

Council,  
March 19, 1968.

It was then agreed that such an arrangement be left to the Chair.

REQUEST - NOVA SCOTIA LIGHT & POWER COMPANY LIMITED RE:  
ERECTION OF POLES

A letter was submitted from the Nova Scotia Light and Power Company Limited relating to the matter of the relocation of their poles and wires on Prince, Brunswick, Cornwallis and Water Streets as a result of the construction of the Cogswell Street Interchange.

In reply to a question from Alderman LeBlanc, the City Manager stated that the Company started relocating the poles and then stopped and now had an application before Council to erect poles and locate wire conduits. The Company asked the agreement of the City if at any time, during the period of 29 years from the date that such poles or wire conduits are first erected, the Company is ordered by or on behalf of the City to remove or relocate same, the City will pay for the full cost of such relocation or removal.

Council was informed that it is the opinion of the City Solicitor that the condition concerning the 29 year period is contrary to Ordinance No. 7A and if Council wished to accede to this request, the Ordinance would have to be amended.

In reply to a question from Alderman LeBlanc, the City Manager advised that this relocation of poles and wires is because of the construction of Scotia Square.

His Worship the Mayor stated there are some technicalities and legal questions involved in who is responsible to pay for changes in Public Utilities.

Council,  
March 19, 1968.

The City Manager stated that this matter should be referred to Staff for a report to Committee and then a recommendation to Council.

The City Solicitor advised that the City Engineer cannot issue a Permit because of Ordinance No. 7A. He said Council can consider whether:

- (a) Council is willing to change the law to comply with a request from the Company, or
- (b) if the matter is worthy of study.

MOVED by Alderman Black, seconded by Alderman Meagher that the matter be referred to Staff for a recommendation to the Finance and Executive Committee.

Alderman LeBlanc asked if there had been any negotiation with Scotia Square to the effect that in the event that the City has to change the power facilities, that they will share in the cost to which the Development Officer stated that the partnership will not participate in costs that are not legally the responsibility of the partnership.

The City Solicitor advised that this question has no bearing on Halifax Developments Limited.

Alderman LeBlanc then asked how long the poles would be erected to which the City Engineer replied 12 to 18 months on a temporary basis. He then outlined the proposal on the plan displayed before Council.

The motion was then put and passed.

Council,  
March 19, 1968.

QUESTIONS

Question - Alderman Ahern Re: Transit Committee

Alderman Ahern asked what has happened to the Transit Committee.

His Worship the Mayor replied that the Transit Committee will be asked to meet within approximately 10 days. He said that he has had discussions recently with the City Manager and the Acting Chief Planner and as soon as there is material available, it will be placed before the Committee.

Question - Alderman Sullivan Re: T.V. Aerials - Mulgrave Park

Alderman Sullivan asked if the monthly payments for T.V. Aerials at Mulgrave Park have been increased.

His Worship the Mayor advised that this is a question for the Housing Authority and should be directed to that body.

Question - Alderman Sullivan Re: Accident to School Boy During School Hours

Alderman Sullivan referred to an accident which had occurred during School hours to a boy during a supervised Physical Education Session and he asked if the City could assist the family.

After some discussion, the City Solicitor advised that the only solution to the matter is that the City could make a gratuitous payment to the parents of the boy.

In reply to a question from His Worship the Mayor, the City Solicitor advised that legislation would be required if Council agreed to make such payment.

Council,  
March 19, 1968.

His Worship the Mayor then suggested that Alderman Sullivan raise the matter at the next meeting of the Finance and Executive Committee.

APPOINTMENT - COMMITTEE - HALIFAX EXPLOSION

Alderman Sullivan suggested that a special committee be appointed to prepare an annual program to commemorate the Halifax Explosion. He said he had received requests with the view to the appointment of a permanent committee to consist of three to five members.

MOVED by Alderman Sullivan, seconded by Alderman Meagher. that His Worship the Mayor name a committee consisting of three members to prepare an annual program and to commemorate the Halifax Explosion in December 1968.

Alderman A. M. Butler felt that the holding of a commemorative service each year would be too frequent. He referred to the fact that the reason for the service in 1967 was because it was the Fiftieth Anniversary of the Explosion and also a special occasion. He said the Relief Commission developed Fort Needham Park and there is the North End Library which serve as memorials.

The motion was then put and passed.

His Worship the Mayor named the following Committee which was agreed to by Council:

Alderman Sullivan, Chairman; and  
Aldermen Doyle and Connolly

ATLANTIC PROVINCES ECONOMIC COUNCIL REPORT

Alderman LeBlanc referred to the above report and the remarks contained therein and suggested that Council might

Council,  
March 19, 1968.

do something in the line of corrective action. He also suggested calling some group together such as the Port and Industrial Commission and other bodies who may be interested to instill a little more "go" spirit in the City of Halifax. He referred to the fact that there is a cry from people about a depressed area. He felt that Halifax is one of the most aggressive and viable cities of Canada.

