative proposal would necessitate the abandonment of the original proposal and require a new application. I was also instructed to point out that the time limit for receipt of applications was long past, and that although several new applications have been considered since that date none have been approved. I was also requested to mention that there are other late applications now on file.

Yours sincerely,

(Signed) C. B. Fergusson,  
Secretary.

Alderman Fitzgerald pointed out that an architect prepares plans and specifications for a project to cost a certain amount, when it goes to tender, the cost is usually about one-third more. He suggested that something should be done to obviate such a situation, if possible.

Alderman Black contended that the architect should be required to base his fee on the estimated cost and not on the tender price.

The motion was then put and passed with Alderman A. M. Butler and Alderman LeBlanc voting against.



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PUBLIC HEARINGS AND HEARINGS

Public Hearing Re: Amendment to Part VI of the Zoning By-law

A public hearing was held at this time in connection with an amendment to Part VI of the Zoning By-law.

The City Clerk advised that the matter had been duly advertised.

The Chief Planner gave an explanation of the amendment to members of Council.

No persons appeared in opposition to the proposed amendment.

Two letters of objection were read by the City Clerk from Mr. Fletcher Smith of Parkdale Realties Ltd. and Mr. J. E. R. March, Provincial Land Surveyor.

Mr. John Buchanan appeared on behalf of his clients, Centennial Properties Limited, and urged favorable consideration of the amendment.

Some discussion took place with respect to the enforcement of the regulations, as drafted. Mr. Peter Andrewes also appeared in favour of the amendment.

After further discussion, it was MOVED by Alderman Matheson, seconded by Alderman Meagher that the amendment to Part VI of the Zoning By-law be approved after deleting clause "(p)" from "Commercial Uses". Motion passed.

Part VI of the Zoning By-law, as amended, reads as follows:-

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BE IT ENACTED by the City Council of the City of Halifax, under the authority of the Town Planning Act, being Chapter 292 of the Revised Statutes of Nova Scotia, 1954, as follows:

Part VI of the Zoning By-law of the City of Halifax, as that By-law was enacted on May 11, 1950, and amended from time to time, is further amended as follows:

Section 1 of Part VI, as that Section is now enacted, is hereby repealed and the following substituted therefor:

1. (1) No person shall in any R-3 Zone, erect, alter or use, any building in all or in part, or use any land for any purpose other than the following:

Residential Uses:

- (a) R-1 and R-2 uses as hereinbefore set out;
- (b) Boarding house;
- (c) Lodging or rooming house;
- (d) Apartment house;
- (e) Uses accessory to any of the foregoing uses, if not specifically prohibited;

Other Uses:

- (f) Office of a medical doctor, lawyer, dentist, accountant, registered professional engineer, registered architect, dispensing optician or optometrist, provided that the business of manufacturing lenses is not carried on in the premises;
- (g) Nursing home;
- (h) Greenhouse;

Commercial Uses:

One each of the following uses only if located in an apartment house which contains not less than 100 self-contained dwelling units and which is erected on a lot of more than one acre, in the area described in Schedule "A" annexed to this Part:

- (i) Barber shop;
- (j) Beauty parlour;
- (k) Dry-cleaning distribution station;
- (l) Valet service;
- (m) Restaurant;
- (n) Florist shop;
- (o) News stand;
- (p) Health club;
- (q) Coin-operated vending machines;
- (r) Retail food-stuff store of not more than 600 square feet;



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PROVIDED that

(i) these uses shall be for the exclusive use of the residents of such apartment house or their guests; and

(ii) there shall be no advertising or identification of the uses on the outside of the building; and

(iii) there shall be no visible indication from the exterior of the building that the commercial uses described in this section are carried on; and

(iv) there shall be no direct access from the exterior of the building to any of the commercial uses described in this section other than emergency access places in case of fire; and

(v) each lease or other document permitting occupancy for any of the uses (i) to (r) shall state the provisos (i) to (v) hereof, and copies shall be filed with the Building Inspector of the City of Halifax. No occupancy permit shall be issued by the Building Inspector until the provisions of this section have been complied with.

