

Council,
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was submitted:

Mr. Brian L. Lohnes
5736 Victoria Road

Coffee House

MOVED by Alderman LeBlanc, seconded by Alderman Abbott, that the application of Mr. Brian L. Lohnes of 5736 Victoria Road to operate a Coffee House on the Lord's Day, be granted. Motion passed.

Report - Housing Committee:

The report of the Housing Committee reads as follows:

"The Housing Committee, at its meeting held on September 11, 1968, had for consideration a draft of the City's Brief to the Hellyer Task Force on Housing and Urban Development.

"The Committee examined the Brief thoroughly and discussed same with members of Staff.

"It is recommended that City Council endorse the Brief, as prepared by staff, and agree to submit the same to the Hellyer Task Force on Housing and Urban Development by September 15, 1968, as requested.

"It is also recommended that the Brief should be considered Strictly Confidential and marked not to be released until after the City's presentation to the Hellyer Task Force"

His Worship the Mayor submitted the following:

"Having reviewed the draft brief to the Hellyer Task Force, it is my considered view that additional subject matter should be covered.

"I would urge that final approval of the brief be delegated to a committee composed of the Mayor, the Chairman of the Housing Committee, the Chairman of the Social Planning Committee and the City Manager.

"This will permit a more comprehensive brief covering housing, land assembly, urban transportation and urban social problems. The City has a keen interest in developing Federal Government policy in all of these areas.

"If Council approves, Mr. Hellyer will be notified of a short delay in the written presentation."

Alderman Fitzgerald said that if the Housing Committee recommends City Council endorse the brief, he felt

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Council would probably go along with them, but he added that in view of the remarks made by His Worship the Mayor, Council members should be given copies of the brief before they are asked to vote on it. His Worship the Mayor directed the City Clerk to distribute copies to the Council members, but again repeated that the brief was to be regarded as Confidential, as it would be discourteous for any of it to be made public before its presentation to Mr. Hellyer.

Amongst other matters discussed, it was generally agreed that the brief should make reference to private development as well as public housing.

After further discussion it was agreed that the brief be referred to a Committee consisting of His Worship the Mayor, the Chairman of the Social Planning Committee, Alderman Fitzgerald, and the City Manager. It was suggested that this Committee consider the proposed amendments as outlined by His Worship the Mayor in time for the amended brief to be discussed at Council meeting on September 19th.

A discussion followed on present zoning by-laws and that such regulations as angular control and density were too rigid and thus preventing new building in the City. Alderman Meagher suggested a motion to the effect that these matters be referred to the Town Planning Board to consider at their next meeting, and His Worship the Mayor said that members of the Town Planning Board should review the minutes of the conference held a few months back on this issue, when the builders, mortgage people, and architects expressed their views.

Alderman Moir said he did not feel a motion was necessary to put this on the Town Planning Board agenda

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since the original motion from Council had called for the matter to be reviewed one year from that date. The City Manager confirmed that a review was presently being made by Staff and that a report should be ready by early next year.

Alderman Matheson said one item which he felt required immediate consideration was the acute shortage of accommodation for students. He said that due to lack of living quarters, hundreds of young people were forced to attend colleges and universities elsewhere. It was agreed that the matter of living quarters for students should be placed before the Housing Committee for consideration.

The Port of Halifax Commission and The Halifax Industrial Development Commission Re: Shipbuilding Industry

MOVED by Alderman Sullivan, seconded by Alderman Fitzgerald, that Council emphasize to the Government of Canada the following:

1. The importance of the ship building industry in the economic base of Nova Scotia, and particularly of the City of Halifax; and also that the continued existence of vigorous and up-to-date and well dispersed yards could be a critical factor in times of national emergency; and that the Government of Canada should give due weight to these factors, and, particularly in view of the industrially lagging economy of Nova Scotia, use all reasonable discretion to award such contracts where the benefits will do the most good in terms of maintaining a uniformly high level of industrial activity across the nation.
2. The economic and other benefits that would accrue to all Canadians if the Government would create an economic climate favourable to the growth of a substantial Canadian merchant fleet. Such benefits would include career and employment opportunities for Canadians in their own merchant marine; they would include a huge saving in foreign exchange, and a consequent improvement in the Canadian balance of external payments; they would include eliminating the present complete domination of our deep-sea trades by foreign shipping interests, and would provide a merchant fleet responsive to specific Canadian needs and policies in both peace and war and, with appropriate economic measures, would provide a national market for the products of our ship-building and ship-repairing industry.

Motion passed.