His Worship the Mayor stated that the report indicated that among the cities in Canada, the cities in the Atlantic Provinces have a lower growth rate than those in other parts.

Alderman LeBlanc suggested that Council has to put on a "Sell Halifax" campaign to the people of Halifax and that positive action is required to improve the economy of the area. He suggested that His Worship the Mayor should issue a statement to the people of Halifax for ideas as to how to improve the economy. He felt that the lack of communications with the people outside is appalling and that the image of Council as leaders, is likely the weakest and worst for a good number of years. He said he had no motion to make but suggested that Council give some thought to his suggestion as he is concerned about the future.

Alderman Fitzgerald stated he agreed with the approach but felt it was not the job of Council only but every organization within the Province of Nova Scotia.

Alderman Matheson stated that he agreed with Alderman LeBlanc and suggested that what he said might become

Council,  
March 19, 1968.

part of a brief to be presented to the Governor in Council with respect to the annexation decision because if the City acquires proper industrial land, there could be "go-go" kind of promotions suggested by Alderman LeBlanc.

Alderman Meagher suggested that His Worship the Mayor give serious thought to the matter raised by Alderman LeBlanc and that Council should do everything it can to improve the image of the City of Halifax.

Alderman Black stated that Alderman Matheson should discuss with Ottawa the suggestion that the City of Halifax is not as prosperous as the Federal Government thinks it is and that they include it as a designated area which they have refused to do consistently.

Meeting adjourned 11:30 p.m.

HEADLINES

Creighton Street Housing Project	242
The Maritime Conservatory of Music	243
Brookfield Brothers Limited	243
1968 Legislation	244
Plans for Harbour Drive & Report from the Civic Advisory Committee on the Preservation of Historic Buildings; and	
Test Borings - Court House Site	246
Cogswell Street Interchange - Change in Design	260
Lands - Department of National Defence - Water Street - Revision	260
Court House Site	260
Request - N. S. Light & Power Co.Ltd.Re: Erection of Poles	262
Questions	262B
Appointment - Committee - Halifax Explosion	262C
Atlantic Provinces Economic Council Report	262C

ALLAN O'BRIEN  
MAYOR AND CHAIRMAN

R. H. STODDARD  
CITY CLERK

SPECIAL CITY COUNCIL MEETING  
M I N U T E S

Committee of the Whole,  
March 28, 1968

Council Chamber,  
City Hall,  
Halifax, N. S.,  
March 28, 1968,  
2:45 p.m.

Section II The remaining work to be  
authorizations already made by City Council.  
Authorizations that are no longer required  
in excess of actual costs, are shown in the column  
headed "Proposed Revocations".

A Special Meeting of City Council was held on the  
above date. All of the items listed here will be started  
in the year 1968, if approval is given. Details of proposed  
expenditures are shown here in order to give City

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

Present were: His Worship the Mayor, Chairman;  
Aldermen Abbott, Moir, Ahern, Meagher, Sullivan, H. W. Butler,  
Fitzgerald and Ivany.

Also present: City Manager, City Clerk, Committee  
Clerk and other staff members.

The meeting was called specially to consider the  
1968 Capital Budget.

2:47 p.m. Council adjourned to meet as a Committee  
of the Whole, the same members being present.

2:48 p.m. Alderman Matheson arrives.

1968 CAPITAL BUDGET

The following letter of transmittal was submitted:

To: His Worship the Mayor and  
Members of the City Council

The Capital Budget for 1968 and projected capital  
expenditures for a five year period beyond that, are presented  
herein.

CONTENTS

Section I This Section shows the overall financial picture  
of the City for the period 1961 to 1973, using actual figures for  
the period to 1966 and estimates from 1967.

The summaries of capital projections for the year  
1968 and the years 1969 to 1973 are then related to the debenture  
issues that could be made available assuming two different levels  
of debt carrying charges.

Committee of the Whole,  
March 28, 1968

Section II The remaining work to be carried out under authorizations already made by City Council is shown here. Authorizations that are no longer required, or that are in excess of actual costs, are shown in the column that is headed "Proposed Revocations".

Section III This contains the proposed capital budget for the year 1968. All of the items listed here will be started in the year 1968, if approval is given. Details of proposed expenditures are shown, commencing with page 4.

Section IV Proposed capital expenditures for the five year period, 1969 to 1973, are shown here in order to give City Council some idea of the extent of capital requirements over a future period of time. Use of this section will enable decisions to be made in the event that it is necessary to advance or defer projects under consideration. Details of proposed expenditures are shown, commencing with page 5.

GENERAL COMMENTS

The City of Halifax is still in the position of needing more capital projects to be undertaken than can be financed either at the rate of \$5,000,000 per annum or at the higher level based on increasing the percentage of revenue allocated to debt charges up to an eventual level of twenty-five per cent (25% of revenue is the maximum of revenue that should be applied to debt carrying charges).

