

Council,
July 11, 1968

Mr. George Piercey, solicitor for the applicant, outlined the proposal for members of Council and urged favourable consideration of the application.

Considerable discussion ensued with respect to the advisability of holding a public hearing into the matter.

In reply to a question, the City Solicitor advised that the holding of a public hearing is within the discretion of Council. He felt that if one person objects and for this reason Council is going to hold a public hearing, it is not the purpose of the Charter provisions. He was of the opinion that a public hearing was for subdivisions of much greater magnitude involving greater numbers of people being affected.

The motion was then put and passed, with Alderman Black abstaining.

Surveyor's Plans Re: Modification of the Zoning By-law

MOVED by Alderman Matheson, seconded by Alderman Black that, as recommended by the Town Planning Board, the following policy be adopted by City Council to replace the existing one which automatically requires all applications for modifications to be accompanied by a Provincial Land Surveyor's plan:

1. Applications for extension to a non-conforming use must be accompanied by a plot plan showing appropriate information to be prepared by a Provincial Land Surveyor.
2. Applications for modifications of one and two-family dwellings or conversions from a single family dwelling to a duplex be accompanied by a plot plan showing appropriate information on a standard sheet at reasonable scale. Staff will then determine whether or not a Provincial Surveyor's plan is required. The applicant may appeal Staff's determination to Town Planning Board, who shall make the final decision.

Motion passed.

Council,
July 11, 1968

Modification of Front Yard, Side Yard, Lot Frontage and Area Requirements to Legalize a Duplex Dwelling - 6490 London Street

The report of the Board reads as follows:

"It is recommended that the application for modification of front yard, side yard, lot frontage and lot area requirements at 6490 London Street, as shown on Drawing No. P200/2447, to legalize the existing duplex dwelling be refused."

Alderman Ivany advised Council that some further information with respect to this item has come to light and he asked Council to refer the application back to the Town Planning Board for further consideration.

Council agreed to the request.

Alteration to a Subdivision - 2675-2685 Windsor Street

MOVED by Alderman Fitzgerald, seconded by Alderman Ivany that, as recommended by the Town Planning Board, the application for an alteration to a subdivision of properties located at 2675-2685 Windsor Street, as shown on Drawing Nos. P200/2274 - 00-10-17055, be approved and that a public hearing be waived. Motion passed.

Dutch Village Road Widening - Howe Avenue to Bayers Road

The Town Planning Board had for consideration three schemes for the widening of Dutch Village Road from Bayers Road at Howe Avenue to Alma Crescent at Howe Avenue, Plans No. TT-8-17340 (a), (b) and (c).

MOVED by Alderman Fitzgerald, seconded by Alderman H. W. Butler that, as recommended by the Town Planning Board, permission be granted for Staff to negotiate, with the Department of Highways of the Province of Nova Scotia, an agreement to one of the widening plans, prepare an estimate of the cost

Council,
July 11, 1968

of the widening and discuss the possibility of cost-sharing with the Province. Motion passed.

MISCELLANEOUS BUSINESS

Accounts Over \$5,000.00

MOVED by Alderman Abbott, seconded by Alderman Connolly that the City Manager be authorized to pay the following accounts over \$5,000.00:

<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Francis Hankin & Co. Ltd.	Rebuilding furnaces at Incinerator	\$5,890.00
A. D. Margison & Associates Ltd.	Cogswell Street Interchange	8,484.10
Royal Print & Litho Ltd.	Historic Halifax Tourist Folders	7,458.53
		<u>\$ 21,832.63</u>

Motion passed.

Lord's Day Permits

Applications for permits to operate businesses on the Lord's Day were submitted from the following persons:

Helen Catherine Gerrior
1797 Brunswick Street Grocery Store

Michael Kharma
2274 Gottingen Street Grocery Store

Venita Gruetzback
5539 Falkland Street Grocery Store

MOVED by Alderman Connolly, seconded by Alderman Ahern that permits to operate businesses on the Lord's Day be granted to the above named persons. Motion passed.

Council,
July 11, 1968

Report - Housing Committee

Alderman Matheson referred to the formal "Urban Renewal Scheme Application" dated July 5, 1968, prepared by Project Planning Associates Limited, copies of which have been distributed to all members of Council and he advised that the Housing Committee studied the report at its meeting. He indicated that the form of the application has been approved by the local office of Central Mortgage and Housing Corporation and a few amendments were suggested at a meeting of City Staff, the Nova Scotia Housing Commission and Project Planning Associates. He further advised that the cost of the study is \$45,000.00, of which the City will pay one-quarter.

It was then MOVED by Alderman Matheson, seconded by Alderman Ahern that, as recommended by the Housing Committee, the Urban Renewal Scheme Application, dated July 5, 1968, prepared by Project Planning Associates Limited be approved by City Council with the following amendments:

1. Page 2, Last Paragraph, First sentence to read:

"Consequently, the objective of the proposed urban renewal scheme should be to determine how the quality of Kline Heights as a residential area can be improved."

2. Page 3, First Paragraph, Add the following sentence:

"The primary objective of the scheme is to provide decent and safe housing in the Kline Heights area that people who wish to remain can afford."