(2) Where any building is used in an R-3 Zone for any of the purposes described in clause (f) of subsection (1) of this Section, no display window shall be permitted, nor shall any evidence of the use of such building for such purposes be visible from the exterior of such building; PROVIDED, HOWEVER, that nothing contained herein shall prohibit the display of a sign of such size and style as may be approved by the Building Inspector of the City of Halifax, bearing the name and profession as set forth in clause (f) of subsection (1) of this Section, of any person occupying such building.

10:10 p.m. Alderman Abbott retires.

PETITIONS AND DELEGATIONS

No petitions were submitted or delegations heard at this time.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the meeting of the Finance and Executive Committee held on November 24, 1966, with respect to the following matters:

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Tag Day Applications, Etc. - 1967

MOVED by Alderman Connolly, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, applications for permission to hold tag days submitted from the undernoted organizations be approved:

1. Retarded Children's Association, Halifax Branch - May 7 and 8
2. Canadian Cancer Society - April 1 to 30
3. Girl Guides of Canada - April 29
4. Callow Veterans' & Invalids' Welfare League - September 29
5. N. S. Chapter - Canadian Foundation for Poliomyelitis & Rehabilitation (March of Dimes) - January 31
6. Y. M. C. A. - January 16 to 31
7. National Heart Foundation - February 1 to 28

Motion passed.

Change Order - Uniacke Square - Phase I, Stage II

MOVED by Alderman Black, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, a Change Order in the amount of \$31,515.00 in the contract with Stevens and Fiske Construction Limited covering the electrical heating and electrical service for Stage II of Phase I of the Uniacke Square Housing Project be approved. Motion passed.

Property - #2369 Maitland Street

MOVED by Alderman A. M. Butler, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, Mr. Murray Warrington be invited to choose one of the three courses suggested in the Staff Report, dated August 31, 1966, respecting #2369 Maitland Street, which follow:

1. The owner could accept the offer of \$12,500.00;
2. The owner could request the City to expropriate in order to permit the Courts to establish compensation;



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3. The owner could remain in occupancy of the property for a period of some years as the building is not required for immediate redevelopment.

Alderman Connolly pointed out to members of Council that, when examining acquisition reports, he noticed that in a report recommending acquisition of a property on Prince William Street, the price offered by the City was based on the highest appraisal report of the owner's appraisers and in the case of the Maitland Street property the price offered was based on the lower appraisal report of the City's appraisers.

The City Manager was directed to investigate this matter.

The motion was then put and passed.

The City Manager reported that he had received a letter from the Solicitor for the owner of the above mentioned property this afternoon, expressing the wish that the property be expropriated which was one of the three choices recommended to be given to Mr. Murray Warrington.

It was then MOVED by Alderman A. M. Butler, seconded by Alderman Black that the property at 2369 Maitland Street be expropriated by the City of Halifax at the request of the owner. Motion passed.

Budget Over Expenditures - Basinview Home

MOVED by Alderman Sullivan, seconded by Alderman Ivany that, as recommended by the Finance and Executive Committee, authority be granted to augment the following accounts in the Budget for Basinview Home, funds for this purpose to be withdrawn from the unexpended salary account for Basinview Home:

Motion passed.

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6-251-57 - Laundry - \$3,700.00  
6-251-264 - Drugs, Medicines and  
Surgical Supplies - \$1,300.00

Motion passed.

Budget Over Expenditures - City Prison

MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, authority be granted to augment the Food Account #14-490-210 of the City Prison by the sum of \$1,500.00, funds for this purpose to be transferred from the Salary Account and Current Special Items Account in the Budget of the City Prison.

Motion passed.

Supplementary Appropriations - Section 316C, City Charter

MOVED by Alderman LeBlanc, seconded by Alderman Meagher, that, as recommended by the Finance and Executive Committee, a Supplementary Appropriation be approved in the amount of \$47,500.00 for Account No. 6-250-76, Welfare and Poor Relief, funds to be provided under the authority of Section 316C of the City Charter, two-thirds of the amount being recoverable from the Government. Motion passed.