If the City of Halifax were to be allowed to issue debentures based on the gradually increasing percentage of revenue allocated to debt charges the average annual short-fall of capital funds would amount to \$4,800,000. Assuming that the Department of Municipal Affairs, however, will restrict the issues to approximately \$5,000,000 per annum the average annual short-fall increases to \$8,500,000.

City Council may decide that certain capital projects cannot be deferred under any circumstances and if the restrictions so far applied are maintained, it may be necessary to find other means of raising the money than by debenture issues. One way of increasing the amount of money available for capital projects, would be to decide upon a percentage of capital that would be funded out of current revenue. For example, a decision could be made that five or ten per cent of any capital project that was proposed for inclusion in the capital budget should be funded out of current revenue and this would relieve the pressure on the need for capital to that extent.

No attempt has been made in this budget presentation to suggest which capital projects should be included in the 1968 Budget that will be finally decided upon by City Council. An accompanying report will be provided which will give some indication of what might be done for 1968 with an estimate of the effect on the future costs on a current basis.

Respectfully submitted,  
(Sgd) S. A. Ward, C.A.  
City Manager.



Committee of the Whole,  
March 28, 1968

The City Manager submitted a suggested Capital Budget  
as follows:

	Estimated Debenture Requirements (000's)
<u>1968 CAPITAL BUDGET</u>	
Total budget per Section III	\$ 11,445
<u>Less: Items which could be deferred</u>	
<u>PUBLIC WORKS</u>	
Street Widening (except for Morris St. -\$15M)	<u>1,467</u>
<u>MISCELLANEOUS</u>	
Tourist Bureau	40
Spring Garden Road Parking Lot	<u>200</u>
	<u>240</u>
<u>TOTAL DEDUCTIONS</u>	<u><u>1,707</u></u>
<u>Amended budget showing funding requirements</u>	<u><u>\$ 9,738</u></u>

Alderman Meagher asked for the City Manager's comments with respect to the 25% maximum revenue applied to debt carrying charges mentioned in the letter of transmittal.

The City Manager advised that it is generally accepted that 20% is a conservative figure of revenue for debt charges, but it is also accepted that to go up to 25% is not out of reason. He further stated that last year Council adopted the principle, if necessary, the City could go up to 25%, but the problem with this is as it nears the 25% mark, more carrying charges are added to the current budget which affects the tax rate. So a decision has to be made whether Council is willing to raise the taxes to pay the debt charges. He stated that in the current projection the debt charges which will be coming out of revenue is 18% this year.

In answer to a question from Alderman Abbott, the City Manager replied that in his opinion, the City should not exceed

the 25% under any circumstances.

In answer to a question from Alderman Abbott, the City Manager replied that if the City were to advance from the 18% to the 25% limit, the City could fund immediately approximately \$24 million and the debt charges would be approximately \$2 million.

#### BUDGET SCHEDULE

His Worship the Mayor said that this would probably be the last opportunity Council had to look at the budget based on the old City, in view of pending annexation, and he felt a completely "new look" should be given for the new City, in the Fall of 1968.

Alderman Matheson suggested that the City Manager's report should be dealt with primarily, but he did not agree that the amount of \$40,000.00 allotted for the Tourist Bureau should be deleted.

His Worship the Mayor felt that the most that would be accomplished at this meeting would be to adopt the programme for 1968 bearing in mind whether there is anything in 1969 or 1970 in this budget that should be given priority and moved forward to 1968. He further stated that the Provincial Government had mentioned a limit of \$4.7 million for capital items which will become a smaller proportion of the City's total current budget each year against debt service charges.

The City Manager advised that the Provincial Minister said this was the maximum the City should expend in any one year.

His Worship the Mayor said he felt another of the urgent priorities as well as the Spring Garden Road Parking Lot, was recreation facilities in the south end of the City near the

waterfront, and that there should be some provision for the purchase of land for the development of a playground to service that area before the problem gets worse.

Alderman Fitzgerald felt that areas around the Forum complex, which serves a greater number of people, require tremendous improvement as this has been neglected for many years.

His Worship the Mayor felt there should be some sort of balance between public housing and recreation facilities in the north and south ends of the City, and perhaps consideration should be given to obtaining a site in the south end where a public apartment building project could be constructed.

Alderman Abbott asked if the old Morris Street School site can be used for public housing.

His Worship the Mayor said this could be examined by the Housing Committee and there was also the Gorsebrook proposal.

Alderman Ivany asked what the latest position is with respect to the financial brief submitted to the Legislature last year.

His Worship the Mayor advised that the subject matter of the brief was referred, before the change in the Premier's office, to the joint Provincial-Municipal study, and is in the hands of that Committee which has consultants working for it at the present time, and the City intends to submit another brief on current account arising out of the tax study sometime this summer, and as soon as the annexation decision is made, the City will be discussing the financial implications with the Province.