3. Page 3, Section No. 4 Title to read:

4. METHOD OF SCHEME PREPARATION

Council,
July 11, 1968

4. Page 6, Third Paragraph amended to read:

"The Survey and Analysis will assess the causes, degree, location and nature of existing blight and blighting influences, recommend means of ameliorating the causes of blight and will also become the basis for the determination of future land-use needs and standards for the Scheme Area."

5. Page 8, Section xv), Add the following sentence:

"Consideration will be given to the employment of a Community Liaison Officer."

6. Page 11, Section 7, Meeting No. 1, Last sentence to read:

"At this time a separate public meeting with the area's residents will be held to discuss the Scheme Study and to discuss the resident's views and problems."

7. Page 12, Section entitled "Extra Meeting" to read:

"The Consultants will attend a public meeting to outline a draft of the urban renewal recommendations to residents of the Scheme Area."

8. Page 12, After meeting No. 5, Insert the following section:

"Other Meetings

Other meetings with the residents and/or the Citizens Advisory Committee, elected by the people of Kline Heights, will be held as required."

Alderman Ivany pointed out that this Study is expected to recommend a long-range solution to the water and sewer problems of Kline Heights but will not resolve the immediate problem. He asked the City Manager how the temporary study is proceeding.

The City Manager advised that he had received information today from the County Health Board with respect to the results of the tests of the wells in the Kline Heights area

Council,
July 11, 1968

and he informed Council that of the 159 wells tested, 56 were Grade A (35%), 21, Grade B (13%), and 82 Grade C (52%). He said that the next step is to plot the information on a map and send it to the Public Service Commission for a recommendation or recommendations as to how temporary facilities can be put into the area. He indicated that the Public Service Commission has advised that consideration of the matter will take approximately one month.

Alderman Moir asked if the citizens were informed about the well tests.

The City Manager advised that he would presume that the County Health Board would notify the residents.

After further discussion, the motion was put and passed.

Letter - Alderman A. M. Butler Re: Resignation as Secretary-Treasurer on Executive Committee - Canada Games Society

A report was submitted from Alderman A. M. Butler dated July 3, 1968, outlining his reasons for resigning his position as Secretary-Treasurer of the Canada Games Society.

His Worship the Mayor felt that the matter should not have been on the Order of Business since it is just for the information of Council, and only matters that require a decision of Council should be included.

Alderman Black suggested that Council move on to the next item on the Order of Business.

His Worship the Mayor said that since the matter is before the Council, if anyone wishes to speak about something

Council,
July 11, 1968

which affects the Council he should do so.

MOVED by Alderman Ahern, seconded by Alderman Sullivan that the City Council ask the Summer Games Executive to retain the services of Alderman A. M. Butler.

His Worship the Mayor ruled the motion out of order since it was a decision of the Board of Directors of the Summer Games and not of the Council.

Alderman A. M. Butler, at this time, elaborated on his report to Council.

After considerable discussion with respect to the control of the finances of the Society by Price, Waterhouse and Company, His Worship the Mayor suggested that Alderman A. M. Butler discuss matters relating to the By-laws of the Society with the City Solicitor and the Solicitor for the Canada Games Society.

Resolution Re: Municipal Winter Works Incentive Program

A memorandum was submitted from the Executive Director of the Canadian Federation of Mayors and Municipalities dealing with a resolution relating to the continuation of the Municipal Winter Works Incentive Programme. The memorandum requested Council, if it adopts the resolution, to transmit it to the local Member of Parliament, the Minister of Manpower and Immigration and the Prime Minister of Canada.

MOVED by Alderman Moir, seconded by Alderman Abbott that City Council adopt the following resolution:

This Municipal Council states without ambiguity that: the Municipal Winter Works Incentive Programme is an important statute for the attainment of winter employ-

Council,
July 11, 1968

ment stability; it is also of paramount importance to the municipalities that contribute, through municipal winter works projects, to winter employment stability; the current federal contribution of some \$50 million per year to municipal employment stability projects cannot be discarded without undesirable consequences for municipal/provincial finance and taxation.

This Municipal Council therefore calls upon the Government of Canada to refer the matter of necessary and essential modifications to the MWWIP to the Committee for Housing, Public Works and Urban Affairs; that the said Committee commence public hearings on this at the earliest possible date with a view to formulating recommendations for a continuing winter works incentive programme of not less than five years - renewable - standing, beginning with the winter of 1968/69; further, that adequate notice be given of any change in the statute, well in advance of the end of each renewable five-year period, to enable the municipalities to adequately plan in accordance with any new provision of the statute.

Motion passed.

Appeal Against the Refusal of the Building Inspector to Issue an Occupancy Permit for a Pizza Take-out Shop - #5509 Normandy Drive

Alderman Connolly asked Council to defer this matter for two weeks and that the persons concerned be advised of the date of the meeting.

Council agreed to defer the matter until the next regular Council meeting.

Appointment - Delegates - Union of Nova Scotia Municipalities Conference - Sydney, Nova Scotia - August 25 to 28 inclusive.

The City Clerk advised that five voting delegates are requested to attend the Conference.

Alderman Black suggested that any Aldermen who plan to attend should indicate in a similar manner as for the Mayors' Federation Conference in Edmonton.

Council,
July 11, 1968

His Worship the Mayor asked any members of Council who would like to attend the Conference to let his Secretary know by 12:00 Noon next Wednesday, July 17, 1968.

Alderman H. W. Butler felt that since most members of Council are present, a decision should be made at this time.