QUESTIONS

Question - Alderman Ahern Re: Meeting of Council to discuss the Board of Commissioners of Public Utilities' decision regarding number of elected Aldermen in new Council

Alderman Ahern asked His Worship the Mayor when a meeting of Council would be called to discuss the decision of the Board of Commissioners of Public Utilities that the next Council would consist of only ten Alderman.

His Worship the Mayor replied that the meeting held two weeks previously had covered the matter.

Question - Alderman Moir Re: Explanation of Procedure Required to incorporate changes in the electoral lists

Alderman Moir asked if the City Clerk, in his position as Revising Officer for the electoral lists, would supply the Aldermen with a reasonably simple and concise explanation of the procedure required to change the electoral lists. He said that in looking at the lists, which were the ones used for the last Federal election, he noticed a great many changes: Ward 2 for example, he said, where a number of persons presently residing were living elsewhere at the time the Federal lists were compiled, and vice-versa; also, he added, cases of persons, particularly students, who were enumerated in their home constituencies since they had left Halifax by the time the election was held, but who were actually residents of Halifax as defined by the City. Alderman Moir said he wanted to know how these people could be added to the lists.

The City Clerk advised he would supply the Aldermen with the necessary information.

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Question - Alderman LeBlanc Re: Synchronization of Traffic Lights

Alderman LeBlanc asked why the traffic lights in the City of Halifax (especially on Quinpool Road) were not synchronized, and he wanted to know if this matter was receiving high priority.

The Traffic Analyst replied that synchronization of traffic lights on a street was only effective where you have blocks laid out in a uniform manner, which was not the case with most streets in Halifax. He said where it was feasible traffic lights were already synchronized.

Question - Alderman Sullivan Re: Installation of traffic lights at intersection of Lady Hammond Road and Robie Streets

Alderman Sullivan asked if the pedestrian count which was to be carried out at the intersection of Lady Hammond Road and Robie Street was completed.

The City Manager replied that the count had been carried out, and as a result staff would shortly be calling for tenders for the installation of traffic lights at this intersection.

Question - Alderman Ahern Re: use of Flashing Red Lights

Alderman Ahern asked what was expected of a motorist when he came upon flashing red lights at an intersection.

The Chief of Police replied that flashing red lights at an intersection were equivalent to a Stop sign.

Question - Alderman Ivany Re: Number of Architects on City Staff

Alderman Ivany asked if there was an architect at present on City staff. He said that what he had in mind was the school construction which would be going on in the near future, especially in the annexed areas, and the advisability of plans going through a City architect.

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The City Manager replied that there was presently one architect on City staff, and that two more were to be employed. However, he said, plans for new school buildings are not processed through City staff. His Worship the Mayor said that this was a matter that would have to be taken up by the members of the School Board.

Question - Alderman Ivany Re: Master Development Plan

Alderman Ivany said the City Manager had stated there would be a zoning by-law review completed during the first part of the new year, and he asked if along with that would a master development plan be available.

Mr. Lubka said that there had been delays in preparing a master development plan, due in some part to additional demands on staff because of annexation, but it was expected there would be available by late October a general policy plan for the City, and some ideas formulated for the County areas.

Question - Alderman Connolly Re: Differences in appraisals on the Business Disturbance Claim of Felice's Barber Shop.

Alderman Connolly asked for an explanation of the difference in figures quoted by two firms on business disturbance claim of Felice's Barber Shop, as well as the fees paid the firms in question, as outlined in Staff report of September 12, 1968.

The City Manager replied that the larger fee paid to Mr. Arthur Speed covered a larger amount of work than that done by the other appraiser, as it included an appraisal of the property. As regarded the reliability of any appraisals, due to the difference of opinions of the appraisers themselves, he pointed out that the information received from them in a

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business disturbance claim was only used as guide lines, and that it was up to the two parties involved to negotiate. He said, however, that staff felt it was necessary to have the views of appraisors in these matters.

Question - Alderman A.M. Butler Re: Settlement of Judgment by Province

Alderman Butler repeated a question he had asked at previous Council meetings, as to whether the Province had ever settled the judgment in the Vaughan versus City of Halifax case.

The City Manager replied in the negative, stating that the Finance Department was following the matter up.

Question - Alderman Matheson Re: Request from School Board for Incinerators

Alderman Matheson said that in view of what the newspapers reported, it would appear the City would soon be receiving a request from the School Board for an expenditure for incinerators. He said that in view of the fact that the City would have to consider enacting rigid pollution controls, it should set a good example, and it might be that the additional outlets created by school incinerators would be undesirable. He felt, therefore, that Staff should study the matter now so they will be prepared to answer the School Board if and when such requests are made.