PROPOSED REVOCATIONS

Reference was made to the Mumford Road Street widening

Committee of the Whole,  
March 28, 1968

and property acquisition cost of \$220,526.00 and the \$500,000.00 for the Mumford Road Bridge phase.

Alderman Moir felt some improvements should be made at the bridge location as it was inadequate for the safety of school children.

3:15 p.m. Alderman Black arrives.

The City Engineer was asked about the possibility of hanging a sidewalk on the outside of the bridge which would be safe for school children and what the cost might be, to which he replied that this suggestion would not be acceptable by the Canadian National Railways.

Alderman Meagher suggested railings be erected on both sides of the present sidewalk.

The City Engineer thought this would be a better idea except for the children who do not cut up through the cemetery.

Alderman Meagher suggested that caution lights be erected at Olivet Street to alleviate this problem.

His Worship the Mayor asked what the cost might be for erecting rails on both sidewalks.

The City Engineer thought approximately \$2,000.00 would put a railing over the bridge structure.

Alderman Moir suggested a mesh tunnel might be suitable or the filling in of the hollows at each end of the bridge.

The City Engineer advised that the filling of the hollows would not help at the present time but in the overall plan it might.

Alderman Fitzgerald was also concerned with the road

Committee of the Whole,  
March 28, 1968

crossings for children attending St. Andrew's School, at the divided highway on Bayers Road where the BiCentennial entrance and exit are located. He felt something should be done at this location also, to make it safer for the school children.

MOVED by Alderman Matheson, seconded by Alderman Ahern that railings be erected at the Bayers Road crossing, and on the Mumford Road Bridge and that the necessary funds be provided. Motion passed.

MOVED by Alderman Matheson, seconded by Alderman Fitzgerald that the total amount of revocations of \$1,040,639.76, as submitted, be approved. Motion passed.

The City Manager stated that if the City borrows as suggested in the report, that the additional debt charges in 1969 would be \$73,000.00 and this is over the \$5 million level of issues he had provided for already in the estimates of revenue and expenditures, and in 1970 the debt charges would go up by \$648,000.00.

In answer to a question from Alderman Meagher, the City Manager replied that it appears it will cost the City 8½% to 8-3/4% interest on the next issue of debentures.

The City Manager also advised that he had spoken to Mr. Moseley, the Deputy Minister of Municipal Affairs last week, and the Province does not want the City of Halifax to have any more flexibility than any other municipality in the Province, so that the City must continue with serial debentures for borrowings. He had suggested to Mr. Moseley that he might permit the City, in this instance, to have a sinking fund issue or an issue on the American market if it proved necessary, and as long as it did not

Committee of the Whole,  
March 28, 1968

cost any more. The City would probably want to do this in 1969 half way through the construction period. He further advised that the Deputy Minister said he was not considering 1969 at all and was only going from day to day, so he was unable to say whether the City can issue debentures in serial form, or money would come from the Municipal Loan Fund, or other sources.

The City Manager felt that pressure should be exerted on the Province in another area as well. He advised that the Provincial Government has sinking funds but they will not buy any issues of Nova Scotia municipalities, and he thought it should have enough faith in the municipalities to buy some of the issues.

His Worship the Mayor advised that this matter was the number one priority on the list of the Committee of which he was a member, to see whether the Province could establish a municipal loan fund along the lines of the Alberta scheme and handle the borrowings for all the Municipalities in the Province. He further advised that the instructions of the Committee were to give this top priority to have something ready for the present session of the Legislature.

Alderman Matheson felt this was a discouraging situation in view of the fact that the City encourages highly qualified men to serve on Council and also on management, and then the Minister on his own arbitrarily determines how much the City can borrow. He felt that anyone who states that \$4.7 million is the limit the City can borrow does not really know what he is talking about.

His Worship the Mayor agreed and pointed out that the Minister had allowed Dartmouth to borrow \$4 million a year and

Committee of the Whole,  
March 28, 1968

their assessment is half of Halifax.

Alderman Matheson felt that more facts should be considered by the Minister in view of the fact that the City is only now paying 17.9% capital indebtedness of total revenue. He said that probably the Minister was doing the best he can but he thought the Minister was wrong and that Council should set the capital budget at what it thinks is should be and then if the Minister wants to take the responsibility for the City of Halifax having second class services let him do so. He felt Council had to do what it thought was correct in the interests of this City.

His Worship the Mayor suggested that Council consider adopting a figure which is higher than the one they suggested and a figure closer to \$6 million than to \$5 million, even after stating that Lane Memorial Hospital will be financed separately.

The City Manager said that as long as the City is prepared to pay the debt service charges, anything can be done.

Alderman Ahern advised that he had a suggestion to make in private as to the method by which the funds could be obtained.

4:50 p.m. Committee of the Whole agreed to adjourn to meet privately in the Mayor's office.

4:55 p.m. Meeting reconvened.