In reply to a request from His Worship the Mayor, the following Aldermen indicated their wish to attend the Conference in Sydney:

Alderman Connolly
Alderman Ahern
Alderman Doyle

Alderman Matheson said he would advise the Mayor's Secretary if he would be able to attend by next Wednesday.

In reply to a question, His Worship the Mayor advised that he will be attending and presenting a report to the Conference.

It was agreed that the Aldermen who indicated their wish to attend the Conference should be voting delegates.

Resolution Re: Rebate on Gasoline Tax - Nova Scotia Light & Power Company Limited.

MOVED by Alderman Moir, seconded by Alderman Ahern that a rebate, in the amount of \$3,260.72, to Nova Scotia Light and Power Company Limited for the period April 1, 1968 to June 30, 1968, in accordance with the provisions of Section 15, Chapter 8 of the Acts of Nova Scotia, 1965, as it relates to the "Gasoline and Diesel Oil Tax Act," be approved. Motion passed.

Council,
July 11, 1968

Request - Alderman Ivany Re: Citizens "to paint up, fix up
and decorate" for Halifax Natal Day

MOVED by Alderman Ivany, seconded by Alderman Ahern that the citizens of Halifax be requested to co-operate with the City of Halifax by fixing up, painting and decorating where possible and in general making sure every action is taken to have clean and tidy properties for the Natal Day week and that the citizens of Halifax and Dartmouth be requested to turn out their lights at Firework time on Halifax Natal Day. Motion passed.

Partial Settlement - Expropriation Martell Property, Gottingen Street

A report was submitted from Staff relating to the compensation payable to the expropriated owner of the property at 2277 Gottingen Street.

MOVED by Alderman Black, seconded by Alderman Fitzgerald that Council authorize the payment to Mr. Raymond Martell of the sum of \$28,667.12, representing the award of the Appeal Division of the Supreme Court (including interest to July 15, 1968). Motion passed.

Report - Historic Buildings - Cogswell Street Interchange

A report was submitted from Staff relating to a proposed course of action with respect to the Historic Buildings on Water Street.

After a short discussion, it was MOVED by Alderman Moir, seconded by Alderman Fitzgerald that:

1. The James Simmonds property should be demolished to satisfy the requirements of the Court House Commission.

Council,
July 11, 1968

2. All of the Pickford and Black property should be demolished.
3. Demolition of the Joseph Simon building and the Collins Bank building should be limited to that portion of the fronts of the buildings required to permit construction of the sewers and roadways. This would mean that those portions of the buildings within the boundaries of the newly established eastern street line would be removed.
4. All other historic buildings in the area would remain pending the results of the study to be undertaken by the Federal Department of Northern Affairs.

The report pointed out that the proposal to demolish only approximately 10-12 feet of the Joseph Simon and the Collins Bank Building will involve some additional expenditure.

After further discussion, the motion was put and passed.

QUESTIONS

Question Alderman Ahern Re: Merging of all Major Committees of Council

Alderman Ahern asked His Worship the Mayor if he was in favour of seeking legislation that would enable all major committees of Council to be merged into the Committee of the Whole Council.

His Worship the Mayor said that it would be unnecessary to seek legislation for such purpose since it could be done by the use of the Committee Ordinance.

Question Alderman Doyle Re: Flashing Amber Light - Duffus and Gottingen Street

Alderman Connolly asked on behalf of Alderman Doyle if some thought could be given to having an amber flashing light at the intersection of Duffus and Gottingen Street after

Council,
July 11, 1968

midnight so that the large trucks proceeding west on Duffus Street would not have to change gear at the lights thus permitting the residents in the area to sleep.

His Worship the Mayor asked the Traffic Authority to look into the suggestion.

Question Alderman Fitzgerald Re: Dilapidated Buildings, Windsor Street between Seaforth and Summit Streets

Alderman Fitzgerald asked if anything further is being done with respect to the dilapidated buildings at the above location, since in his opinion they are now a fire trap and safety hazard.

His Worship the Mayor indicated that he had a request from the owner of the properties asking what type of development could be placed on the land in question, which request he referred to the Chief Planner. He advised that under the City Charter, the City Manager can order the buildings demolished if they are unsafe and he asked him to check the matter further to see what action can be taken to clean up the site regardless of any plans for redevelopment.

Question Alderman Sullivan Re: Old Car Bodies - Foot of North Street

Alderman Sullivan asked what action can be taken by the City to dispose of approximately 10 old car bodies on land at the foot of North Street, just east of the Swift property.

His Worship the Mayor suggested that the Building Inspector investigate the matter.

Council,
July 11, 1968

NOTICES OF MOTION

Notice of Motion Alderman Sullivan Re: Appointments to Port
of Halifax Commission

Alderman Sullivan gave notice that at the next regular meeting of City Council, he will move the following resolution:

WHEREAS the drop in cargo tonnage in the Halifax port is causing grave concern;

AND WHEREAS I have heard members of the Long-shoremen's Organization state they feel more effort could be made by City Council in promoting the Port;

THEREFORE BE IT RESOLVED that the Halifax Port Commission be assisted in promoting the Port of Halifax by adding or having appointed a representative from the Longshoremen's Union and Freight Handler's Association.

Notice of Motion Alderman Fitzgerald Re: Annexation Area

Alderman Fitzgerald gave notice that at the next regular meeting of City Council, he will move that the City of Halifax make application to the Board of Commissioners of Public Utilities to include, in the area to be annexed to the City of Halifax, the remainder of District 5, which contains a few houses.