9:50 P.M. - His Worship the Mayor retired, and Deputy Mayor Meagher assumed the Chair.

NOTICE OF MOTION

Notice of Motion - Alderman Abbott - Amendment to Ordinance Number 119, Respecting the Levying and Collection of Poll Tax

Alderman Abbott gave notice that, at the next regular meeting of Council to be held on September 26, 1968, he would move or cause to be moved an amendment to Ordinance #119,

Respecting the Levying and Collection of Poll Tax, to provide for a rebate of a portion of the poll tax paid by a person if he acquires real property during the year for which the poll tax is paid.

Notice of Motion - Alderman Connolly - Amendment to the Anti-noise Ordinance

Alderman Connolly gave notice that, at the next regular meeting of Council to be held on September 26th, 1968 he would move or cause to be moved an amendment to the Anti-noise Ordinance, in respect to the noise created by the bells and whistles of trains at level crossings in the City of Halifax, Nova Scotia. He said this has been a source of complaint for many of the residents of Ward Seven for many years and with annexation will become a great concern of Council.

ADDED ITEMS

Asphalt Paving - Annexed Areas

A report was submitted from Staff as follows:

"City Council, on April 11th, May 16th, and June 28th, agreed to pay in 1969 the County's share of the cost of paving certain streets in the annexation area. The County now requests addition of a further \$716.94, representing its share of the cost of paving 235 feet on Brook Street. Acceptance of this charge would bring the total amount which the County has requested the City to absorb to \$46,446.94.

"Council is respectfully requested to indicate whether the City will accept this additional amount of \$716.94, payable in 1969."

MOVED by Alderman A.M. Butler, seconded by Alderman Fitzgerald, that the City approve of the pavement of 235 feet on Brook Street in the County of Halifax at a cost of \$716.94, the County's share, bringing the total amount which the County has requested the City to absorb to \$46,446.94. Motion passed.

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Report - Halifax Negro Employment Interim Committee

The Final Report of the Halifax Negro Employment Interim Committee, dated September 11, 1968 was tabled and referred to the Social Planning Committee.

Trailer Homes

Alderman Ivany recommended that in certain cases consideration should be given to using trailer homes for families whose dwellings were considered extremely bad and where suitable alternate accommodations were not available. He said he had contacted a trailer operator and had asked him to submit to the City some projection on costs involved.

MOVED by Alderman Ivany, seconded by Alderman Moir, that the matter of the possible use of trailer homes in emergency cases be referred to the Housing Committee for consideration. Motion passed.

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HEADLINES (Cont'd)

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above date.

After the meeting, ALLAN O'BRIEN
MAYOR AND CHAIRMAN
members of Council attending, led by the City Clerk, joined in
reciting the Lord's Prayer.

N.P. MEAGHER
DEPUTY MAYOR AND CHAIRMAN

R.H. STODDARD
CITY CLERK

Present: His Worship the Mayor, Aldermen and
R.H. Stoddard, R. Abbott, Moir, Ivany, Wetheron, A.W. Butler,
Meagher, LeBlanc, Ahern, Doyle, Sullivan, Fitzgerald, and
H.W. Butler.

Also present: City Manager, City Solicitor,
City Clerk and Committee Clerk.

The City Clerk advised the meeting was called
especially to consider the following:

- (1) Report - Transit Committee.
- (2) Notice - Nova Scotia Light and Power Company Limited -
Termination of Agreement, dated Oct. 1, 1967 between the
City of Halifax and the Company Re: Transit System.
- (3) Use of the Committee of the Whole Council.
- (4) Composition of the Committees, Boards and Commissions.
- (5) Brief - Bellier Task Force on Housing and Urban
Development.

REPORT - TRANSIT COMMITTEE

8:05 p.m. - Council adjourned to meet as Committee of the Whole.

The following recommendations were submitted
by the Transit Committee:

1. City Council state it has no objection to the Nova Scotia
Light & Power Company applying for a decision by the Board
of Commissioners of Public Utilities at this time for the
abandonment of a transit service to the City.
2. The City reserve the right to take whatever position it
determines having regard to the facts of the application and

CITY COUNCIL
SPECIAL MEETING
M I N U T E S

Council Chamber,
City Hall,
Halifax, N.S.
September 19, 1968
8:00 p.m.

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

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

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

Also present; City Manager, City Solicitor, City Clerk and Committee Clerk.