The City Manager advised that, in his opinion, he thought the Council should adopt the \$9,738,000.00 as shown in the report dated March 25, 1968, plus anything Council feels should be carried out this year and not deferred, and anything else in the proposed budget for 1969 - 1973 which is felt should be brought forward in case annexation makes things more difficult

next year. He felt it would be safe to say that \$5 million or \$6 million could be issued on the market without too much trouble if the City had more flexibility, he did not think this amount could be issued in serial form but consideration should be given to issuing something by sinking fund or on the American market, and the current budget could stand additional debt charges.

#### TOURIST BUREAU

A report was submitted from the Director of the Visitors and Convention Bureau advising that income is derived from Conventions first, Tours second, and Tourists third.

The report reads in part:

"The work of the Halifax Visitors and Convention Bureau has now become three fold. The first one is to set up a suitable convention organization to solicit, obtain, co-ordinate and serve conventions. The second one is to induce more tour operators to include Halifax in their tour programmes and to stay over longer than one night. The third is promotion aimed at the individual tourist to include Halifax in their vacation itinerary on a pre-planned basis."

"It has been my contention all along that what the Bureau needs, is the possibility to continue to give out information at the Bell Road Office in the summer. First of all, the CBC is not planning any expansion at the present time and does not have any plans for the next two or three years as I understand it, and maybe longer.

For the year-round operation of administration, tour and convention solicitation and general promotion, the Bureau needs some quarters that are attractive and give a good impression of how important the city feels tourism is.

On the assumption that the request for the additional \$40,000 would be turned down or deferred, I made some alternate suggestions for the permanent year-round office facilities:

1. The Fire Alarm Building would have been ideal qua location, next to the Museum of Science, and within the funds presently available possible to be refurbished.
2. Join the Scotia Square development.
3. Restore the West House 2319-2323 Brunswick Street, one half for the Bureau, one half as residence for your Director who would pay rent on that part.



Committee of the Whole,  
March 28, 1968

This latter idea is appealing for various reasons. First, it would be an excellent opportunity to save and restore an important building. Second it would mean one of the most attractive tourist offices in the country. (Only Quebec City would have anything like it to compare with). Third, it would mean that if the Director lived next to the office, he would be able to be there more readily when the vast amount of travel writers, travel agents, etc. come to the city, and extend hospitality to these very important visitors in his own (restored and attractive) residence. This is very much appreciated by travel writers who seem to spend most of their time talking to people in hotel rooms, bars and restaurants and rarely get an opportunity to experience the hospitality of a Canadian family."

"I am very much aware that, unwittingly maybe, the Halifax Visitors and Convention Bureau has been entrusted with the promotion of the biggest industry this city has.

I should like to do this as inexpensive as possible, but I feel at the same time that you would like to make a decision now on some decent quarters representative of the City."

Mr. Hymans went into considerable detail to explain the reasons behind his suggestion.

MOVED by Alderman Meagher, seconded by Alderman Black that the sum of \$40,000.00 included in the capital budget for the Tourist Bureau, be deleted. Motion passed with Alderman Fitzgerald voting against.

His Worship the Mayor suggested that the Visitors and Convention Committee give consideration, and decide upon the Fire Alarm Building or the Brunswick Street house.

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that the Visitors and Convention Committee consider the Fire Alarm Building and a house on Brunswick Street as the site for the Tourist Bureau. Motion passed.

4:20 p.m. Alderman Black retires.

Alderman Ivany referred to the proposed Spring Garden Road Parking Lot and felt that construction should be commenced as soon as possible.

Committee of the Whole,  
March 28, 1968

His Worship the Mayor advised that it was his understanding the \$200,000.00 in the capital budget was to complete the shape of the parking lot and to service the commercial enterprises in the Spring Garden Road area from the rear but not to erect any structure, only to make it a workable project from the present time. He felt that the \$200,000.00 in the budget report should not be deleted.

MOVED by Alderman Moir, seconded by Alderman Ivany that the amount of \$200,000.00 for the Spring Garden Road Parking Lot be retained in the capital budget. Motion passed.

Council dealt with the Street Widening under account No. 53-3 as follows:

Chebucto Road - North St. to Connaught Ave. - \$662,000. - deleted  
Cogswell Street - Brunswick Street to North Park Street - \$593,000.

The City Engineer was asked why the street widening on Cogswell Street in amount of \$593,000.00 between Brunswick Street and North Park Street should be carried out in 1968.

The City Engineer stated this was in error and should not be included in the budget until 1969.

His Worship the Mayor asked if, in relation to the swimming pool, there was a grade problem at this location for the widening and interchange approach.

The City Engineer stated there was a small problem but thought it could be overcome. He then asked if the section just referred to was from Gottingen Street down to Brunswick Street.

He was advised that the section of Cogswell Street referred to was from Brunswick Street to North Park on the south side.

Committee of the Whole,  
March 28, 1968

The City Engineer then stated that the portion from Gottingen Street to Brunswick Street would be carried out in 1969 because there is a sewer to be installed in 1968. Gottingen Street to North Park Street would go in at such time as the rest of Chebucto Road widening is approved.