ADDED ITEM

Soot Nuisance

Alderman Connolly referred to the soot fallout that occurred last week-end and to the discussions that he had with the City Manager with respect to the matter, and he was concerned that the City Manager had not called him when the report was known that the soot was not dangerous to the health of the citizens of the City. He advised that he had been informed of the report by a citizen who heard the news on the radio.

Council,
July 11, 1968

He was of the opinion that the City Manager should have called him and informed him of the results of the test personally. He then asked if any further report has been received from the chemist who is analyzing the soot and if there is any indication where the soot originated.

The City Manager advised that he is expecting the final report early next week. He further advised that the origination of the soot is not yet known.

Alderman Ahern commended the Works Department for their work in assisting in the cleaning up of the sidewalk programme, especially in Ward 5, and he commended the City Manager for his prompt and continuing investigation of the matter.

Street Patterns - Wanderers Grounds

At this time, the City Manager advised that he indicated, earlier in the meeting, that the street lines in the area of the Wanderers Grounds do not go through the Grounds. He said that this was a mistake and the City Engineer will display the street pattern plans to members of Council so that they will have a clear picture of the proposals.

The City Engineer displayed a plan showing the proposed street patterns and explained the action that has been taken by Council to date with respect to the site for the Museum of Science building.

After some discussion on the matter, the meeting adjourned at 11:20 p.m.

Council,
July 11, 1968

HEADLINES CONT'D.

HEADLINES

Amendment to Minutes	622
Tribute - Late William Doyle	622
Funeral - Late Mayor Russell Urquhart of Sydney	623
Approval of Order of Business, Additions & Deletions	623
Tribute - Late Andrew Mathews	623
Motion - Alderman Matheson Re: Election of Members to the School Board	624
Motion - Alderman Ivany re: Expropriation Procedure	628
Motion - Alderman Ahern Re: Changes in Road Patterns Affecting the Wanderers' Grounds	628
Motions of Reconsideration	629
Motions of Rescission	630
Public Hearing - Rezoning #6955-65 Mumford Road from R-1 Zone to R-3 Zone	630
Petitions and Delegations	633
Property Acquisition - #5226-30 Artz Street	634
Property Acquisition - #5218 Proctor Street, 235-240 Upper Water Street	634
Property Acquisition - #2026-30 Upper Water Street	634
Housing Authority Budget 1968	635
Final Certificates (1) Sewers - Scotia Square	635
(2) Sidewalk Construction	636
Paving Streets - Annexation Areas	636
Feasibility Study - Halifax Civic Hospital	636
Claim - City of Halifax vs Larry M. Latimer	637
Demolition Charge - 37 Maynard Street	637
Settlement of Claim - Sewer Damage - 1673 Fairfield Road	637
Cogswell Street Interchange - Paving	638
Suggested Changes to Relieve Aldermen of Routine Matters	638
Claim - Damage to Wheel Disc - Mr. E. L. Bain	640
Building Permit - Single Family Dwelling - Pine Hill Divinity College	640
Possible Disposal of the Littleford Asphalt Plant	641
Amendments - Ordinance #55 Re: Tag Days, etc. Second Reading	642
Amendments - Ordinance #116 Re: Taxis - Second Reading	643
Amendments - Ordinance #4 Re: City Electrician - Second Reading	643
Modification of Side Yard, Lot Frontage and Lot Area Requirements - 6188 North Street	644
Extension to a Non-conforming Building and Modification of Front and Side Yard Requirements - 5758 Inglis Street	645
Alteration to a Subdivision - 5648-5658 South Street	645
Surveyor's Plans Re: Modification of the Zoning By-law	646
Modification of Front Yard, Side Yard, Lot Frontage and Area Requirements to Legalize a Duplex Dwelling - 6490 London Street	647
Alteration to a Subdivision - 2675-2685 Windsor Street	647
Dutch Village Road Widening - Howe Avenue to Bayers Road	647

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

Council Chamber,
Council,
July 11, 1968

HEADLINES CONT'D.

Accounts Over \$5,000.00	648
Lord's Day Permits	648
Report - Housing Committee	649
Letter - Alderman A. M Butler Re: Resignation as Secretary-Treasurer on Executive Committee - Canada Games Society	651
Resolution Re: Municipal Winter Works Incentive Program	652
Appeal Against the Refusal of the Building Inspector to Issue an Occupancy Permit for a Pizza Take-out Shop - #5509 Normandy Drive	653
Appointment - Delegates - Union of Nova Scotia Municipal- ities Conference - Sydney, Nova Scotia - August 25 to 28 inclusive	653
Resolution Re: Rebate on Gasoline Tax - Nova Scotia Light & Power Company Limited	654
Request - Alderman Ivany Re: Citizens "to paint up, fix up and decorate" for Halifax Natal Day	655
Partial Settlement - Expropriation Martell Property, Gottingen Street	655
Report - Historic Buildings - Cogswell Street Interest change	655
Question - Alderman Ahern Re: Merging of all Major Committees of Council	656
Question - Alderman Doyle Re: Flashing Amber Light - Duffus and Gottingen Street	656
Question - Alderman Fitzgerald Re: Dilapidated Build- ings, Windsor Street between Seaforth and Summit Streets	657
Question - Alderman Sullivan Re: Old Car Bodies - Foot of North Street	657
Notice of Motion - Alderman Sullivan Re: Appointments to Port of Halifax Commission	658
Notice of Motion - Alderman Fitzgerald Re: Annexation Area	658
Soot Nuisance	658
Street Patterns - Wanderers Grounds	659

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD,
CITY CLERK

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

Council Chamber,
City Hall,
Halifax, N. S.,
July 12, 1968,
3:40 p.m.