Request for Transfer of Appropriations - Police Department

MOVED by Alderman Black, seconded by Alderman Connolly that, as recommended by the Finance and Executive Committee, the following accounts in the Budget of the Police Department be augmented in the amounts indicated, funds to be transferred from the Departmental Salary Account No. 2-50-1:

Account No. 2-50-50 - Telephones and  
Telegrams - \$1,500.00  
Account No. 2-50-213- Motor Maintenance - \$2,500.00

Motion passed.



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Payment of December Salary

MOVED by Alderman Black, seconded by Alderman Matheson that, as recommended by the Finance and Executive Committee, the policy of paying a full salary to civic employees on December 15 be discontinued, a survey of civic employees having indicated that the majority of the employees would prefer to receive their December salary on regular pay days instead of receiving a double pay on December 15 as has been the custom over the past number of years. Motion passed.

Taxation Study

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

- (a) The City of Halifax agree to share equally with the Board of Trade in the cost of a "Study of Taxation in Halifax City" which is to be undertaken by the Institute of Public Affairs of Dalhousie University; at a cost of \$1,250.00 to the City;
- (b) The questions to be examined in the Study to include the following:
  1. In forecasting the revenues and expenditures of Halifax City, what new factors, both internal and external, are likely to enter into the financial situation of the City during the next five or ten years?
  2. In particular, what may be the influence upon Halifax City of discernible trends, or possibilities, in the evolution of municipal functions and finance in the light of changing federal and provincial policies?
  3. How do the levels of taxation (and of services) in Halifax compare with those of other municipalities, and what is their net effect in attracting or repelling industry and business?
  4. Internally, what is a suitable basis for equitably distributing tax burdens among commercial, industrial, single family and multiple unit residential taxpayers and institutional property-holders, especially governments?

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5. What influence will an annexation, as and when approved, likely have upon the financial situation of Halifax City?
  6. Does Halifax City, in common with other growing metropolitan centres of Canada, have certain development and financial problems which are of importance from a provincial or national standpoint, and, if so, what are their implications?
  7. In general, what are the tax prospects in Halifax City, and what financial approaches or arrangements are worthy of consideration as calculated to promote the economic and social well being of the City?
- (c) Priority be given to questions Nos. 3, 4 and 6;
- (d) As soon as useful material on these questions is received, the Institute be requested to submit an interim report to the Board of Trade and to the City of Halifax.

Motion passed.

Additional Capital Funds - Africville Relocation Program

MOVED by Alderman Moir, seconded by Alderman Ivany that, as recommended by the Finance and Executive Committee, additional capital funds in the amount of \$150,000.00 be provided for the purpose of completing the Africville Relocation Program. Motion passed.

A Borrowing Resolution was submitted in the amount of \$150,000.00 to give effect to the foregoing motion of Council.

MOVED by Alderman Moir, seconded by Alderman Ivany that the Borrowing Resolution, as submitted, be approved. Motion passed unanimously.

Possible Acquisition - Property Nos. 59 and 60 City Plan #P500/46,  
Africville - Owner Mr. Nolan Carvery

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



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1. Mr. and Mrs. Nolan Carvery be considered as the alleged owners of Property Nos. 59 and 60, City Plan P500/46, Africville;
2. The City consider the purchase of Property No. 59 and 60 for the sum of \$5,600.50;
  - (a) \$5,000.00 - to be paid to Mr. & Mrs. Carvery
  - (b) \$ 500.00 - for furniture allowance;
  - (c) \$ 74.40 - to be paid toward an outstanding Victoria General Hospital Account;
  - (d) \$ 26.10 - for payment of an outstanding tax account;
3. Assistance of the City Solicitor's Office be offered to Mr. Carvery should he decide to purchase a home;
4. Assistance be offered to Mr. Carvery in the movement of his furniture from Africville to their new address;
5. A Quit Claim Deed to be signed by Mr. and Mrs. Carvery in favour of the City for their interest in the Africville property.

Motion passed.