Alderman Matheson asked if there was any problems with elevations on Cogswell Street.

The City Engineer replied that there was but these could be overcome.

Alderman Ivany adamantly maintained that when the plans are being prepared and laid out these elevation problems should be surmounted at that time, and grades should be established.

Staff was directed to prepare a report on the facts of the grade problem for submission to Committee and City Council.

The City Engineer advised that the streets in the area had not yet been approved but would be shown at the Council meeting later that evening for Council consideration. The grade problem is between the Swimming Pool and the finished street.

Alderman Matheson questioned why there was a problem with a new building that was not even finished and the street.

Alderman Fitzgerald asked if, when an outside Commission plans projects within the City, does that Commission's architect consult with the City staff with respect to street grades and other relevant matters when preparing such plans, and if, in this instance, this had been done, to which he was advised in the affirmative.

After some discussion it was agreed to defer consideration of this item until the Council meeting later this evening when plans would be submitted of this area.

Committee of the Whole,  
March 28, 1968

Morris Street - Queen Street to 250' east - \$15,000. - approved  
North Pk. St. - Cogswell St. to Agricola  
(E.R/W) - \$65,000. - deleted  
Cogswell St. - at North Pk. (N/E corner) - \$147,000. - deleted

Alderman Fitzgerald referred to Almon Street between Connaught Avenue and George Dauphinee Avenue and Peter Lowe Avenue where the streets are completely deteriorated, and thought repairs should be made at this location in view of the heavy traffic load. He asked if it would be feasible to pave these streets in 1968.

Mr. West advised that this matter could be investigated, and pointed out that these streets were in the budget a few years ago, but when the traffic routing changed to cut down on traffic travelling through the Westmount, this was deleted, but now in view of the deterioration of the streets it might be wise to pave them now.

MOVED by Alderman Fitzgerald, seconded by Alderman Meagher that the Director of Works look into this matter and any other streets, and report to the Committee on Works. Motion passed.

Alderman Matheson thought this was one matter that Council should not have to decide on what streets should be repaired this year or next, and that Staff should be appraising all the streets all the time and decide which should be given priority.

Alderman Moir referred to Jubilee Road between Summer and Robie Streets which was included in the budget for repaving and he suggested that since construction of the new Lane Memorial

Special Council,  
Committee of the Whole,  
March 28, 1968

Hospital would soon be commencing, that a patching job on the streets would be sufficient.

Mr. West replied that in view of the fact that construction will be commencing soon on the Hospital, it would be wise to defer the paving and that a patching job would be adequate.

His Worship the Mayor suggested including an extra \$200,000.00 or \$300,000.00 in the budget to provide for unforeseen projects.

It was agreed to defer finalization of the capital budget until the evening meeting when the Downtown Parking Garage, and the Widening of Cogswell Street will be discussed.

5:00 p.m. Alderman Matheson retires.

It was agreed to recommend to Council the 1968 capital budget, as recommended by the City Manager and as amended, and that a decision on the Downtown Parking Garage, and the Widening of Cogswell Street be made at Council this evening.

5:05 p.m. Council reconvened, the following members being present:

His Worship the Mayor, Chairman; Aldermen Abbott, Ivany, H. W. Butler, Fitzgerald, Moir, Ahern, Meagher and Sullivan.

#### REVOCATIONS

MOVED by Alderman Sullivan, seconded by Alderman Fitzgerald that, as recommended by the Committee of the Whole Council, application be made to the Minister of Municipal Affairs to revoke borrowings and borrowing balances amounting to \$1,040,639.76. Motion passed.

Special Council,  
March 28, 1968

TOURIST BUREAU SITE

MOVED by Alderman Meagher, seconded by Alderman Fitzgerald that, as recommended by the Committee of the Whole Council, the Visitors and Convention Committee consider the Fire Alarm Building and a house on Brunswick Street as headquarters for the Tourist Bureau. Motion passed.

CAPITAL BUDGET

MOVED by Alderman Moir, seconded by Alderman Meagher that, as recommended by the Committee of the Whole Council, the 1968 Capital Budget suggested by the City Manager and as amended, be approved and that the following items be considered at a later meeting of Council:-

1. Downtown Parking Garage
2. Widening of Cogswell Street

Motion passed.

RAILINGS AT BAYERS ROAD AND MUMFORD ROAD BRIDGES

MOVED by Alderman Sullivan, seconded by Alderman Ahern that, as recommended by the Committee of the Whole Council, railings be erected at the Bayers Road Bridge and on the Mumford Road Bridge and that the necessary funds be provided.

Motion passed.

5:10 p.m. Meeting adjourned.

HEADLINES

1968 Capital Budget - Letter of Transmittal	263
Budget Schedule	3
Proposed Revocations	4
Tourist Bureau	9
Resolution - Revocations	264
- Tourist Bureau Site	265
- Capital Budget	265
- Railings at Bayers Rd. & Mumford Rd. Bridges	265

ALLAN O'BRIEN,  
MAYOR AND CHAIRMAN.