The City Clerk advised the meeting was called especially to consider the following:

- (1) Report - Transit Committee.
- (2) Notice - Nova Scotia Light and Power Company Limited - Termination of Agreement, dated Oct. 1, 1963 between the City of Halifax and the Company Re: Transit System.
- (3) Use of the Committee of the Whole Council.
- (4) Composition of the Committees, Boards and Commissions.
- (5) Brief - Hellyer Task Force on Housing and Urban Development.

REPORT - TRANSIT COMMITTEE

8:05 p.m. - Council adjourned to meet as Committee of the Whole.

The following recommendations were submitted by the Transit Committee:

1. City Council state it has no objection to the Nova Scotia Light & Power Company applying for a decision by the Board of Commissioners of Public Utilities at this time for the abandonment of a transit service in the City.
2. The City reserve the right to take whatever position it determines having seen the form of the application and

- "proceeding on the clear assumption that there is to be a service during the year 1969, the nature of which would be determined following the decision of the Board of Commissioners of Public Utilities.
- "3. City Council also state the application is for the purpose of securing the assistance of the Board of Commissioners of Public Utilities so that transit service will be maintained.
- "4. The City prepare its case for submission to the Board in this matter.
- "5. The City make plans to commence a new transit service on April 1, 1970.
- "6. The completely new service will be operated by a Commission appointed by the City of Halifax.
- "7. The City Manager be authorized to negotiate with consultants to hire a manager for the new transit service and that the Treasurer authorize funds temporarily until the Commission is in a position to refund the money so advanced.
- "8. Draft legislation be prepared that would enable the Commission to be established, and be operated with a greater degree of flexibility than presently possible under regulations of the Board of Commissioners of Public Utilities.
- "9. Immediate consultation take place with Acadian Lines, the Board of Commissioners of Public Utilities, and the Nova Scotia Light and Power Company Limited about transit service in the annexation areas."

Alderman LeBlanc said that before any debate began he felt Council members should be given some information as to what a publicly owned system would cost the City, as the report from the Transit Committee made no reference to expenses involved.

His ~~Worship the Mayor~~ said correct procedure would be for the Transit Committee to present its report, together with some explanation as to how they arrived at the recommendations presented, and asked Alderman Fitzgerald to present the Committee's views.

8:20 p.m. - Alderman Connolly arrives.

Alderman Fitzgerald summarized the discussions which had taken place, as incorporated in the Minutes of the meetings, which led up to the recommendations as outlined in the report of September 12, 1968. He said the subsidiary idea had been fully explored but the Committee had reasoned that if the City had to guarantee the loan required to buy new equipment, plus the interest on the loan, as well as pay a subsidy, it would be better for the City to take over the system, and from that had followed the reasoning that what was required was not merely the City carrying on the present inadequate transit service, but at some specified date starting a completely new service which would aid in development of the whole new City. He said that even though the report made no direct reference to cost involved, the thought was never far from the Committee's mind, but they did not feel it was required to go into expensive and time-consuming studies at this time to come up with a lot of financial information which may or may not have been pertinent. The fact was, he said, the City was going to pay for the transit system one way or another, so they might as well have control of it into the bargain.

Alderman Black said he felt the Committee was correct in not trying to delve too deeply into cost figures; he said it went without saying that the City would simply have to plan the system to keep expenses within its means.

His Worship the Mayor said that in so far as operating costs were concerned, these would depend on the number of buses used, the routes laid out, etc. so that the cost could

really only be known once it was decided how the new system would operate, and that cost estimates would be part of the over-all planning of a new transit service.

Alderman LeBlanc said it was too big a question to settle without knowing the cost involved, involving as it did a transit service covering the old and new City. He said he felt the City should try one of the proposals put forward by the Company and after a few years if the cost figures of a city-owned transit are resolved, then this Council would be in a position to vote on such a recommendation as was being put forward at the moment.

Alderman Fitzgerald again spoke on behalf of the Committee in support of the recommendations they had arrived at, one point of reasoning being that in subsidizing the old system they were faced with a definite deficit, but there was hope that with a brand new system this deficit could actually be decreased. He then quoted from a magazine a report which had contained a list of disadvantages of a subsidized service.

Alderman Moir spoke in support of the Committee's recommendations. He said the City Manager had displayed sufficient good judgment in financial matters to give the Council confidence in his opinions, and he felt that had Mr. Ward thought the costs involved in a City-owned transit to be prohibitive he would have made his thoughts known to Council. He then referred to several reports written by the City Manager concerning the financial aspects of a Commission type transit, and the City Manager's statement that long studies would eventually have to be made into the finances involved.