Possible Acquisition - Property Nos. 105, 106, 107 and 108  
City Plan No. P500/46, Africville -  
Owner, Mrs. Sarah A. Mantley

MOVED by Alderman Meagher, seconded by Alderman Moir

that, as recommended by the Finance and Executive Committee:

1. The City of Halifax consider Mrs. Sarah Mantley as the alleged owner of property identified by Building Nos. 105, 106, 107 and 108 on City Plan No. P500/46;
2. The City offer alternate accommodations to those who are renting from Mrs. Mantley:
  - (a) Miss Myrtle Carvery and family;
  - (b) Mr. and Mrs. Ernest Flint and family;
3. The City consider the purchase of Property Nos. 105, 106, 107 and 108, City Plan No. P500/46, for the sum of \$17,991.48;
  - (a) \$17,000.00 - to be paid to Mrs. Sarah A. Mantley; such an amount to include a furniture allowance of \$1,000.00;
  - (b) \$ 889.73 - to be applied to an outstanding tax account;
  - (c) \$ 101.75 - to be applied against an outstanding Victoria General Hospital Account;
4. A Quit Claim Deed to be signed by Mrs. Mantley in favour of the City for her interest in Property Nos. 105, 106, 107 and 108;

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5. Demolition of Property Nos. 105, 106, 107 and 108 as soon as they are vacated.

Motion passed.

Possible Acquisition - Property No. 57, City Plan No. P500/46,  
Africville - Owners, Heirs of Samuel Brown

MOVED by Alderman Moir, seconded by Alderman Sullivan

that, as recommended by the Finance and Executive Committee:

1. The City purchase Property No. 57, City Plan P500/46, Africville, for the sum of \$5,000.00;
  - (a) \$1,000.00 - to be paid to Mrs. Marjorie Emerson;
  - (b) \$1,000.00 - to be paid to Mr. Robert Cassidy;
  - (c) \$1,000.00 - to be paid to Mr. Albert Cassidy;
  - (d) \$1,000.00 - to be paid to Mr. John Turney;
  - (e) \$1,000.00 - to be paid to Mr. Paul Downey;
2. Quit Claim Deeds to be signed by Mrs. Emerson, Mr. Robert Cassidy, Mr. Albert Cassidy, Mr. John Turney and Mr. Paul Downey and his wife, in favour of the City for their interest in Property No. 57;
3. Demolition of Property No. 57 as soon as Quit Claim Deeds have been received by the City.

Motion passed.

Possible Acquisition - Property No. 91, City Plan No. P500/46,  
Africville, Owner, Mrs. Theresa Dixon

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

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

1. The City consider the purchase of Property No. 91, City Plan No. P500/46, Africville, for the sum of \$11,923.02;
  - (a) \$10,000.00 - to be paid to Mrs. Theresa Dixon, such an amount to include an allowance for furniture (\$1,000) and relocation expenses(\$605);
  - (b) \$ 1,605.00 - to be paid to Mrs. Bertha O'Brien, Mrs. Dixon's daughter, for her interest in Property No. 91;
  - (c) \$ 93.17 - to be paid toward an outstanding tax account;
  - (d) \$ 224.85 - to be paid toward an outstanding Victoria General Hospital Account;



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2. A Quit Claim Deed be signed by Mrs. Theresa Dixon and Mrs. Bertha O'Brien, Mulgrave Park, Halifax, in favour of the City for their interest in property No. 91;
3. Demolition of Property No. 91 as soon as it can be conveniently vacated.

Motion passed.

Possible Acquisition - Property Owned by Mrs. Frances Cain, Africville, not numerically identified on City Plan No. P500/46

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MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee:

1. Mrs. Frances Cain be considered as the alleged owner of her property in Africville;
2. The City consider the purchase of Mrs. Cain's property for the sum of \$5,330.22;
  - (a) \$5,000.00 - to be paid to Mrs. Cain for her property in Africville; such amount to include \$1,000.00 for necessary household furniture;
  - (b) \$ 330.22 - to be paid toward the outstanding Victoria General Hospital Account;
3. Assistance be offered Mrs. Cain in relocating her family in public housing accommodations;
4. Assistance be offered to Mrs. Cain in moving her furnishings from Africville to her new address;
5. A Quit Claim Deed be signed by Mrs. Cain in favour of the City for her interest in her property in Africville.

Motion passed.

