

Committee,
January 3, 1968.

8:12 p.m. Council met as a Committee of the Whole.

In reply to a question from Alderman LeBlanc, His Worship the Mayor stated that the Committee should consider any proposals that any Alderman may have for solving the problem of securing the appointment of a suitable City Manager. He said it was his view that Council cannot afford to stand still and not make a decision. In fact, Council has not made a formal decision on the report from the Consultants. It is up to any Alderman to move the report or something else if they prefer.

Alderman Matheson stated that Council could not engage Candidate "A" because Council has not negotiated with him on the terms and conditions of his appointment. He suggested that before Council considered what terms would be offered to him, it should be decided whether or not the Candidate is acceptable in principle.

MOVED by Alderman Matheson, seconded by Alderman Ivany that Council declare Candidate "A" to be acceptable provided he will come on conditions that are satisfactory to Council.

Alderman A. M. Butler requested the City Solicitor to give an interpretation of Section 46 of the Rules of Order of Council. He asked if the ruling would apply to the selection of one individual as a likely appointee or does it apply to the appointment of a City Manager in general.

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The City Solicitor stated that if there was a motion naming a particular person that was brought before Council recommending his appointment for City Manager and it was resolved in the negative, it could prevent Council from considering that person a Candidate again for two months, but, if by a majority of two-thirds, the name is again brought before Council, before the expiry of two months and if it is resolved in the negative again, it would be out for one year.

If was pointed out that the vote on October 18, 1967, was seven (7) for and seven (7) against. The City Charter states that the appointment must be approved by an affirmative majority vote of the total number of Aldermen and that would mean there would have to be eight (8) in favour.

Alderman Black asked if the foregoing circumstances constituted an negative vote to which the City Solicitor replied that he would have to consider it because he could not with surety say there is no difference between a motion resolved in the negative and a motion which is unresolved.

It was pointed out that two months have elapsed since October 18, 1967.

In reply to a question, the City Solicitor advised that the twelve months referred to in the City Charter means twelve months from the time the motion is resolved in the negative.

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In answer to Alderman Matheson, His Worship the Mayor ruled that the point of order should not have been entertained until after the motion before the Committee is disposed of because it does not relate to such motion.

Alderman LeBlanc asked if a motion were voted upon at this meeting for any other Candidate and there were not eight affirmative votes, would such Candidate be eliminated for two months to which His Worship the Mayor replied in the affirmative.

His Worship the Mayor stated that the members are sitting as a Committee and the rule applies to Council therefore, motions may be lost which will not come under the effect of Section 46 of Ordinance No. 103.

Alderman Moir spoke in support of Candidate "A" and stated that the City needs a strong City Manager at this time to deal with such problems as Annexation, Housing, Social Planning, Scotia Square and other developments. He appealed to the members of Committee to give the matter serious consideration and support the motion before it.

Alderman A. M. Butler referred to firms of management consultants such as Urwick, Currie Limited and P. S. Ross and Partners. He said the first group made a very comprehensive and broad examination of the administrative structure of the City, went over things with a fine tooth comb and made a good report. Part of it, he recalled,

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was characterized as "hogwash". P. S. Ross and Partners were also engaged by the City to select the previous City Manager and they made their report. His observations led him to believe that ever since the Urwick, Currie Limited Report, Mr. West's status and qualifications have been eroded by the Late City Manager, by Mr. Grant, by Mr. Dodge and His Worship the Mayor. Alderman A. M. Butler stated that on November 22, His Worship the Mayor said, "well you will get some history that may contribute to a further assessment of how we got here involving Mr. West's position".

His Worship the Mayor added, "on the Interchange".

Alderman A. M. Butler then stated that to him it was a genteel threat of public exposure and he did not think it became the dignity of the Chair for His Worship the Mayor to have made that remark, because a month prior to that, Alderman Harry Butler, when Council was dealing with the Narrows Bridge approaches, asked for some observations from Mr. West and His Worship the Mayor did not hesitate to let him speak. Mr. West spoke of the benefits the City might derive from the C.N.R. to help with the underpasses or the overpasses.

Alderman Butler also stated it is well known that whenever Mr. Byars was absent from duty, Mr. West took his place. Immediately when the opportunity for a more permanent acting appointment arose, His Worship the Mayor canvassed the Aldermen to appoint Mr. Ward, to by-pass Mr. West. Then there came the very famous or infamous Board of Trade speech. The Alderman said that more recently still, His Worship the Mayor began questioning Mr. West's qualifications,

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even as Director of Works, on the radio. He said His Worship the Mayor told the members of Council that Mr. West had not sent to the Consultants certain essential evidence and this was not so. There is also the failure of the Consultants to deal seriously with the application; and their failure to check his references. He contended that P.S. Ross and Partners had not the slightest, smallest thought of recommending Mr. West for the position. He then referred to the Urwick, Currie Report on Mr. West and the appraisal of some other marginal cases. He suggested that this report should be seen by Council and it should have been given to P. S. Ross and Partners. He asked if it was withheld because it was too laudatory of Mr. West and was the cause of the study policy of disparagement by marginal personnel because they failed to measure up to the high praise given to Mr. West? The appraisal by the Management Consultants of Mr. West was the highest given to all the officials examined. The appraisal given of Mr. West was the highest, good and satisfactory. He said that Council has created a great mushrooming department headed by marginal personnel.