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

Present were: His Worship the Mayor, Chairman; Aldermen Black, Abbott, Matheson, Meagher, Ahern, Connolly, Fitzgerald and H. W. Butler.

Also present: City Manager, City Solicitor, City Clerk, Chief of Police, Inspector McGrath, Committee Clerk and Messrs. M. Nunn, H. McInnes, R. N. Pugsley, lawyers representing the taxi industry.

The meeting was called specially to consider the following:

- a) Taxi Ordinance #116.
- b) Taxi Stands

3:43 p.m. Aldermen Ivany and Sullivan arrive.

Proposed Ordinance #116 was submitted from staff to which the following discussion ensued.

The City Solicitor suggested the following changes to the Ordinance be made:

1. Page 4, item 7(2)(b) - "is equipped with an engine of at least four cylinders".

The City Solicitor advised that this was to enable Volvo of Canada Limited to have their car used as a taxi, and they meet with all the requirements of Ordinance #116 with the exception of the above item.

It was agreed to change this item as indicated by the City Solicitor.

1. Page 9, Item 19 (1) and (2) add the following words at the end of each paragraph:

"such dress shall be in a neat, clean and tidy condition at all times".

It was agreed to the addition of the words indicated above to the end of each paragraph.

His Worship the Mayor then said that representations would be heard from the public before any further discussion by the Committee of the Whole.

Mr. R.W. Pugsley said he was appearing on behalf of Mr. P. Garety, a taxi owner and operator in the City, who had circulated the following petition which was signed by 155 taxi operators holding a total of 203 taxi licences in the City of Halifax:

"PETITION TO HIS WORSHIP THE MAYOR AND MEMBERS OF THE CITY COUNCIL OF HALIFAX.

The undersigned hereby direct to the City of Halifax the following request in connection with the amendment proposed relating to Ordinance 116 respecting the regulations of vehicles transporting passengers for hire:

- (1) the owner of any motor vehicle to be licensed under Ordinance 116 shall deposit with the Chief of Police, an automobile insurance policy providing Public Liability Insurance, Passenger Hazard Insurance and Property Damage Coverage in the amount of \$35,000.00.
- (2) no licence shall be issued under the proposed ordinance in respect of any motor vehicle for more than a seating capacity for six people including driver or less than five people including driver.
- (3) No licence shall be issued under the proposed ordinance in respect of any motor vehicle other than a standard body, four door sedan motor vehicle.

On being questioned about the meaning of Paragraph (2) Mr. Pugsley said the last part of the sentence should read "or less than five people plus driver".

Mr. Pugsley then referred to Section 7.(1) of the Ordinance, and said that his client wished consideration to be given to it reading "or which has a seating capacity for more than five passengers" instead of "eight passengers". He said the reason his client wished to have the maximum number of passengers reduced to five was that it was not possible to economically operate an 8-passenger taxi solely within the City limits - such taxis usually being reserved for more distant trips. He stated the standard five-passenger car, on the other hand, was rarely used for anything but trips within the City, and his client felt that to allow the larger cars to also operate within the City would offer unfair competition to the 5-passenger car operators.

Several Aldermen at this point stated they could not see the reason for Mr. Pugsley's concern over use of an 8-passenger car, and Mr. Pugsley said it meant additional competition to present operators of standard size vehicles, and most operators felt they had reached the point where any additional competition, no matter how small, might make the difference in their being able to make a living.

Alderman Abbott asked how many 8-passenger taxis were operating in the City at present and on being informed there was only one, stated he did not see how it could constitute a matter of concern to the taxi operators. Mr. Pugsley agreed that one such car would be of no concern, but stated that if the Ordinance is passed to allow for 8-passenger cars, there could well be a large increase in their number.

Mr. Pugsley also argued that with an increase in a longer type car being used, there would be a decrease in the number of taxis able to utilize the present open stands in the City at any one time.

Mr. H. McInnes next spoke, stating he was appearing on behalf of Yellow Cab Company, and said his client was surprised to learn of the present proposals for amendments to the Ordinance since it was their understanding that all its terms had been agreed upon.

Mr. McInnes said his client was particularly disturbed at the suggestion of reducing the maximum number of passengers allowed under Section 7(1), since they had already put in an order for 8-passenger cars. He stated in any event he could not see why there should be concern over the operation of 8-passenger taxis within the City, since such cars would generally be used in specialized service like weddings, funerals, etc., and felt furthermore that they served a particular need. He said economical reasons prevented any great number of them being in use, so that he doubted they would ever pose a serious threat to operators of standard five-passenger cars.