R. H. STODDARD,  
CITY CLERK.

ORDER OF BUSINESS

CITY COUNCIL

MARCH 28, 1968

8:00 p.m.

1. Lord's Prayer
2. Roll Call
3. Minutes: February 27, March 11 and 14, 1968
4. Approval of Order of Business, Additions & Deletions
5. Deferred Items:
  - (a) Tenders - Towing Privileges
6. Motions of Reconsideration: NONE
7. Motions of Rescission: NONE
8. Public Hearings & Hearings: NONE
9. Petitions & Delegations
10. Report - Finance and Executive Committee:
  - (a) Possible Acquisition - No. 3 Proctor Street
  - (b) Possible Acquisition - No. 246-248 Upper Water Street
  - (c) Possible Acquisition - No. 5216-18 Cornwallis Street
  - (d) Civic Holiday - Easter Monday
  - (e) Renewal - Band Concert Agreement
  - (f) Applications for Tag Days, Door-to-door Canvasses, etc.
  - (g) Regional Highway Transportation Study
  - (h) Resolutions to Mayors' Conference
  - (i) Proclamation Part XIII, 1963 City Charter and Repeal of Sections, 1931 Charter, Necessary for Introduction of New Building and Electrical Codes
  - (j) Leasing of Office Space from Maritime Auto Supply Company Limited
11. Report - Committee on Works:
  - (a) Tenders for Bulbs
  - (b) Demolition of Buildings
12. Report - Safety Committee:
  - (a) Tender - Three-quarter Length Nylon Jackets - Police Department
13. Report - Public Health & Welfare Committee:
  - (a) Nursing Service Regional Vocational School
  - (b) Adoption of National Building Code, Part 7 - Plumbing
14. Report - Committee of the Whole Council, Boards & Commissions:
  - (a) Amendments to Ordinance No. 55 - "Tag Days", etc. - Second Reading  
DEFER

15. Report - Town Planning Board:

- (a) Modification of Lot Area - 3466-3468 Claremont Street
- (b) Rezoning C-1 to C-2 - 5990 Spring Garden Road
- (c) Alteration to a Subdivision - Gorsebrook Avenue and Tower Road
- (d) Modification of Front and Side Yards - 3413 Gottingen Street
- (e) Modification of Front and Side Yards, Lot Frontage, Lot Coverage and Lot Area - 6268 Shirley Street
- (f) Alteration to a Subdivision - 6184 and 6196 Jubilee Road
- (g) Board of Appeals - Regional Planning Commission

16. Motions: NONE

17. Miscellaneous Business:

- (a) Accounts over \$1000
- (b) Report - Housing Committee
- (c) 1968 Legislation
- (d) Administrative Order No. 6, "GRANTS" - Second Reading
- (e) Celebration - "Halifax Natal Day" - July 24, 1968
- (f) Appeal - Against Granting of an Occupancy Permit for a Taxi Dispatching Office at No. 3292 Isleville Street
- (g) Lord's Day Permit
- (h) Appointment - Council Representative to Welfare Council
- (i) Report - Cogswell Street Interchange - N.S. Light & Power Co. Ltd.
- (j) Report - Museum of Science

18. QUESTIONS

19. Notice of Motion

20. Added Items

- a. Resolutions & Delegations
- b. Written Resolutions & Resolutions: NONE
- c. Motions of Resolutions: NONE
- d. Motions of Resolutions: NONE
- e. Delegations - Delegated Resolutions
- f. Delegated Items:

8:00 P.M.

MARCH 28, 1968

CITY COUNCIL

ORDER OF BUSINESS



CITY COUNCIL  
MINUTES

Council Chamber,  
City Hall,  
Halifax, Nova Scotia.  
March 28, 1968  
8:00 p.m.

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

DEFERRED ITEMS

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

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

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

MINUTES

Minutes of the meetings of Council held on February 27, March 11 and 14, 1968 were approved on motion of Alderman Ahern, seconded by Alderman Connolly.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

The Order of Business, as prepared by the City Clerk, was submitted for approval.

At the request of the City Clerk, Council agreed to add the following items to the Order of Business.

- 20(a) Property Acquisition - 2099 Upper Water Street.
- (b) Historic Buildings - Brunswick Street.
- (c) Capital Budget.
- (d) Letter - Civic Employees Unions' Local 143.

At the request of Alderman Black, it was agreed to

Council,  
March 28, 1968

to move Item 17(i) up on the Order of Business to become Item 5(b).

MOVED by Alderman Fitzgerald, seconded by Alderman H. W. Butler that the Order of Business, as amended, be approved. Motion passed.