Alderman Matheson rose to a point of order and contended that Alderman Butler's speech was very eloquent and obviously well prepared.....

His Worship the Mayor added, "But not accurately prepared".

Alderman Matheson referred to the remarks by Alderman Butler and stated that he did not mention Mr. "A"

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and the matter before the Committee is the qualifications of Mr. "A".

His Worship the Mayor then ruled the material submitted out of order on the basis that the Committee is dealing with a motion concerning Candidate "A".

Alderman Black stated that the 14 Aldermen present agreed that Candidate "A" was qualified to do the job.

Some members disagreed with Alderman Black on this point.

He referred to the fact that there was a Committee of Council appointed to recommend a person for the position of City Manager and the matter ended in a tie vote 7 for and 7 against for Candidate Mr. West. Realizing the impasse, Management Consultants were appointed by a vote of 11 to 3 and they recommended three persons who are capable of doing the job.

Alderman Ivany stated that the members of Council have a duty to perform and it must be a positive resolution from the Council to resolve the issue of the appointment of a City Manager. He said he had spoken to Mr. West about a commitment and Mr. West said, "There is no commitment to any Alderman".

Alderman Connolly stated that no member of Council was committed to Mr. West or Candidate "A".

Alderman Ahern again stated that Mr. West was well educated with long experience and well liked by all.

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Of the twenty people he had spoken to on Gottingen Street, nineteen were in favour of Mr. West. He finalized by stating that Mr. West is well qualified for the position of City Manager.

Alderman Matheson suggested that Council vote on the motion and get on with City business.

The question was then called.

Alderman LeBlanc stated he had not spoken on this matter as yet and would like an opportunity to do so.

Alderman LeBlanc then stated that there is only one thing at stake and that is to engage some man or woman to direct the affairs of this City and Council has an obligation to secure the very strongest, most capable, dedicated and with the greatest qualifications to take over as the City Manager of the City of Halifax with a twenty million dollar budget to administer. He suggested that if Council could not resolve the issue, all members could resign and let the public decide whether they want to re-elect them.

He suggested that, in the interests of the taxpayers and all things that go to make good Government, Council could not carry on as is if the issue was not resolved.

Alderman Sullivan referred to the fact that Candidate "A" had been interviewed and he asked His Worship the Mayor the reaction of this Candidate when he was advised of the decision of Council.

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His Worship the Mayor replied that Candidate "A" was advised that the City had no proposition to make to him because it required 8 votes and there were only 7.

Alderman Sullivan stated that he understood from the remarks of His Worship the Mayor that Candidate "A" may or may not have been available.

His Worship the Mayor replied that Candidate "A" had expressed a definite interest but that he was not an applicant for a job which was laid out with specific terms in remuneration, etc.

Alderman Fitzgerald referred to the statement of Alderman Matheson which related to the fact that the City cannot function without a City Manager. He said that he has given this matter particular thought and considered Candidate "A" extremely capable and without any shadow of a doubt, the superior Candidate. He also considered Mr. West and felt that he was second and way below Candidate "A". He referred to the matter of a suggested compromise and he looked at this suggestion very carefully. He asked the question, "Do you put a man in and risk ruining the whole City if it can be ruined in one year?" If Mr. West were appointed, he asked if the Council would be willing at the end of six months or one year, to look at the question objectively and logically. He had thought about this but he could not conceive that some of the Aldermen would look at it objectively, not all but some, and Council would end up in the same position within one year

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as of today. He believed the City needs a strong and capable City Manager and as Aldermen, the Council must take strong and responsible action. He thought about changing his vote but he just could not under the circumstances.

Alderman Meagher stated that he would be agreeable to Mr. West being appointed for six months or one year, and if he did not measure up, he would have to vote against him.

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

For the Motion: Aldermen Black, Abbott, Moir,
Ivany, Matheson, LeBlanc and
Fitzgerald - 7

Against: Aldermen A. M. Butler, Meagher,
Ahern, Connolly, Doyle, Sullivan
and H. W. Butler - 7

MOVED by Alderman Sullivan, seconded by Alderman Meagher that the Committee of the Whole Council recommend to Council that Mr. West be appointed as City Manager for a period of one year.

Alderman Black stated that, in view of the fact, (1) Council on October 18, 1967, did not appoint Mr. West; (2) Mr. West was not recommended by the Consultants; and (3) the resultant publicity, if Mr. West had the kind of judgment that Council required for the appointment of City Manager, he would have withdrawn long ago.

In reply to a request from Council, the City Solicitor interpreted Section 46 of the Rules of Order of

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Worship the Mayor on the interpretation by the City Solicitor
Council that this would be the second time the motion would
with respect to the motion concerning the appointment of
be brought before Council concerning Mr. West and, if it
Mr. West.
were resolved in the negative, the matter could not be
his Worship the Mayor stated that his ruling was
brought before Council for a period of twelve months from
that the motions are different and section 46 does
tonight.