Possible Acquisition - Property Nos. 5, 16, 19, 21, 21A, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37 and 38, City Plan No. P500/46, Africville, Owners, Heirs of William Carvery

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

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1. The City purchase the identified properties for the sum of \$30,000.00;
  - (a) Mr. Edward Carvery - \$5,000 and \$1,000 furniture allowance
  - (b) Miss Lucy Carvery - \$5,000 and \$1,000 furniture allowance
  - (c) Mrs. Jean Cassidy Russell, Cyril (child 6) \$5,000 and \$1,000 furniture allowance
  - (d) Mrs. Amy Dixon - \$6,000
  - (e) Mr. Aaron Carvery - \$5,000 and \$1,000 furniture allowance
2. Assistance be offered in acquiring accommodations suitable to the individual requirement of each family unit;
3. Transportation assistance be offered if so desired in the movement of household furnishings;
4. Quit Claim Deeds be signed by Mrs. Jean Cassidy, Miss Lucy Carvery, Mr. Edward Carvery, Mrs. Amy Dixon in favour of the City for their interest in the William Carvery property;
5. Mr. Aaron Carvery's share be held until he is prepared to sign a Quit Claim Deed;
6. The identified structures be demolished as soon as they can be conveniently vacated.

Motion passed.

Hospital Capital Fund - Nova Scotia Rehabilitation Council

MOVED by Alderman A. M. Butler, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the City request immediate payment of the Hospital Capital Fund collected by the Nova Scotia Rehabilitation Council. Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the meeting of the Committee on Works held on November 22, 1966, with respect to the following matters:



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Final Certificates

MOVED by Alderman Ivany, seconded by Alderman Abbott that, as recommended by the Committee on Works, the following Final payments be approved:

1. Certificate No. 2(Final)  
Standard Paving Maritime Limited - Paving - \$554.24
2. Certificate No. 1 (Final)  
Standard Paving Maritime Limited -  
Bicentennial Drive Entrance 959.90
3. Certificate No. 2(Final)  
Standard Paving Maritime Limited -  
North Commons Rehabilitation 430.40

Motion passed.

Amendment to Ordinance #113 - "Noise Ordinance"

MOVED by Alderman Moir, seconded by Alderman LeBlanc that, as recommended by the Committee on Works, the following amendment be made to Ordinance #113 respecting "The Control of Noise":

"That an arrangement be made to delegate signing powers to a person appointed by the Inspector of Buildings, who will grant a license to carry out snow ploughing and snow removal between the hours of eleven o'clock in the afternoon and seven o'clock in the forenoon of the following day."

At this time, Alderman Black referred to a noise nuisance created by the Lobster Trap Restaurant on Inglis Street and asked if the noise ordinance covered this situation. He stated that the restaurant opens about 11:00 p.m. and does not close until about 4:00 a.m.

The City Solicitor stated that the draft to incorporate this noise nuisance would have to include all such operations.

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His Worship the Mayor stated that an opportunity to have a look at the Noise Ordinance would be given when the First and Second Readings are held.

The motion was then put and passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the meeting of the Safety Committee held on November 22, 1966, with respect to the following matters:

Lease - City-owned Property - Water Street - To Purdy Bros. Ltd.

MOVED by Alderman Black, seconded by Alderman Moir that, as recommended by the Safety Committee, the City-owned property on Water Street, previously owned by Roy Shatford Limited, be leased on a yearly basis to Purdy Bros. Limited to create a widened entrance to their property on condition that the costs involved in widening the entrance and cleaning up the lot would be costs to the Company. Motion passed.

REPORT - PUBLIC HEALTH AND WELFARE COMMITTEE

Council considered the report of the meeting of the Public Health and Welfare Committee held on November 24, 1966, with respect to the following matters:

Policy Re: Bursary Supplementation

MOVED by Alderman LeBlanc, seconded by Alderman Meagher that, as recommended by the Public Health and Welfare Committee,

1. the following policy of supplementation of bursaries be confirmed:

For some years bursaries for Public Health Nurses and other personnel to attend University have been obtained through the Provincial Department of Public Health as part of the Federal Health Grant Programme.



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REPORT - There have been certain conditions and responsibilities placed upon the applicants who have received bursaries insofar that a two year in-service return with the sponsoring agency was required. Failure to complete this two year in-service return or any portion of this two year period required the applicant to return the funds spent on his behalf of whatever portion was still owing on the basis of the two year in-service period.