Mr. M. Nunn spoke next on behalf of a number of taxi operators, and said that the operators he represented had no strong feelings one way or the other on the use of 8-passenger cars. He pointed out, however, that any vehicle carrying more than seven persons would come under the Motor Carrier Act, which was probably the reason for the number of persons being

limited to 7, excluding driver, in the old Ordinance. He said the Motor Carrier Act presumed that anyone operating a commercial vehicle capable of transporting more than 7 passengers was entering the category of a small bus operator, and the taxi operators themselves felt that operators of these larger type cars could provide a delivery and pick-up service which would deprive them of the individual calls they get to perform such duties.

His Worship the Mayor asked if anyone else wished to be heard on this subject, and there being no replies he said the subject was now before the Committee of the Whole for consideration:

MOVED by Alderman Black, seconded by Alderman Abbott, that Section 7.(1) of Ordinance 116 be amended to read: "No licence shall be issued under this Ordinance in respect of any motor vehicle which is a public utility, as defined in the Public Utilities Act or in the regulations made thereunder, or which has a seating capacity for more than eight persons including the driver."

His Worship the Mayor asked the City Clerk if he had any petitions concerning amendment to the Ordinance, and the City Clerk replied there was none, other than the one already presented by Mr. Pugsley.

The Motion was then put and passed.

His Worship the Mayor requested the City Clerk to read the Petition which Mr. Pugsley had presented earlier in the meeting.

There was a short discussion on the matter of amount of compulsory insurance a taxi operator must carry, with some Aldermen questioning the hardship imposed on an operator by raising it to \$50,000. The City Solicitor stated that the increase from \$35,000. to \$50,000. would roughly mean an extra expense of around \$10. to \$15. a year.

His Worship the Mayor asked who had suggested the raise from \$35,000 to \$50,000, and the City Solicitor stated that when he had altered the Ordinance he had omitted the amount of insurance coverage, although he thought a figure of \$100,000. would be required to bring Halifax in line with taxi operators in other Canadian cities; but he said it was the Public Hearing of the Safety Committee which had decided on the amount of \$50,000.

MOVED by Alderman Black, seconded by Alderman Ivany, that Ordinance #116, as amended, be read and passed a second time. Motion passed with Alderman Ahern voting against.

TAXI STANDS

His Worship the Mayor stated the question for consideration was whether the City should adopt a new policy with respect to a system of open and closed taxi stands in the City. A recommended policy in this regard had been included in a report from the City Manager dated October 28, 1963, and read as follows:

"It is recommended that a revised system of taxi stands be established in the City providing for free open stands in areas of high demand and closed stands only in front of taxi offices and at an annual fee. The procedure could be as follows:

- "1. The Traffic Authority should cancel all existing stands effective one year from the date of a City taxi policy decision.
- "2. In the year prior to stand cancellation, the locations of a system of open stands to serve the public in areas of high demand should be worked out by the Traffic Authority in consultation with representatives of the taxi industry, other City officials, and other interested parties.
- "3. Prior to the cancellation of existing stands, taxi operators should submit requests for closed stands. These should only be allowed in association with taxi offices, with an annual fee of \$80.00 per car space being charged by the City. \$80.00 is approximately the annual amount being collected by the City of Halifax at the present time from one parking meter in an area of moderate demand. Closed stands might also be limited to a maximum of say four cab spaces and should not be located in areas of high demand in conflict with warranted open stands."

Chief of Police V. Mitchell said that there were a number of taxi stands in the City which presently operated under a gentleman's agreement between the taxi companies as to whose cars should occupy them, but that he recommended a policy which would include both open and closed stands.

At this point Alderman Matheson objected to a discussion on the matter, stating that it was not on the agenda for today. His Worship the Mayor replied that it was on the agenda, and asked the City Clerk to read the Notice of the meeting which stated it was called to discuss (a) Taxi Ordinance #116, and (b) Taxi Stands.

MOVED by Alderman Matheson, seconded by Alderman Ivany, that the meeting be adjourned. A vote was taken which resulted in the following:

For adjournment - Aldermen Abbott, Ivany, Matheson,
Meagher, Sullivan 5

Against adjournment - Aldermen Black, Ahern, Connolly,
Fitzgerald, H.W. Butler 5

His Worship the Mayor voted against the Motion and declared it lost.

Mr. Pugsley said his client Mr. P. Garety,, who had been operating taxis in the City for a number of years, was of the opinion there should be at least six open stands in the City. He said that all the companies he represented felt that the Traffic Authority should take the initiative in deciding where these stands should be located, and not wait for applications for stands from individual operators - which would tend to imply that the locations approved by the Traffic Authority would be for the sole use of the operator making the application.

Mr. McInnes said that the companies he represented felt that the taxi companies were in a better position to assess the best locations for the stands, and therefore would prefer that they work out a proposal which could be presented to the Traffic Authority for approval.

Alderman Black felt that the matter of selection should be left in the hands of the Traffic Authority, since he saw little likelihood of the taxi companies all agreeing on this subject.

Mr. Garety said he felt the existing stands should be left as they were at present, and there should be an additional six 3-car open stands provided in the busy downtown area on an experimental basis for one year.

His Worship the Mayor said that the City was probably approaching the time when it could not afford to give free curb-side parking in the downtown area for the exclusive use of one Company, unless on a closed-stand basis in which case the Company using the stand would be expected to compensate the City for the curb use.

Mr. Garety said he was willing to compensate the City in such a case, and felt that if this system went into effect it would eliminate the present form of "payola" for use of certain stands.