The motion was put and lost, 6 voting for the
has been voted on the motion and the same
same and 8 against it as follows:

For the Motion: Aldermen Sullivan, Doyle,
Connolly, Ahern, Meagher and
A. M. Butler - 6

Against: Aldermen H. W. Butler, Fitzgerald,
Leblanc, Matheson, Ivany, Moir,
Abbott and Black - 8

His Worship the Mayor stated that the motions of
individual and saying that the man shall not again apply
October 18, 1967 and the one just defeated, are different
for the position of the Mayor.
because of the trial period attached to the second one and
his Worship the Mayor said he did not believe
it is not the same as a permanent appointment. He said
that any candidate, whether who he is, should be allowed to
Council must find a way out that has not been proposed and
hold up Council for seven members out of the fifteen
one way out is to dispose of Mr. West's candidacy by having
constituting a majority of Council, should be allowed to
the motion moved in the form that it was moved on October 18
still be indefinitely.
1967, in the Council meeting tonight even by someone who
After further discussion, it was decided
would vote against it and then dispose of it. That would
Alderman Matheson, seconded by H. W. Butler, said
mean that such an issue could not come before Council for
Committee report to Council that it should be recommended
another twelve months and then perhaps, the Council could
a candidate for the position of City Mayor.
consider it on the basis of a recommendation made by the
At this time, the Committee adjourned for a
Consultants or a fresh start. He recommended this course
short recess.
of action to the members of Council as a minimum that should
9:40 p.m. the Committee adjourned with the
be carried out tonight.
same members being present.

Alderman Black then asked for a ruling from His

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Worship the Mayor on the interpretation by the City Solicitor with respect to the motion concerning the appointment of Mr. West.

His Worship the Mayor stated that his ruling was that the motions are different, therefore Section 46 does not take effect with respect to the motion in the form it has been voted on the second time.

Alderman A. M. Butler suggested that the ruling given by the Chair would be *ultavires* inasmuch as the matter gave His Worship the Mayor the deciding vote and would bring him into the debate. He contended that His Worship the Mayor was taking away the democratic right from a certain single individual and saying that that man shall not again apply for the position of City Manager.

His Worship the Mayor said he did not believe that any candidate, no matter who he is, should be allowed to hold up Council or that seven members out of the fifteen constituting a minority of Council, should be allowed to stall it indefinitely.

After further discussion, it was *MOVED* by Alderman Matheson, seconded by H. W. Butler that this Committee report to Council that it is unable to recommend a Candidate for the position of City Manager.

At this time, the Committee adjourned for a short recess.

9:40 p.m. the Committee reconvened with the same members being present.

Record

ADJOURNED CITY COUNCIL
MINUTES

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The above motion was again submitted for consideration and report to Council.

10:00 p.m. Council reconvened with the same members being present.

Alderman Matheson suggested that consideration of the report of the Committee of the Whole Council be adjourned until a later meeting is called.

It was then MOVED by Alderman Black, seconded by Alderman Ivany that Council adjourn until Friday, January 5, 1968, at 4:00 p.m., and that consideration of the report of the Committee of the Whole Council be deferred until that time. Motion passed.

10:05 p.m.

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

PASSING - ALDERMAN DALTON MOORE - DARTMOUTH CITY COUNCIL

MOVED by Alderman Meagher, seconded by Alderman Ahern that Council record a resolution of sympathy to the family of the late Alderman Dalton Moore of the Dartmouth City Council and that the City Clerk be directed to forward a letter conveying such a message. Motion passed.

Council paid tribute to the late Alderman by observing one minute's silence.

ADJOURNED CITY COUNCIL
MINUTES

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APPOINTMENT - CITY MANAGER
The following report of the
Council was submitted as follows:
Council Chamber,
City Hall,
Halifax, N. S.,
January 5, 1968,
4:10 p.m.

An adjourned meeting of City Council was held on the above date.

Before considering the Order of Business, the members of Council attending, led by the City Clerk, joined in repeating the Lord's Prayer.

There were present: His Worship the Mayor, Chairman; Aldermen Black, Abbott, Moir, Ivany, Matheson, A. M. Butler, Meagher, LeBlanc, Ahern, Connolly, Doyle, Sullivan, Fitzgerald and H. W. Butler.

The meeting was adjourned from January 3, 1968, to consider a report from the Committee of the Whole Council respecting the appointment of a City Manager.

Before proceeding with the business at hand, Alderman Meagher asked if Council would consider a resolution of sympathy in connection with the passing of Alderman Dalton Moore of the Dartmouth City Council, to which Council agreed.

PASSING - ALDERMAN DALTON MOORE - DARTMOUTH CITY COUNCIL

MOVED by Alderman Meagher, seconded by Alderman Ahern that Council record a resolution of sympathy to the family of the late Alderman Dalton Moore of the Dartmouth City Council and that the City Clerk be directed to forward a letter conveying such a message. Motion passed.

Council paid tribute to the late Alderman by observing one minute's silence.

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APPOINTMENT - CITY MANAGER

The following report of the Committee of the Council was submitted as follows:

"The Committee reports to Council that it is unable to recommend a candidate for the position of City Manager".

The following letter was submitted from

Mr. G. F. West;

January 5, 1968

His Worship Mayor R. Allan O'Brien,
City of Halifax,
City Hall,
Halifax, N. S.

Your Worship:

It is now apparent that I cannot expect to receive significant majority support from the Aldermen, who must choose a City Manager. I am impressed by the fact that the present impasse, regarding the appointment of a Manager, could therefore be more readily resolved if I withdraw my application.