In addition to this the Provincial Department of Health has supplemented senior personnel usually on the basis of the difference of their salary and the funds provided by the bursary without any additional in-service return.

Recently application has been made to the Halifax City Department of Health and Welfare for supplementation of bursaries received by the Nutritionist and a Public Health Nurse. The Committee of Public Health and Welfare granted supplementation of the bursaries to the extent of one-half the salary of the applicant and ordered that the recipient should give an additional year's in-service return for this supplementation.

2. an additional year of in-service return be required for supplementation of a bursary equivalent to one-half of the salary of the recipient;
3. the implementation of this policy be carried out by the City Manager as a staff procedure.

Motion passed.

MOVED by Alderman Sullivan, seconded by Alderman Fitzgerald that Council adjourn and meet as a Committee of the Whole. Motion passed.

Amendment to Ordinance #13 - Taxi Fare Increase - Second Reading

MOVED by Alderman Black, seconded by Alderman A. M. Butler that an amendment to Ordinance #13 respecting Taxi Fares be read and passed a Second Time. Motion passed.

Council re-convened the same members being present.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Amendment to Ordinance #13 - Taxi Fare Increase - Second Reading

MOVED by Alderman Black, seconded by Alderman A. M. Butler that, as recommended by the Committee of the Whole Council, the following amendment to Ordinance #13 respecting Taxi Fares be read and passed a Second Time:

BE IT ENACTED by the City Council of the City of Halifax, under the authority of Section 248 of Chapter 184 of the Revised Statutes of Nova Scotia, 1954, The Motor Vehicle Act, as follows:

The Second Schedule to Ordinance Number 13, Respecting the Regulations of Vehicles Transporting Passengers for Hire, is hereby repealed and the following substituted therefor:

" SECOND SCHEDULE

50 cents for one passenger up to one-half mile;

10 cents for each additional passenger;

5 cents for each one-seventh of a mile for distance over one-half mile;

5 cents for each 53 seconds of waiting time;

No charge shall be made for the hand baggage or parcels of any passenger;

No trunks shall be carried by any motor-drawn vehicle licensed under this Ordinance outside such vehicle unless securely retained upon a properly constructed carrier approved by the Committee;

Children under five years of age free when accompanied by an adult;

Five minutes grace allowed on pick-ups;

Hourly driving rates by arrangement with driver and passenger without meter - \$4.00 per hour;

Special rates for the conveyance of children to or from school may be made by private arrangement with the owner or driver of the motor-drawn vehicle."

Motion passed.



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REPORT - TOWN PLANNING BOARD

Churchill Council considered the report of the meeting of the Town Planning Board held on November 22, 1966, with respect to the following matters:

Possible Disposition of Triangular Land - Areas Adjacent to Westmount Subdivision

The following recommendation was submitted:

It is recommended that staff ascertain from each owner whether he or she wishes to purchase the City-owned land adjacent to his or her property on Chebucto Road, between Saunders Park and the walkways which enter the Westmount Subdivision and, depending on the results, the City could then enter into negotiations with each of the 18 property owners.

MOVED by Alderman LeBlanc, seconded by Alderman Matheson that each parcel of land be sold for \$1.00.

Some discussion ensued with respect to the size of the various parcels and the increase in assessment which would result if the property owners purchased them from the City.

Alderman LeBlanc then withdrew his motion.

MOVED by Alderman Black, seconded by Alderman Ivany that, as recommended by the Town Planning Board, staff ascertain from each owner whether he or she wishes to purchase the City-owned land adjacent to his or her property on Chebucto Road, between Saunders Park and the walkways which enter the Westmount Subdivision and, depending on the results, the City could then enter into negotiations with each of the property owners.

Motion passed.

Modification of Front Yard and Side Yard Requirements - 6982 Churchill Drive

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

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modification of front yard and side yard requirements at #6982 Churchill Drive to permit the conversion of an existing single family dwelling to a duplex, as shown on Drawing No. P200/2150, be approved.

Alderman Fitzgerald expressed his opinion that to approve this application would be a wrong move for Council to make and would encourage the spreading of blight.

Alderman Black also spoke against the motion.