His Worship the Mayor expressed surprise at Mr. Garety's use of the word "payola" and asked who was receiving payment for use of a taxi stand. Mr. Garety mentioned as one instance the Lord Nelson Hotel stand, for which the Hotel received payment. His Worship the Mayor said that this was something which Council should investigate.

Alderman Matheson said he favoured the establishment of three or four open taxi stands in the downtown area on an experimental basis, and Alderman Fitzgerald said he went along with that idea, except he would prefer to leave the number of stands to be established to the discretion of the Traffic Authority.

MOVED by Alderman Matheson, seconded by Alderman Fitzgerald, that the Traffic Authority be requested to install a number of open taxi stands in the City on an experimental basis.

Alderman Abbott felt that some consideration should be given to the system used in Los Angeles, where direct-line

telephones were situated in every block and a taxi could be summoned in a matter of minutes.

Alderman Meagher objected to any stands being taken away from a Company which may have been supplying good service for a number of years.

Mr. Nunn said that the taxi companies he represented were very surprised to find the matter of taxi stands on the agenda for today. He said they felt this was the wrong place to discuss the question at the present time, but thought the matter should be discussed first by the taxi companies amongst themselves, after which they could meet with the City Solicitor and Traffic Authority to outline their recommendations, in much the same way that the Ordinance had been amended.

His Worship the Mayor suggested a re-wording of the Motion as follows, to which Aldermen Matheson and Fitzgerald were agreeable.

MOVED by Alderman Matheson, seconded by Alderman Fitzgerald, that the Committee approves the principle of a number of open taxi stands in the City to be chosen by the Traffic Authority.

Alderman Matheson said that the Motion made no direct recommendations and that the taxi companies were still free to present either oral or written submissions to the City Solicitor, the Traffic Authority, or anyone else they wanted to discuss the question with.

Alderman Abbott said that the Aldermen were entitled to a view on the subject, since it was one that concerned the citizens of the City.

The motion that the question be put was approved

on the following vote:

- For - Aldermen Abbott, Matheson, Meagher, Connolly,
Fitzgerald, H.W. Butler, Black 7
- Against - Aldermen Ivany, Ahern, Sullivan 3

The motion was then put and passed.

The meeting adjourned at 5:15 P.M.

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R.H. STODDARD,
CITY CLERK.

Record

Committee of the Whole,
July 25, 1968

COMMITTEE OF THE WHOLE COUNCIL
MINUTES

Council Chamber,
City Hall
Halifax, N.S.
July 25, 1968
7:40 p.m.

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

Present were: The Deputy Mayor, Chairman; Aldermen Abbott, Moir, Ivany, A.M. Butler, LeBlanc, Ahern, Connolly, Sullivan, Fitzgerald, and H.W. Butler.

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

The meeting was called to consider the recent recommendations from the Special Committee regarding development plan of City prison lands.

Alderman LeBlanc stated there were originally twelve proposals and that Staff, after careful analysis, had submitted to the Housing Committee and the Town Planning Board the names of four firms which they felt were qualified to carry out the work. He said a Special Committee had been formed to study all aspects of the matter, and in addition to the four recommendations of staff, two other firms were given consideration because it was felt their proposals were as good if not superior in some aspects to the four recommendations of staff.

Alderman LeBlanc said the terms of reference on which the choices had been made were the capability and reliability of the team to do the assignment in a reasonable time and at a reasonable cost. He then proceeded to outline a summary of the findings which the Committee had arrived at after studying all the proposals.

MOVED by Alderman LeBlanc that the firm of Project Planners be appointed to carry out the development of the City prison lands. There was no seconder for this Motion.

Alderman Ahern objected to the contract being awarded to an outside firm, and stated that the local firm of Consort Consultants Limited were one of the four recommendations of Staff.

MOVED by Alderman Ahern, seconded by Alderman Abbott that a contract for the project be awarded to Consort Consultants Limited.

Alderman LeBlanc said that the firm of Consort Consultants Limited were unable to give an estimate of the cost of carrying out work beyond Phase 1 of the project, and that their estimate for their Phase 1 was about \$27,000 as compared to \$5,000 for Project Planners.

Alderman Ivany stated that due to the wide variance in the prices quoted, he found it impossible to believe that all these firms were quoting on the same job, but felt there must be some misunderstanding amongst them as to what was involved. It was also pointed out that there was the fact to be considered that each developer probably had a different idea as to what constituted Phase 1 of the project, and that this would account for the wide differences in the costs quoted.

Mr. Grant, Development Officer, said that there would have to be an agreement between the City and whoever was chosen to do the work, which would fix the cost involved.

Committee of the Whole,
July 25, 1968

He said that Staff favoured the firm of Consort Consultants, but one difficulty with this firm was that they had stated they could not quote any prices until they had completed Phase 1 of the project.

Alderman Moir stated he felt that all negotiations at present should be for Phase 1 only of the project, in which case at the completion of Phase 1 the City would be free to either proceed negotiations with the developer chosen for Phase 1, or if they wished, negotiate with an entirely different firm to carry out the next step of the project.

Alderman Black arrives - 8.05 p.m.

Alderman A.M. Butler said he felt staff should present a precise recommendation as to which firm they felt could do the best job for the most reasonable price. He said that Council could not base their choice on the firm being a local one only, if they were also not the firm who could do the best job.

MOVED by Alderman A.M. Butler, seconded by Alderman Sullivan, that the matter be deferred pending a report from staff which would contain a specific recommendation that took into account capability of the firm and cost involved.