This I now do in the best interest of the Government of the City of Halifax.

Respectfully submitted,

(Signed)

G. F. WEST
COMMISSIONER OF WORKS

12:45 p.m. January 5, 1968

MOVED by Alderman Connolly, seconded by Alderman Ahern that the letter of withdrawal be accepted.
Motion passed.

MOVED by Alderman Black, seconded by Alderman Fitzgerald that the firm of P. S. Ross and Partners be contacted by His Worship the Mayor as soon as possible; that they be asked to enter into negotiations with the

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candidate who met with Council some weeks ago and they attempt to negotiate an arrangement with him which would be subject to the approval of Council with respect to terms, and, if for some reason, that person is not available, that they bring forward the names of any other candidates they deem to be worthy of consideration by Council.

Alderman Sullivan asked if Alderman Black meant Candidates "A", "B" and "C" to which he replied in the affirmative and indicated preferably Candidate "A" and the order recommended by the Consultants.

At this time, and for the information of Council, Mr. Arthur Ward, the Personnel and Training Officer, listed salaries paid to the Commissioners of Health, Works and Finance, Development Officer and the City Solicitor as the salary for the City Manager should relate to that paid to the first position below. Mr. Ward advised that the first advertisement read "a salary from \$20,000.00" and the advertisement placed by the Consultants read "to \$24,000.00".

Alderman A. M. Butler advised that he would not support a salary for the position of City Manager in excess of \$20,000.00 to which Alderman Ahern agreed.

His Worship the Mayor stated that if Council is not willing to give consideration to what the Consultants might report to Council with respect to salary, the Council should know before anyone is asked to negotiate. He pointed out that the salary mentioned by Alderman A. M. Butler would

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eliminate the three candidates recommended by the Consultants.

In reply to a question from Alderman Connolly, Mr. Ward advised that the former City Manager was receiving \$22,620.00 at the time of his death which was the 1966 rate.

Alderman Black contended that any applicant reading the last advertisement should not expect anymore than \$24,000.00.

His Worship the Mayor pointed out that the 1967 rate for the position of City Manager would have come to \$23,800.00.

Alderman LeBlanc stated that he felt Candidate "A" was very well qualified and he was not committing himself to Candidates "B" or "C".

Alderman Matheson felt that Council should decide at this meeting, if Candidate "A" is acceptable. He was of opinion that if there was unanimity, it would help the Consultants in negotiating terms.

Alderman Black, with the permission of his seconder, withdrew his motion.

It was then moved by Alderman Matheson, seconded by Alderman Ivany that Council declare Candidate "A" to be acceptable provided he will come on conditions that are satisfactory to Council.

The motion was put and passed, 13 voting for the same and one against it as follows:

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would continue
he said he knew Mr. West would
Press Release of January 4,

For the motion: Aldermen Black, Abbott, Moir,
Ivany, Matheson, A.M. Butler,
Meagher, LeBlanc, Ahern,
Connolly, Sullivan, Fitzgerald
and H. W. Butler

of the man. Against it: Alderman Doyle

MOVED by Alderman Black, seconded by Alderman
Ivany that the Consultants, P. S. Ross & Partners, negotiate
with Candidate "A" and when they have reached the terms,
that they present them to His Worship the Mayor who will
present the same to Council.

MOVED in amendment by Alderman Ahern, seconded
by Alderman Sullivan that His Worship the Mayor be authorized
to communicate with Candidate "A" and report to Council at a
later meeting.

Alderman Moir suggested that His Worship the Mayor
negotiate with or without the assistance of the Consultants.

The amendment was put and passed unanimously.

The original motion was not put.

Alderman LeBlanc stated that in view of the fact
that Council had searched long and hard for the most capable
man it could find, that within one year, if he was not con-
vinced that the City Manager is doing the job, he would move
for his dismissal but he hoped such a move would not happen.

Alderman Sullivan paid tribute to Mr. West for
withdrawing his application for the position of City Manager
and stated that it would increase his stature in the eyes of
most of the citizens of Halifax. He hoped that Mr. West

Received

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continue to work with the City and if he continues,
if he knew Mr. West would cooperate as stated in the
Release of January 4, 1968, which proves the greatness
man.

Meeting adjourned: 4:40 p.m.

HEADLINES

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ALLAN O'BRIEN
MAYOR & CHAIRMAN

STODDARD
CLERK

COMMITTEE OF THE WHOLE COUNCIL
M I N U T E S

Committee of the Whole,
January 9, 1968

Council Chamber,
City Hall,
Halifax, N. S.,
January 9, 1968.
8:22 p.m.

A meeting of the Committee of the Whole Council was held on the above date.

There were present: His Worship the Mayor, Chairman; Aldermen Abbott, A.M. Butler, Ahern, H. W. Butler, Moir, Sullivan, Fitzgerald and Connolly.

Also present: Acting City Manager, City Solicitor, City Clerk and other Staff members.

His Worship the Mayor stated that the meeting was called specially to consider the matter of granting tax concession under the provisions of 241 of the City Charter to the owners of commercial and industrial buildings.

He said that a draft Ordinance No. 122, which had been prepared by Staff under the authority of Section 241 of the Charter, had been considered by Council for first reading on November 16, 1967 but that second reading had been deferred pending consideration by the Tax Concession and Grants Committee.