MOVED by Alderman Fitzgerald, seconded by Alderman Moir, that the recommendations of the Transit Committee be approved.

Alderman Matheson said he still questioned the Committee's theory that a public body could operate the transit system more efficiently than private enterprise, for which reason he favoured the first suggestion of the Light and Power Company to the effect that a Board of Management which would include City representation be formed, while at the same time the service would continue to be operated by the Company. He said such an arrangement would give the City all the flexibility they needed. In so far as expansion of routes was concerned, he added, he saw no reason why the Company would refuse to go along with suggestions of the City if in the end the City was subsidizing the operation. Also, he stated, the arrangement could be terminated at any time if the City so desired. He asked the question what would happen to personnel who might have worked for the present transit system for long periods, if this new Commission were formed. He questioned the likelihood of finding a man capable of planning and managing a new system as envisaged by the Committee, and said that certainly the City did not have the skill to run a transit service. Furthermore, Alderman Matheson said, there was still room to bargain with the Company within the frame work of the two proposals they had put forward and, in fact, he said, this is what the City should now be doing. In the meantime he said, he went along with the idea of the City investigating costs, etc. of operating the transit system, and once this information was available, and factors like whether the Federal Government would participate, then Council could

at that time consider the matter of forming a Commission.

Alderman Abbott said he did not feel Council should vote on the Transit Committee's recommendations until the decision of the Board of Commissioners of Public Utilities in regard to the Company's application for abandonment of the present service was known. He referred to the Company's request to apply a sur-charge on electric bills, if the Board did not see fit to grant them the right of abandonment. He said that such a solution would even be better than the proposals which involved a subsidy.

His Worship the Mayor said he wished to make it clear in answer to several questions raised by Aldermen concerning the fate of employees of the present transit service if a Commission were formed, that there would be no hardships imposed on persons regardless of their position - that steps would be taken to use their services, if they so desired, in the new service.

MOVED by Alderman LeBlanc, seconded by Alderman Meagher, an amendment to the Motion to the effect that it be referred to the Transit Committee, who would work out with the Finance & Executive Committee a fair amount of subsidy to be paid to the Nova Scotia Light and Power Company.

His Worship the Mayor ruled such an amendment out of order since it was contrary to the intent of the motion.

His Worship the Mayor then stated he would like to refer to a number of points before the motion was put. He said that the members of the Transit Committee felt that the steps proposed would lead towards less total

cost to the City and the tax payer in the future. He said that without taking some such steps as those proposed, the City was faced with very severe burdens in providing parking facilities, widening of streets (which involved expropriation and demolition of properties), and payment of a subsidy to a privately owned system. He pointed out that under the Board of Management proposal put forward by the Light and Power Company, whereby the City's representation would be less than the Company's, the City would only be picking up the bill for operating losses without having full control over the service. He said that even Alderman Matheson in his proposals made provision for the fact that sooner or later the City would probably be in the transit business, so that agreeing to subsidize the operation at this time was only putting the final solution off until another day. He said that under the Board of Management arrangement, both the City and the Board of Commissioners of Public Utilities would be looking over the shoulders of the Light and Power Company, so you would end up with three managers of the system, which he questioned as being more expensive than just one.

With regard to the suggestion of a sur-tax on light bills, he wondered what the feelings of the people in the annexed areas would be when effective January 1, 1969 they might be charged with a transit service, while at the same time the only service available to them would be what Acadian Lines provided.

Respecting the rebate from the Provincial Government, His Worship the Mayor questioned the soundness of handing this money over to a private company to operate a transit service, without gaining the necessary control of the system which would allow the City to integrate it with

parking facilities in the congested parts of the City, and the overall development of the annexed areas.

In reply to a question from Alderman Meagher, the City Manager said he did not believe the borrowing of the funds required to set up the Commission would materially affect the City's capital borrowing position.

Moved in amendment by Alderman Matheson,
seconded by Alderman LeBlanc:

1. THAT City Council state it has no objection to the application of the Nova Scotia Light and Power Company Limited for a decision by the Board of Commissioners of Public Utilities at this time for the abandonment of a transit service in the City;
2. THAT the City reserve the right to take whatever position it determines having seen the form of the application and proceeding on the clear assumption that there is to be a service during the year 1969, the nature of which would be determined following the decision of the Board of Commissioners of Public Utilities;
3. THAT City Council also state the application is for the purpose of securing the assistance of the Board of Commissioners of Public Utilities so that transit service will be maintained;
4. THAT the City prepare its case for submission to the Board in this matter;
5. THAT the Transit Committee be instructed to continue, with the assistance of the City Manager, negotiations with the Nova Scotia Light and Power Company Limited based on the proposals contained in their letters of April 25 and May 3, 1968, with particular emphasis on the financial implications of the valuation of the assets of the Company under either of the proposals, and that the Transit Committee come back to Council with a firm recommendation on one of these proposals, or a combination of both proposals;
6. THAT the City Manager be directed to continue with studies and research directed towards the eventual organization and operation of a Commission, owned by the City of Halifax;
7. Draft legislation be prepared that would enable the Commission to be established, and be operated with a greater degree of flexibility than presently possible under regulations of the Board of Commissioners of Public Utilities.

8. Immediate consultation take place with Acadian Lines, the Board of Commissioners of Public Utilities, and the Nova Scotia Light & Power Company about transit service in the annexation areas.

There then followed a discussion on whether or not the amendment was out of order, and the City Solicitor was asked for his opinion. The City Solicitor said the rule was that the Chairman would decide whether an amendment to a motion was allowable or whether it was contrary to the motion.

His Worship the Mayor then ruled the amendment out of order since it deleted paragraphs 5 and 6 of the motion which set a specific date for commencement of a new service to be operated by a Commission appointed by the City of Halifax. He said that the wording of the amendment "directed towards the eventual organization and operation of a Commission", was not, in his opinion, consistent with the main motion.

Alderman Matheson said he would withdraw his amendment.

The motion was then put and lost, 4 voting for same and 10 against it as follows:

For	- Aldermen Black, Moir, A.M. Butler, Fitzgerald..	4
Against	- Aldermen Abbott, Ivany, Matheson, Meagher, LeBlanc, Ahern, Connolly, Doyle, Sullivan, H.W. Butler	10

MOVED by Alderman Matheson, seconded by Alderman LeBlanc, that this Committee recommends to City Council:

1. THAT the Transit Committee be instructed to continue, with the assistance of the City Manager, negotiations with the Nova Scotia Light and Power Company Limited, based on their proposals contained in their letters of April 25 and May 3, 1968, with particular emphasis on the financial implications, including the cost of acquisition by the City of Halifax of assets of the

Company, under either arrangement, for the purpose of determining deficits or operating costs, if there is an option, and that the Transit Committee come back to Council with a firm recommendation;

2. THAT draft legislation be prepared which would enable the Commission to establish a transit service that could be operated with a greater degree of flexibility than presently possible under regulations of the Board of Commissioners of Public Utilities;
3. THAT immediate consultation take place with Acadian Lines, the Board of Commissioners of Public Utilities, and the Nova Scotia Light and Power Company Limited about transit service in the annexation areas;
4. THAT the City Manager continue with studies and research directed towards the eventual organization and operation of a Commission owned by the City of Halifax;
5. THAT the City prepare a case for submission to the Board of Commissioners of Public Utilities on the Nova Scotia Light and Power Company Limited's application to abandon the transit service.

The City Manager said that outside help would be required to carry out the instructions contained in the motion, since City Staff could not hope to delve into the complexities of such questions, especially at present when all their time was being taken up with annexation.

Alderman Ivany suggested that the City must bargain in the formation of a subsidiary, in order to get a Board that would have some teeth in it. In looking over the Company's letter of April 25th, he said he did not like the idea of a Board of Directors with three members from the Company and only two members from the City. He said he did not think the balance was compatible with the funds that the City was to make available to cover the deficit. The one

thing that concerned him, Alderman Ivany said, was getting the necessary incentive and zip into the organization so that the public would get the kind of service it required. He further thought that the City should negotiate fully with the Company on the question of sharing the deficit.

In addition, Alderman Ivany said he felt the City should be approaching the Province about gaining a share of the road user's revenue, which could be used to help support a transit system. His Worship the Mayor said that the City had already asked the Provincial Government for a share of the road user's revenue, and that their reply had not been favourable.

Alderman Fitzgerald said that as a member of the Transit Committee, he would be pleased to sit down with the Light and Power Company to bargain, but he felt the Committee should be given very clear directives, such as what would be acceptable as an alternative if certain things could not be agreed upon.

Alderman Sullivan raised the question whether any thought had been given to approaching the National Harbours Board for assistance. He said that in Toronto the Harbour Commission operated the airport and a railway, and in other Canadian cities they were involved in bridges, all of which were part of the total transportation picture. His Worship the Mayor said his view was that since the Federal Government was presently considering the whole matter of urban transportation, it would be unlikely to adopt any individual policies at this time.