Alderman Ivany considered that the approval of this application would not constitute an error of planning nor be detrimental to the area. He pointed out that several duplexes and apartment buildings are already located in the area.

MOVED by Alderman Black, seconded by Alderman Ivany that the applicant be heard. Motion passed.

Mr. O'Flaherty addressed Council and explained the proposed addition to the building in detail.

Alderman Fitzgerald again pointed out that 5,000 square feet is required for a duplex.

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

For:	Aldermen Ivany, Matheson, Meagher, LeBlanc, Connolly, Sullivan and H. W. Butler	7
Against:	Aldermen Moir, A. M. Butler, Fitzgerald and Black	4

#### MOTIONS

Motion - Alderman Moir Re: Swimming Pool as Centennial Project

MOVED by Alderman Moir, seconded by Alderman H. W. Butler, that this Council declare that a Swimming Pool constructed on the south side of Cogswell Street in an area desig-



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nated by the Recreation Commission, be the City of Halifax Centennial Project and that it apply for the Centennial Grant.

His Worship the Mayor stated that if the Motion were approved, there should be an immediate approach to the Centennial Committee as it may be required that there be some modifications in the scheme in order to qualify for the grant if the City can qualify at all.

Alderman Moir maintained that if the Motion were approved, that Council authorize His Worship the Mayor to make the initial approach to the Centennial Grants Committee with any person he deems necessary, and then any modifications that may be required, could be brought back to the Meeting with the Architect and the Recreation Commission.

Alderman LeBlanc asked Alderman Moir if he were making a motion based on a Borrowing Authority of \$400,000.00 to which he replied in the affirmative.

Alderman H. W. Butler advised that the architect will be going to Quebec to investigate a 50 meter pool and it is his opinion that the City can build such a pool for approximately \$750,000.00.

Alderman Ivany asked if the following items are included in the price: landscaping, carrying charges, architect's fees and furniture.

Alderman Matheson suggested that Council should make a formal application to the Provincial Centennial Committee with an estimate. He said he would support a pool for children in which to swim and to learn to swim but not one for competitive

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sports. He suggested that the City might provide outside salt water pools.

The Motion was put and passed with Alderman LeBlanc and Alderman A. M. Butler voting against.

Motion - Alderman Black Re: Amendment to Halifax-Dartmouth Bridge Commission Act

MOVED by Alderman Black, seconded by Alderman A. M. Butler that the City seek legislation to amend the Halifax-Dartmouth Bridge Commission Act to provide that the City appointees to the said Commission shall hold office at the pleasure of City Council.

Alderman Black addressed Council in support of the motion.

A short discussion followed at which time His Worship the Mayor stated that a similar situation exists with respect to membership on the Port of Halifax Commission where the City Council has no elected representatives.

The motion was then put and passed with Alderman Meagher voting against.

MISCELLANEOUS BUSINESS

Accounts Over \$1,000.00

MOVED by Alderman A. M. Butler, seconded by Alderman Matheson that the following accounts be approved for payment:

<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Province of Nova Scotia	Printing of debentures	\$1,466.28
CLM Industries	Light Standards for North Common	<u>2,223.00</u>
		<u>\$3,689.28</u>

Motion passed.



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Relocation - City Field

His Worship the Mayor stated that this item was placed on the Order of Business to give members of Council an opportunity to consider the idea of approaching the Provincial Government about an alternative site for the Museum of Science to be constructed on the site of City Field, in view of the Capital Budget discussions.

MOVED by Alderman Black, seconded by Alderman Ivany that His Worship the Mayor be authorized, along with one or two members of Council, selected by him, to make an informal approach to the Provincial Government to ascertain its attitude respecting a deferment of the transfer of City Field for the Museum of Science, in the light of the City's financial situation.

After a short discussion the motion was put and passed.

Appointments - Advisory Committee on Housing & Social Planning

His Worship the Mayor nominated the following additional persons as members of the Advisory Committee on Housing and Social Planning for the year ending October 31, 1967.