Alderman Abbott, speaking as Chairman of the Tax Concession and Grants Committee said that the Committee had made the following recommendations to the Finance and Executive Committee and Council and that it had been decided by Council to consider the recommendations at the meeting of the Committee of the Whole:

- "1. That the tax concession apply to commercial and industrial buildings constructed from the ground up and completed in 1968 and ready for full assessment in 1969 and thereafter;

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2. That tax concessions for additions or alterations to existing buildings shall be dealt with on an individual basis and covered by separate Ordinances;

3. That the necessary legislation be sought at the next session of the Nova Scotia Legislature."

At the request of Alderman Moir, His Worship the Mayor

read Section 241 of the City Charter as follows:

"(1) Notwithstanding the provisions of the Bonus Act, the Council may, by ordinance, provide that

(a) in the case of new commercial or industrial construction, the real property tax shall apply to a stated percentage of the assessed value of the improvements on such property, provided that such percentage shall not be less than seventy-five percent of the assessed value during the first year and shall be increased annually thereafter by stated increases until the full assessed value is reached within a maximum period of five years;

(b) the tax shall be applied on the full assessed value of land, and on a stated percentage, not less than seventy-five percent, of the assessed value of the improvements thereon.

(2) Such ordinance shall specify the owner of such property entitled to such benefits and may impose such other terms and conditions as the Council deems advisable.

Alderman A. M. Butler contended that if there is merit in granting concessions to owners of buildings which are completed in 1968 that consideration should be given to owners of buildings constructed prior to 1968 so that they would gain a partial benefit from the tax concession, that is, for the unexpired portion of the five year period.

It was agreed to hear any persons present in the gallery who wished to speak on the subject.

Mr. W. B. Hardman, General Manager, Halifax Developments Limited, addressed the Council and said that his firm feels they

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are entitled to the concession if it is to be generally applied and indicated that they would subsequently make application for same.

In answer to a question by His Worship the Mayor, he said that his firm would not oppose the grating of a partial concession to other firms who had completed buildings prior to 1968.

Mr. G. B. Robertson, Q.C., appearing as Secretary and Director of the Lord Nelson Hotel Company Limited, said that his firm agreed with the basic concept of granting concession as an incentive to proper development; and he contended that if there were a standard scale of tax concession applicable to all parts of the City within which his firm could operate, his firm would be in a much better position to plan development of its property on South Park Street; and he said if recommendation No. 1 of the Committee were consistently applied it would be most helpful to all developers.

9:05 p.m. Alderman Meagher arrives and Alderman Fitzgerald retires.

Mr. Ralph Medjuck addressed the Committee at length pointing out that he had requested Council back as far as 1963 to seek proclamation of Section 241 of the Charter; and he said that had Council done so he would have benefitted substantially from the savings that would have resulted in respect of his properties at 1 Sackville Place, Citadel Inn and the Centennial Building.

He expressed the hope that if Council decided to implement this Section it would not be the cause of a general tax

increase. However, if the Section is enacted he would be pleased to receive the benefits that would accrue but he asked that it be made retroactive so that it could be applied to buildings that were completed in 1966 for which full assessment would be applied in 1967.

MOVED by Alderman Moir, seconded by Alderman A. M. Butler that approval in principle be given to re-drafting of Ordinance No. 122 to provide that the tax concession apply:

(a) to new commercial and industrial buildings constructed from the ground up, completed in 1968 (or 1967) and ready for full assessment in 1969, and to additions to buildings of similar categories, for five years on a descending scale as per Section 5 of the draft Ordinance; and thereafter; and

(b) to buildings of similar categories completed prior to 1968; in accordance with the following schedule:

Buildings completed in 1967	-	4 years of Concession.
"	"	in 1966 - 3 years of Concession.
"	"	in 1965 - 2 years of Concession.
"	"	in 1964 - 1 year of Concession.

(c) such amendments to be subject to further study after receipt of a report from Staff showing the impact (within 10-15%) on the 1968 Budget and Budgets for subsequent years as a result of the granting of such concessions if implemented either in 1968 or 1969.

After further discussion, the motion was put and passed.

10:10 p.m. meeting adjourned.

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

WJC/ler

ORDER OF BUSINESS

CITY COUNCIL

JANUARY 11, 1968

8:00 p.m.

1. Lord's Prayer
2. Roll Call
3. Minutes: December 20 and 28, 1967
4. Approval of Order of Business, Additions & Deletions
5. Deferred Items:
 - (a) Expropriation of Land - Africville
 - (b) Appointments- The Housing Authority of Halifax
6. Motions of Reconsideration: NONE
Motions of Rescission: NONE
8. Public Hearings & Hearings:
 - (a) Street Closures - Argyle and Buckingham Streets
9. Petitions & Delegations.
0. Report - Finance & Executive Committee:
 - (a) Amendments - Ordinance #55 Respecting Tag Days and the Solicitations of Money on the Streets
 - (b) Assignment of Lease - Falkland Street
 - (c) Possible Acquisition - #2563-65, 2569, 2573 and 2579 Brunswick St.
 - (d) #6255-57 Chebucto Road (Demolition)
 - (e) Transfer of Funds within Welfare Budget
 - (f) Mileage Allowance - Sanitary Inspector & Meter Maintenance Man
 - (g) Salary Adjustment - Chief of Public Health Inspector
1. Report - Committee on Works:
 - (a) Tenders for Demolition of Buildings
 - (b) C.N.R. Property - Fence - Barrington Street
 - (c) Motor Vehicle Obstruction - Snow Clearance Programme
2. Report - Safety Committee: NONE
3. Report - Public Health & Welfare Committee: NONE
4. Report - Committee of the Whole Council, Boards & Commissions:
 - (a) Ordinance #122 - Tax Concessions for New Commercial and Industrial Construction (Second Reading) (DEFER)
 - (b) Amendment to Ordinance #55 Respecting Tag Days and the Solicitation of Money on the Streets (Second Reading) (DEFER)