The motion was put and passed, 10 voting for the same and 4 against it, as follows:

- For - Aldermen Abbott, Ivany, Matheson, Meagher, LeBlanc, Ahern, Connolly, Doyle, Sullivan, and H.W. Butler 10
- Against - Aldermen Moir, A.M. Butler, Fitzgerald, and Black 4

The City Solicitor and City Manager were asked to study the motion, and make any recommendations for alterations to the next regular meeting of Council on September 26, 1968.

10:25 p.m. - Council reconvened, the following members being present: His Worship the Mayor, Chairman; and Aldermen Black, Abbott, Moir, Ivany, Matheson, A.M. Butler, Meagher, LeBlanc, Ahern, Connolly, Doyle, Sullivan, Fitzgerald, and H.W. Butler.

MOVED by Alderman Matheson, seconded by Alderman LeBlanc, that the recommendations of the Committee of the Whole be approved and forwarded to City Council on September 26, 1968 for consideration. Motion passed.

MOVED by Alderman Abbott, seconded by Alderman Ahern, that the meeting be adjourned.

The motion was put and passed, 9 voting for the same and 5 against it as follows:

- For - Aldermen Moir, A.M. Butler, Ahern, Connolly, Doyle, Sullivan, Fitzgerald, Black, and Abbott 9
- Against - Aldermen Ivany, Matheson, Meagher, LeBlanc, and H.W. Butler 5

10:30 p.m. - Council adjourned.

HEADLINES

Report - Transit Committee781

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R.H. STODDARD,
City Clerk

Record

**CITY COUNCIL
M I N U T E S**

Council Chamber,
City Hall,
Halifax, N. S.,
September 26, 1968,
8:08 p.m.

matters on the order of Business;

MOVED by Alderman Matheson,

A. A. Butler that Council record a resolution

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

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

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

Also present: City Manager, City Solicitor, City Clerk, Chief of Police, Fire Chief, City Assessor and other Staff members.

CONGRATULATIONS TO STAFF SERGEANT E. MOIGNARD

His Worship the Mayor referred to an article in a magazine which contained a photograph of Staff Sergeant E. Moignard of the Canadian Corps of Commissionaires and Deputy Mayor N. P. Meagher. He felt that congratulations should be extended to Staff Sergeant Moignard because of his 81 years of age and for the long and faithful service he has given to the City of Halifax for 15 years.

MOVED by Alderman Moir, seconded by Alderman Meagher that Council extend its congratulations to Staff Sergeant E. Moignard for his length of faithful service given day by day to the City of Halifax. Motion passed unanimously.

TRIBUTE - LATE PRIME MINISTER OF QUEBEC
MR. DANIEL JOHNSON

At the request of Alderman Matheson, it was agreed to consider the following motion before dealing with the other

Council,
September 26, 1968

matters on the Order of Business:

MOVED by Alderman Matheson, seconded by Alderman A. M. Butler that Council record a resolution regretting the passing of the late Mr. Daniel Johnson, Prime Minister of the Province of Quebec, and expressing sympathy from the citizens of Halifax to his widow and the members of his family and to the Government of the Province of Quebec. Motion passed unanimously.

Alderman Matheson paid tribute to Prime Minister Johnson as one of the outstanding leaders of the Government of Quebec and other Members of Council joined in this tribute.

MINUTES

MOVED by Alderman Abbott, seconded by Alderman Meagher that the minutes of the meeting of City Council held on September 12, 1968 be approved. Motion passed.

Alderman Ivany requested that the minutes of September 19, 1968 respecting the Transit System, be amended to include his comments with regard to the subsidy to be paid by the City to the Company and the number of members from the Company and the City as it pertains to the suggested subsidiary company should such company operate the Transit system.

It was agreed to amend the minutes accordingly.

The minutes of September 19, 1968 were then approved, as amended, on motion by Alderman Ivany, seconded by Alderman Fitzgerald.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

The City Clerk advised that the following items should be added to the Order of Business:

Council,
September 26, 1968

20(a) Terms of Reference for Feasibility Study -
Brunswick Street, "West House" to Cornwallis
Street - Rehabilitation

MOVED by Alderman Abbott, seconded by Alderman Moir
that item 20(a) be added to the Order of Business. Motion
passed.

Alderman Fitzgerald asked if an item could be added
to the Order of Business under item 20(b) relating to a Safety
and Health Hazard on Connaught Avenue, and explained that
contaminated water from some source had seeped into the basement
of some houses facing on Connaught Avenue and was causing
safety and health hazards to the occupants. He stated that the
matter had been referred to Staff and the Public Service
Commission for the past week but no solution had been found,
and he felt that the matter should be considered by Council
immediately.