DEFERRED ITEMS

Tenders - Towing Privileges

Consideration of the report of the Safety Committee respecting Tenders - Towing Privileges had been deferred at the meeting of City Council held on March 14, 1968 pending advice from the City Solicitor as to whether or not the City can legally accept the tender of Y Towing Service Limited, tenders having not been opened in the Council Chamber in accordance with the advertised procedure.

The City Solicitor reported verbally that, in answer to the question as to whether or not there are any legal implications arising from the fact that the tender for towing services was opened in the City Manager's Office rather than in the Council Chamber which would preclude Council from accepting that tender, his answer is: "No!"

MOVED by Alderman A. M. Butler, seconded by Alderman Meagher that, as recommended by the Safety Committee, the tender of Y Towing Services Limited be accepted as follows:

<u>TENDERER</u>	<u>STORAGE PER DAY</u>	<u>TOWING WITH CRANE</u>	<u>TOWING</u>
Y Towing Service Ltd. Halifax, N.S.	\$ .50 per vehicle	\$6.00 per vehicle	\$2.00 per vehicle

Motion passed with Aldermen Black and Ivany voting against.

Council,  
March 28, 1968

The City Solicitor has examined the report and found it correct.  
Report - Cogswell Street Interchange - N.S. Light & Power Co.  
Limited

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The following report dated March 28, 1968 was submitted from Staff:

"City Staff have been negotiating with Nova Scotia Light and Power Company Limited for relocation of that portion of their plant affected by construction of the Cogswell Street Interchange. In general, the plant affected is an underground 23,000 k.v.a. line, the main trolley coach feeder, and primary and secondary circuits.

Halifax Developments Limited, under our agreement, was responsible for making such arrangements as were necessary with Nova Scotia Light and Power Company within the project area. Halifax Developments Limited was specifically excluded from responsibility for construction of the Cogswell Street Interchange and, therefore, the services associated with it. The problem of relocating the Light and Power Company lines within the Interchange area is, therefore, a problem which must be resolved between the Nova Scotia Light and Power Company and the City on behalf of the Partnership.

Nova Scotia Light and Power Company Limited have prepared a relocation plan for their services. This involves construction of a temporary overhead line from Prince Street to Cornwallis Street via Brunswick Street. As part of this overall relocation programme, the City included in the Dineen Tender construction a new underground conduit to permit permanent relocation of the underground lines which would be carried on the temporary line during the construction period. The tendered price for this underground conduit is \$24,000.

The estimated cost of removing the existing plant, temporarily rerouting facilities, and completing the permanent relocation is \$238,000. This includes the \$24,000 for conduit contained in the Dineen Tender. Much of the discussion which has taken place between Staff and the Light and Power Company representatives involves the question of who is responsible for these costs

The Light and Power Company have taken the view that the Partnership should bear all or the greater portion of the costs. There are certain precedents for this within the City, notably the Bicentennial Entrance and Chebucto Road widening. However, on relocations involving relatively small expenditures within the City the Company has always undertaken the work when requested to do so by the City at no cost to the City. In addition, the Company has not cited any instances outside of the City of Halifax where it has asked a municipality to share in the costs of relocations of its plant.

Council,  
March 28, 1968

The City Solicitor has examined the problem from a legal point of view. It is the contention that there is no legal reason why the City on behalf of the Partnership should participate in the cost of relocation of this plant. The existing plant occupies City property on a simple licensing arrangement with no conditions attached. Legally, it appears that the City can order the existing plant to be removed and can permit relocation in a manner satisfactory to it. City Staff, therefore, contended that it had no authority to negotiate for payment of any or all of the costs associated with relocation.

City Staff agreed to the plan of relocation prepared by the Light and Power Company. On February 21, 1968, a permit was issued for construction of the temporary line from Prince Street to Cornwallis Street and work on construction of the line commenced shortly thereafter. On March 12, 1968, the Light and Power Company wrote the City Council requesting permission to erect the same pole lines which had been authorized by the temporary permit. A copy of the letter and the request was considered by City Council at its deferred meeting of March 19, 1968. For the information of Council, a copy of the request is attached.

The only difference between the request which resulted in the issuance of the first permit and the request for a second permit relates to the matter of time. The first permit was for a temporary pole line. The present request is that if this line is ordered removed by or on behalf of the City at any time during a period of 29 years, the City will pay the full costs of such relocation or removal.

The effect of issuing a permit on the basis of this request would be that the City on behalf of the Partnership would accept responsibility for the cost of removing the temporary line. It would, therefore, create an agreement by which the City accepts a financial responsibility which does not now appear to exist.

The City Solicitor has examined the request of March 12, 1968 and advises that the condition requiring reimbursement for relocation in the 29 year period is contrary to Ordinance 7A. Unless the ordinance is amended, the City cannot, therefore, accede to the Company's request. The only type of permit which could be issued is the type of permit which has already been given to the Company.

There are two immediate problems facing the parties involved. These are:

1. The necessity of proceeding immediately with relocation.

Nova Scotia Light and Power Company Limited has ceased work on the relocation of its plant.