15. Report - Town Planning Board:

- (a) Extension of a Non-conforming Building - #6407 Bayers Road
- (b) Illuminated Sign - #2810 Windsor Street
- (c) Rezoning - R-3 Residential Zone to C-2 General Business Zone
#5242-44 Green Street
- (d) Siting of Memorial Sherman Tank
- (e) Site for Provincial Park - Moirs Dam

16. Motions: NONE

17. Miscellaneous Business:

- (a) Accounts over \$1000
- (b) Report - Housing Committee
- (c) Report - Advisory Committee on Parking
- (d) Expropriation of Properties - Cogswell Street/Harbour Drive
Interchange and Redevelopment Purposes - 3rd Group
- (e) Report - His Worship the Mayor Re: City Manager
- (f) Staff Report - Creighton Street Housing Project
- (g) Staff Report - Maitland Street Apartment Building
- (h) Rebate - Diesel Fuel Tax - N.S. Light & Power Co. Ltd.

18. QUESTIONS

19. Notice of Motion

20. Added Items

Record

CITY COUNCIL
M I N U T E S

Council,
January 11, 1968

Council Chamber,
City Hall,
Halifax, N. S.,
January 11, 1968,
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; Aldermen Abbott, A. M. Butler, LeBlanc, Ahern, H. W. Butler, Doyle, Moir, Connolly, Fitzgerald, Matheson and Ivany.

Also present: Acting City Manager, City Solicitor, City Clerk and other Staff members.

MINUTES

Minutes of the meetings held on December 20 and 28, 1967 were approved on motion of Alderman Abbott, seconded by Alderman H. W. Butler.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

The Order of Business was submitted for approval.

Alderman LeBlanc asked that an item be added entitled "Staff Relations".

It was agreed to add same as Item 20(a).

Alderman Fitzgerald asked that an item be added respecting "Hi-Cap Maritimes Limited".

It was agreed to add same as Item 20(b).

8:07 p.m. Alderman Sullivan arrives.

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of Argyle Alderman Fitzgerald asked that an item be added
entitled "Centennial". It was agreed to add this item as 20(c).

The City Clerk asked that Item 15(b) "Illuminated Sign -
#2810 Windsor Street" and Item 17(b) "Report - Housing Committee"
be deleted from the Order of Business.

It was agreed to delete the items from the Order of
Business.

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

DEFERRED ITEMS

Expropriation of Land - Africville

Further deferred.

Appointments - The Housing Authority of Halifax

His Worship the Mayor said that it would be necessary
to further defer this item as advice has not been received
from the Province of Nova Scotia respecting the appointments
to the Housing Authority of Halifax.

MOTIONS OF RECONSIDERATION

No Motions of Reconsideration were heard at this time.

MOTIONS OF RESCISSION

No Motions of Rescission were heard at this time.

PUBLIC HEARINGS & HEARINGS

Street Closures - Argyle and Buckingham Streets

A public hearing was held at this time in connection with
the proposal to close Argyle Street from Duke to Buckingham
Street, and Buckingham Street from Barrington to the west side

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of Argyle Street. - Ordinance #33 Respecting Tag Days and the

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

No person wished to be heard either in favor of or against the proposal.

MOVED by Alderman Abbott, seconded by Alderman Doyle that:

(a) the portion of Argyle Street between Duke and Buckingham Streets be closed and that portion of Buckingham between Barrington and Argyle Streets be closed to public use;

(b) Staff be directed to arrange with officials of Halifax Developments Limited to keep the streets open as long as possible. Motion passed.

A formal resolution prepared by the City Solicitor, to give effect to the foregoing resolution of Council, was submitted.

8:10 p.m. Alderman Meagher arrives.

MOVED by Alderman Abbott, seconded by Alderman Doyle that the formal resolution, as submitted, be approved. Motion passed with Alderman Ahern voting against.

PETITIONS AND DELEGATIONS

No petitions were presented and no delegations wished to be heard at this time.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee of its meeting held on January 4, 1968 with respect to the following matters:

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Amendments - Ordinance #55 Respecting Tag Days and the
Solicitations of Money on the Streets

MOVED by Alderman Matheson, seconded by Alderman H. W.