Alderman A. M. Butler objected to the addition of
this item on the grounds that it was an administrative matter
and should be resolved by City staff.

Alderman Moir suggested that Alderman Fitzgerald
should bring this matter up during the question period.

MOVED by Alderman Fitzgerald, seconded by Alderman
H. W. Butler that item 20(b) "Safety and Health Hazard on
Connaught Avenue" be added to the Order of Business. Motion
passed with Alderman A. M. Butler voting against.

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

Council,
September 26, 1968

PUBLIC HEARINGS AND HEARINGS

Public Hearing Re: Rezoning Land on the Southwestern Side of
Kencrest Avenue between Gottingen Street and Newbery Street,
from R-2 Zone to R-3 Zone

A public hearing into the matter of the rezoning of land on the southwestern side of Kencrest Avenue between Gottingen Street and Newbery Street from R-2 Zone to R-3 Zone was held at this time.

The City Clerk submitted and read a petition endorsed by Alderman Sullivan and signed by 29 assessed homeowners resident in the area objecting to the rezoning of the land. He advised that approval, by Council, would require a two-thirds majority vote, because the petition was signed by at least 20% of the ratepayers in the affected area under the Town Planning Act.

The Chief Planner displayed a plan showing the location of the building, and advised that same met the R-3 Zone requirements with minor modifications, and that Staff had recommended approval of the rezoning application.

No persons appeared against the rezoning application.

Mr. Brian Flemming appeared in favour and urged approval of the rezoning. He referred to land on the northwestern side of Kencrest Avenue opposite to the area under consideration, which has been zoned for a 50 unit apartment building. He felt that the request for an additional two apartments to the existing building would not make much difference in view of the 50 unit building.

In answer to a question from Alderman Black, Mr. Flemming stated that he was addressing Council as solicitor for the applicant as well as one of the applicants.

Council,
September 26, 1968

MOVED by Alderman Black, seconded by Alderman Abbott
that the rezoning application be approved.

Alderman Sullivan advised that 50 persons in the area
affected had signed the petition objecting to the rezoning, and
he felt that their wishes should be upheld.

Alderman Meagher advised he was a relative of one
of the applicants and asked for a ruling as to whether or not
he was permitted to vote on the matter.

The City Solicitor advised that it was a decision
to be made by the Alderman himself as to whether there was a
conflict of interest.

The motion was then put and passed, 11 voting for
the same and 1 against it, as follows:

For the motion: Aldermen Black, Abbott, Moir,
Ivany, Matheson, A. M. Butler,
Meagher, Ahern, Connolly,
Fitzgerald, H. W. Butler - 11 -

Against the motion: Alderman Sullivan - 1 -

A formal resolution, as prepared by the City
Solicitor, was submitted.

MOVED by Alderman Black, seconded by Alderman Abbott
that the Resolution as submitted be approved.

The motion was put and passed, 11 voting for the
same and 1 against it as follows:

For the motion: Aldermen Black, Abbott, Moir,
Ivany, Matheson, A. M. Butler,
Meagher, Ahern, Connolly,
Fitzgerald, H. W. Butler - 11 -

Against the motion: Alderman Sullivan - 1 -

Council,
September 26, 1968

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee of its meeting held on September 19, 1968, with respect to the following matters:

Request - Halifax Police Association

MOVED by Alderman Abbott, seconded by Alderman Black that, as recommended by the Finance and Executive Committee, the request of the Halifax Police Association, for permission to use the City of Halifax Coat of Arms in the Crest of the Association, be approved because the importance of the badge and uniform to the public and the police is recognized in permitting the Association to use the City Crest. Motion passed.

Auctioneers' Licenses

MOVED by Alderman Matheson, seconded by Alderman A. M. Butler that, as recommended by the Finance and Executive Committee, the authority to issue Auctioneers' Licenses be delegated to the City Clerk, with provision for appeal to City Council from any decision made by him. Motion passed.

Fire Department - Annexation Requirements and Request for Additional Funds under Section 316C

MOVED by Alderman Moir, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the following requirements of the Fire Department be approved:

1968 Requirements

a) 65 personnel	
b) salary and fringe benefits	\$63,425.00
c) station modifications	1,900.00
d) equipment	2,925.00
<u>Total required under 316C</u>	<u>\$68,250.00</u>
e) 1969 budget requirements	<u>\$18,445.00</u>

Motion passed.