Alderman Fitzgerald stated that Staff had already given a specific recommendation in stating that four of the firms considered were capable of doing the job, and that the price involved was subject to negotiation.

The Motion to defer was put and lost, 2 voting
for the same, and 8 against:

For : Aldermen A.M. Butler and H.W. Butler..... 2
Against : Aldermen Abbott, Moir, Ivany, LeBlanc, Ahern,
Connolly, Sullivan, and Fitzgerald..... 8

Alderman LeBlanc said he objected to the view
that a local firm must be picked, since the Committee had not
been informed of this fact when they advertised in publications
throughout the United States; also, he said, the two outside
firms had not been told that Council wanted to negotiate
price.

MOVED by Alderman LeBlanc, seconded by
Alderman A.M. Butler that the motion be amended to award the
contract to Project Planners.

On the advice of the Assistant Solicitor the
amendment was ruled out of order since it was contrary to the
motion.

The City Manager felt that rather than accept
one firm of consultants, the most that should be done should
be to initiate negotiations, because of the fact that some firms
had not submitted firm prices.

MOVED by Alderman Ahern, seconded by Alderman
Abbott, that the firm of Consort Consultants Limited be
awarded the contract for the overall development of the City
Prison lands subject to satisfactory negotiations being
carried out as to agreement and price. Motion passed with
Alderman Black abstaining.

The meeting adjourned at 8:30 P.M.

N. P. MEAGHER
DEPUTY MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK.

ORDER OF BUSINESS

CITY COUNCIL

JULY 25, 1968

8:00 p.m.

1. Lord's Prayer
2. Roll Call 2(a) Presentation
3. Minutes: July 4 and 11, 1968
4. Approval of Order of Business, Additions & Deletions
5. Deferred Items:
 - (a) Motion - Alderman Ivany Re: Expropriation Procedure
 - (b) Housing Authority Budget 1968
6. Motions of Reconsideration: NONE
7. Motions of Rescission: NONE
8. Public Hearings & Hearings:
 - (a) Public Hearing - Rezoning of Land Southeast Corner of Walnut Street and Jubilee Road from R-2 Residential and C-1 Local Business Zones to R-3 Residential Hearing - Zone
 - (b) Appeal Against the Refusal of the Building Inspector to Issue an Occupancy Permit for a Pizza Take-out Shop - #5509 Normandy Drive
9. Petitions & Delegations
10. Report - Finance & Executive Committee:
 - (a) Property Acquisition - #5234 Gerrish Street
 - (b) Terms of Reference - Honorary Civic Historian
 - (c) Supplementary Appropriation - Section 316C City Charter - Recreation and Playgrounds Commission
 - (d) Sewage Treatment Study
 - (e) Booth at Atlantic Winter Fair
 - (f) Supplementary Appropriation - Section 316C City Charter - Annexation Requirements - Police Department
 - (g) Combining of Collective Bargaining Agreements
 - (h) Request - School Board Re: Landscaping Richmond School Yard - \$9,000.00
 - (i) Agreement Re: Stadium Facilities - City of Halifax and St. Mary's University
 - (j) Resolution - Town Council of Dominion Re: Amendment to Municipal Services Act
 - (k) Assessment Records on Computer
 - (l) Narrows Bridge Approaches
 - (m) Board of Commissioners of Public Utilities - Notice of Hearing - Kearney Lake Area
11. Report - Committee on Works:
 - (a) Tenders - Truck Chassis with Tilt Cabs

12. Report - Safety Committee: NONE
13. Report - Public Health & Welfare Committee:
 - (a) Administration of Social Assistance in the City of Halifax
14. Report - Committee of the Whole Council, Boards & Commissions:
 - (a) Amendments - Ordinance #55 Re: Tag Days, etc. -
SECOND READING - DEFER
 - (b) Amendments - Ordinance #116 Re: Taxis - SECOND READING
 - (c) Report Re: Development Proposals for the City Prison Lands
15. Report - Town Planning Board:
 - (a) Modification of Side Yard, Lot Frontage and Lot Area Requirements - 6168 North Street
 - (b) Modification of Lot Frontage and Area - 5868 Sebastian Street
 - (c) Extension to a Non-conforming Use - 5786 Kaye Street
 - (d) Location of Rockingham-Spryfield Arterial in the Fairview Area
 - (e) Stadium Plans - St. Mary's University
16. Motions:
 - (a) Motion - Alderman Sullivan Re: Appointments to Port of Halifax Commission
 - (b) Motion - Alderman Fitzgerald Re: Annexation Area
17. Miscellaneous Business:
 - (a) Accounts Over \$5,000.00
 - (b) Lord's Day Permits
 - (c) Report - Joint Meeting of Town Planning Board and Housing Committee Re: C.M.H.C. Assistance - Development Plan for the City Prison Lands
 - (d) Appeal Against the Refusal of the Building Inspector to Issue an Occupancy Permit for a Doctor's Office at 2024-26 Oxford Street
 - (e) Letter - H. R. Doane & Co. - Questions and Answers Re: Auditors' Report for the Year 1966
 - (f) Appointments - Board of Visitors - Basinview Home
 - (g) Report - Social Planning Committee
 - (h) Expropriations - Cogswell Street Interchange
18. QUESTIONS
19. Notice of Motion
20. Added Items