Butler that, as recommended by the Finance and Executive

Committee: \$52,300.00 be paid to Mr. Ivan L. Brunton of 2573

(1) the City Solicitor be directed to prepare a draft amendment to Ordinance No. 55 which would provide that organizations raising \$60,000. or more be granted five days to make solicitations permitted under the Ordinance;

(2) the City Solicitor prepare a further draft amendment to Ordinance No. 55 to provide that solicitations such as Poppy Week, Poppy Day and Boy Scout Apple Day which are traditionally carried out during the period of the United Appeal Campaign, will be permitted within such period;

(3) the City Solicitor be directed to prepare a draft amendment to Ordinance No. 55 to provide that church organizations be granted a period not to exceed seven days for solicitations permitted under the Ordinance; and that

the final draft of the Ordinance be so written that the policy with respect to solicitations is clearly stated and can be administered by Staff without further reference to the Committee or Council.

Motion passed.

Assignment of Lease - Falkland Street

MOVED by Alderman Fitzgerald, seconded by Alderman

Matheson that, as recommended by the Finance and Executive

Committee:

(1) the Nova Scotia Trust Company be permitted to assign to Scotia Chevrolet-Oldsmobile Limited the lease assigned to Comeau Motors Limited covering two parcels of City-owned land to the northward of Falkland Street and west of Brunswick Street; and

(2) the rent for the said land be increased from \$100.00 to \$300.00 at the expiration of the present lease to Nova Scotia Trust Company on April 30, 1968.

Motion passed.

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Possible Acquisition - 2563-2565, 2569, 2573 and 2579
Brunswick Street

MOVED by Alderman Abbott, seconded by Alderman Moir that, as recommended by the Finance and Executive Committee, the sum of \$52,500.00 be paid to Mr. Ivan L. Brenton of 2573 Brunswick Street, Halifax, N. S. as settlement in full for all claims arising from the acquisition of his property by the City at 2563-2565, 2569, 2573 and 2579 Brunswick Street located within the Uniacke Square Redevelopment Area. Motion passed.

#6255-57 Chebucto Road (Demolition)

MOVED by Alderman Meagher, seconded by Alderman Ahern that, as recommended by the Finance and Executive Committee, the repairs, estimated at a cost of \$10,076., be not made to the property at 6255-57 Chebucto Road required by the City for street widening purposes but that the building be demolished. Motion passed.

Transfer of Funds within Welfare Budget

MOVED by Alderman Moir, seconded by Alderman Doyle that, as recommended by the Finance and Executive Committee, Staff be authorized to transfer an amount of \$14,000.00 from Account No. 6-250-76 "Welfare and Poor Relief" to Account No. 6-250-76B "Home for Special Care" in the 1967 Budget. Motion passed.

Mileage Allowance - Sanitary Inspector and Meter
Maintenance Man

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

(1) with effect from January 1, 1968 Sanitary Inspectors be included in Group 2 of those employees for whom mileage allowance is authorized and that reimbursement at the rate of .12¢ per mile be made monthly upon presentation of properly

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documented mileage logs;

(2) the monthly car allowance paid to the Meter Maintenance Man at the Police Station be adjusted from \$30.00 to \$45.00 per month with effect from July 1, 1967.

Motion passed.

Salary Adjustment - Chief Public Health
Inspector

MOVED by Alderman Connolly, seconded by Alderman Ahern that, as recommended by the Finance and Executive Committee, the salary scale for the Chief Public Health Inspector be revised as follows:

Old Rate: (Chief Public Health Inspector)

Jan. 1/67 - \$6660 - 6900 - 7140 - 7380 - 7620

New Rate: Apr. 1/67 - \$7140 - 7380 - 7620 - 7860 - 8100

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works of its meeting held on January 2, 1968 with respect to the following matters:

Tenders for Demolition of Buildings

MOVED by Alderman H. W. Butler, seconded by Alderman Fitzgerald that, as recommended by the Committee on Works, the tenders for demolitions be awarded as follows:-

GROUP TWO

2493-95 Barrington Street A & K Demolition
\$900.00

GROUP THREE

5214 Gerrish Street A & K Demolition
\$800.00

GROUP FOUR

5180, 5190 Gerrish Street A & K Demolition
\$1,300.00

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GROUP FIVE

2345, 2233, 2363-65 Brunswick Street A & K Demolition \$2,500.

GROUP SIX

2309 Brunswick Street A & K Demolition \$2,700.

GROUP SEVEN

2347-51-53 Brunswick Street G.A. Redmond \$1,800.

Motion passed.

C.N.R. Property - Fence - Barrington Street

The report of the Committee reads as follows:

"The Committee had for consideration a Staff Report with respect to the above mentioned matter, the last paragraph of which reads as follows:

It is recommended that corrective action on the fence in question consist of a new chain link type of fence with a minimum height of 4 feet atop the section of the parapet wall from North Street to the north entrance to HMC Dockyard. Funds for work of this nature are not available to the CNR Resident Engineer and it is recommended that the situation be brought to the attention of the Regional Authority at Moncton, New Brunswick.

It is recommended that the action outlined in the Staff Report be approved, subject to a further report from Staff being presented to City Council relating to alternative types of fencing which might be erected atop the parapet wall."

An alternative to the four foot fence was submitted as follows:

"an ornamental type of metal fence of open construction with a minimum height of 3 feet and a maximum spacing between bars of 6 inches".

MOVED by Alderman Sullivan, seconded by Alderman Ivany that the alternative fencing be approved. Motion passed.