Mrs. A. D. Waddell, 1010 Tower Road

Father Colin Campbell, Director of Catholic Charities

Dr. David Stevenson, Department of Sociology, Dalhousie University

Mr. Lawrence C. James, 297 Rodney Terrace, Mulgrave Park

Mrs. Aileen Mumford, 6701 Chisholm Avenue, Apt. 2

Mr. R. J. Flinn, Architect

Professor A. M. Sinclair, Department of Economics, Dalhousie University

Mr. Robert A. Garrod, Central Mortgage and Housing Corporation

Mrs. C. M. Jones, Y. W. C. A.

MOVED by Alderman Black, seconded by Alderman Ivany that the nominations be approved. Motion passed.

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Lord's Day Permits

The following Lord's Day Permits were approved on motion of Alderman A. M. Butler, seconded by Alderman Matheson:

Benjamin Katz, 3559 Dutch Village Road  
George J. Sperdakis, 2958 Oxford Street

New Street Lighting Contract

Deferred until the next regular meeting of Council.

Tax Appeal Cases - National Harbours Board

The following report was submitted:

To: His Worship the Mayor and  
Members of City Council

From: D. F. Murphy, City Solicitor

Date: November 29, 1966

Subject: Levying of Tax - Occupiers of National Harbours  
Board property

The County Court for District No. 1 has handed down the decision in the matter of the appeal of the appeals of nine occupiers of the National Harbours Board properties in respect of the realty tax placed upon them by the City Assessor for the year 1965.

The matter was originally heard by the Assessment Appeal Court, and the City's right to impose the realty tax on the occupiers of National Harbours Board property was denied by the Assessment Appeal Court.

The City appealed the decision of the Assessment Appeal Court to the County Court, and Judge Peter O'Hearn has ruled that the City was within its authority to impose a realty tax on the occupiers of Crown property, by virtue of Section 373 of the City Charter.

Received and Filed.

QUESTIONS

Question - Alderman LeBlanc - Letter of Resignation, Chief Planner

Alderman LeBlanc referred to the letter of resignation from Mr. M. M. Latham, Chief Planner and asked when the remarks



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contained therein are going to be discussed.

His Worship the Mayor replied that the contents of the letter will be considered at a meeting to be held on December 13, 1966.

Question - Alderman Black - Members of City Clerk's Staff

Alderman Black questioned the presence of several members of the City Clerk's Staff at this meeting.

The City Manager replied that to expedite the preparation of Minutes, the City Clerk felt it necessary to divide the meeting between two persons and the third was a new member of Staff who was familiarizing herself with the procedures followed by Council.

Question - Alderman Matheson - Impact of 1967 Current Budget

Alderman Matheson referred to the preparation of the 1967 Current Budget and asked the City Manager, when the Budget is approved, would it be possible for him to indicate to Council the impact it will have on the home owner who is in a certain wage bracket living in a certain kind of house and paying a certain number of dollars in taxes.

The City Manager replied he would like to check the City Charter before he answered but stated that the Budget is prepared in accordance with the provisions of the 1931 City Charter because the 1963 sections have not been proclaimed. Therefore, he was not able to answer the question directly as to a forecast of the tax rate or the amount to be placed on the assessed value which, under the 1963 Charter, becomes mandatory in the preparation of the Budget to show the tax rate that is

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required to raise the necessary funds.

Alderman Matheson then asked what impact the Budget would have on a home owner earning \$3,600.00 per annum and living in a kind of house which such a wage earner lives in.

The City Manager replied that it is difficult to answer such a question because it is possible to have next door to a person with a \$3,600.00 per annum income, a home with the same floor plan and assessed value where the owner has a \$10,000.00 a year income.

Question - Alderman Fitzgerald - Shelf for Reference Books

Alderman Fitzgerald asked if it would be possible for a cabinet or shelf provided where Staff Reports and reference books may be kept somewhere in City Hall for the use of the Aldermen.

The City Manager replied that he would consider this when preparing the Current Budget.

Question - Alderman Fitzgerald - Statement His Worship the Mayor  
Re: Second Class Citizens.

Alderman Fitzgerald asked His Worship the Mayor to clarify the statement "second class citizens" which he used during his election platform.

His Worship the Mayor replied that it related to qualifications of citizens to stand for office and that a Notice of Motion on that matter would be possible and the Council could decide whether to seek legislation or not.