Motor Vehicle Obstruction - Snow Clearance Programme

The report of the Committee reads as follows:

"The Committee had for consideration a suggestion that the regulations which require motor vehicles to be removed from the roadside during the period from one hour after any snow storm has commenced to two hours after such snow storm has stopped which relate to an area of the City bounded by North Street, Robie Street, Inglis Street and the Harbour be extended

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to include the whole area of the City and thus facilitate the snow clearance programme.

It is recommended that the Deputy Traffic Authority be requested to amend the Regulations Concerning Parking in the City of Halifax made under Section 169 of the Motor Vehicle Act by changing the wording of Clause (d) of such Regulations to include the whole area of the City of Halifax."

MOVED by Alderman H. W. Butler, seconded by Alderman Fitzgerald that the recommendation of the Committee on Works be approved.

The Acting City Manager stated that, following the Committee's action, discussions had been held with the Superintendent of Schools regarding the problem of snow clearing around school board properties and he submitted the following report:

"Dr. M. E. Keating, the Superintendent of Schools, has requested that an attempt be made to provide better facilities for clearing snow from School Board properties during heavy snowstorms.

The School Board's problem was presented to the Works Department and in a discussion with the Director of Works, the following points emerged:

1. Present City equipment cannot be taken off the priority street clearing program that is initiated as soon as snow starts to fall.
2. School Board properties are normally plowed at the same time as secondary streets, i.e., plowing starts at the first midnight following storms. One of the reasons for leaving the plowing until this time is that parked cars on secondary streets and in school lots cause a problem to the machine operators. If parking were to be banned until the streets were cleared, this would enable continuous clearing of streets and schools.
3. Access from Streets through sidewalks could best be performed by men with shovels. As the sites involved are scattered over the City, it may be a good idea to recruit teen-agers living in the district, or possibly students at the schools involved, if the janitorial staff are unable to cope with the problem.
4. The suggestion of the School Board that a four-wheel drive truck with a blade assembly be purchased out of their 1968 budget is a good one. The Works Department states that these are now available with a blade which is adjustable from inside the cab.

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5. (1) If the School Board feels that it is necessary that extensive plowing be done before the Works Department normally goes into action, then they could hire their own front end loader, which could also plow the parking lots. Another solution would be to purchase one front end loader at a cost of approximately \$35,000. This latter solution may not be the best one from an economic point of view.
6. (3) If the School Board were to contract with a private firm for the clearing of snow around the schools, the estimated cost of from \$300. to \$400. per school per storm could amount to an expenditure of approximately \$80,000. to \$90,000. per annum.

Staff recommends that the best solution would be

- (1) For the School Board to purchase a four wheel drive truck with adjustable blade so that sidewalks can be plowed whenever the School Board deems it necessary. This truck could also be used for clearing school yards, etc. whenever the snowfall was not an extremely heavy one.
- (2) Any clearing which is needed and which could not easily be performed by the truck could possibly be done by students themselves on some basis formulated by the School Board.
- (3) A parking ban covering the whole City, which stated that cars cannot be parked on the street until it is cleared would enable continuous clearing of streets and faster service to the schools. A "cleared street" is defined as one that is cleared from curb to curb. Works Department policy is to make sure each street is completely cleared before another one is started.

A brief summary of present parking restrictions is

- (a) No parking in the City between 1:00 a.m. and 7:00 a.m. during a designated winter season.
- (b) In the Downtown Business Section, no parking from one hour after snow commences until the snow has been completely removed from side to side.
- (c) In the area bounded by Robie, Inglis and North Streets, no parking for one hour after snow commences until two hours after snow has ceased."

During a discussion on the matter, the following points were raised:

Works for further discussion.

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- (1) Cleared streets, as referred to in recommendation No. 3 of the Staff report presents legal difficulty because the streets are not cleared to the curb line.
- (2) Alderman Ahern asked that action be taken to obviate the filling in of driveways during plowing operations and suggested that the Works Department send out shovellers to clear driveways if necessary.
- (3) Alderman Sullivan asked that the Acting City Manager investigate the possibility of clearing the cross-walks especially those in the vicinity of schools.
- (4) Alderman Fitzgerald expressed concern over the safety hazard to the school children especially the younger ones who have to walk on the roadway because sidewalks near the school properties are not cleared and he referred to the property at St. Andrews School and the hazard created by the heavy traffic on Bayers Road.
- (5) Alderman A. M. Butler contended that school administration should cancel the school session on days when heavy snow storms occur and contended that the Works Department have sufficient equipment to clear sidewalks around schools a day or two after the storm.
- (6) Alderman Moir suggested that Staff investigate the problem to determine if there is enough snow removal equipment at the present time to clear the school properties quickly and if it is determined that there is not sufficient, to make a request for further equipment to insure that the sidewalks can be cleared efficiently within twelve to twenty-four hours of the cessation of a storm.
- (7) Alderman Sullivan asked for legal opinion as to whether or not Council can validly vote on recommendation No. 2 and the City Solicitor stated that No. 2 should be referred to the Board of School Commissioners for the formulation of a policy in this regard.
- (8) Alderman Matheson contended that the recommendations do not begin to answer the problem which has been a source of concern to the School Board for a number of years and he felt that the matter should be discussed by both the Committee on Works and the School Board to determine if additional equipment should be purchased.

MOVED by Alderman A. M. Butler, seconded by Alderman Matheson that the whole matter be referred to the Committee on Works for further discussion.