

Council,
March 12, 1969

Extension to a Non-conforming Building and Modification of
Side Yard Requirements - 6042 Shirley Street

MOVED by Alderman Ivany, seconded by Alderman LeBlanc that, as recommended by the Town Planning Board, the application for an extension to a non-conforming building and modification of side yard requirements at No. 6042 Shirley Street to permit the construction of a one-storey addition to the rear and conversion of a single family dwelling to a duplex, as shown on Drawing No. P200/2678, be approved.

Motion passed.

Alteration to Subdivision - #1058 Tower Road

The following recommendation was submitted from the Town Planning Board:

"It is recommended that the application to subdivide a lot at 1058 Tower Road into Lot X and Y - Lot X for deed transfer only, be approved, subject to the side boundaries of Lot X being 62 feet each, rather than the requested 74 feet, and that the persons whose property is adjacent to the applicant's, be informed of the Committee's action, and if they are not satisfied, appear at the next Council meeting, together with the applicant."

The City Clerk advised that the applicant has requested that the matter be deferred until the next regular Council meeting in two week's time.

Council agreed to defer the matter for two weeks.

Modification of Front Yard and Side Yard Requirements -
Homecrest Terrace and Brook Street - Fairmount Subdivision

MOVED by Alderman McGuire, seconded by Alderman Hogan that, as recommended by the Town Planning Board, the application for modification of front and side yard requirements at Homecrest Terrace and Brook Street, Fairmount Subdivision, so as to have the front yard requirements of 30 feet and the

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side yard requirements of 8 feet, reduced to 20 and 6 feet respectively, as shown on Drawing No. P200/2693; plus the revised street pattern in the turning circle, as shown on Plan No. P200/2726, be approved.

The Chief Planner advised that the applicant has submitted another plan which shows the subdivision more clearly.

The motion was then put and passed.

Modification of Lot Frontage and Lot Area Requirements -
Lot #2, Quarry Road

MOVED by Alderman Connolly, seconded by Alderman LeBlanc that, as recommended by the Town Planning Board, the application for modification of lot frontage and lot area requirements, to permit the construction of a new single family dwelling on Lot 2, Quarry Road, as shown on Drawing No. P200/2691, be approved. Motion passed.

Extension to a Non-conforming Building and Modification of
Side Yard Requirements - #7 Braeburn Road

MOVED by Alderman McGuire, seconded by Alderman Meagher that, as recommended by the Town Planning Board, the application for an extension to a non-conforming building and modification of side yard requirements at No. 7 Braeburn Road to permit the construction of a second-storey addition to provide two additional bedrooms, as shown on Drawing No. P200/2692, be approved. Motion passed.

Extension to a Non-Conforming Building, Non-Conforming Use
and Modification of Side Yard Requirements - #904 South
Bland Street

The report of the Town Planning Board reads as follows:

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"It is recommended that the application for an extension to a non-conforming building, extension to a non-conforming use and modification of side yard requirements at No. 904 South Bland Street, to permit construction of a 24-foot by 10-foot one-storey addition to the rear of an existing restaurant and dwelling, as shown on Drawing No. P200/2654, be refused."

Alderman Ivany thought that this matter might be reviewed again and he asked if Staff had viewed the property.

The Chief Planner advised that he had not been personally, but a member of the Staff had inspected the property.

After a short discussion, it was MOVED by Alderman Meagher, seconded by Alderman Abbott that the matter be referred back to the Town Planning Board for further consideration and report from Staff. Motion passed.

MISCELLANEOUS BUSINESS

1969 Legislation

Several pieces of Legislation were submitted from the City Solicitor for the approval of City Council. A copy of the Legislation submitted is attached to the Official Minutes of the meeting.

The City Solicitor explained each piece of Legislation to members of Council.

MOVED by Alderman Meagher, seconded by Alderman Ivany that the legislation submitted relating to the issuance of development permits be approved. Motion passed.

MOVED by Alderman Sullivan, seconded by Alderman Ahern that the legislation submitted relating to the authority for the City to limit the number of taxis by Ordinance be approved. Motion passed.

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deferred
MOVED by Alderman Sullivan, seconded by Alderman Meagher that the legislation submitted relating to the possibility of the City guaranteeing a loan for the Children's Aid Society for the construction of a building to house the Halifax Regional Provincial Welfare Services, the Children's Aid Society of Halifax and the City of Halifax Welfare Department, be approved. Motion passed.

MOVED by Alderman Abbott, seconded by Alderman Ivany that the legislation submitted which will give the City authority to enter into an agreement respecting taxation of the operator of the container terminal, be approved. Motion passed.

MOVED by Alderman LeBlanc, seconded by Alderman Ivany that the legislation submitted entitled "An Act Relating to Sewers and Sewage in the Areas Annexed to the City of Halifax" be approved. Motion passed.

Submission
Rent C
MOVED by Alderman Allen, seconded by Alderman Connolly that the legislation submitted entitled "An Act to Amend Chapter 90 of the Acts of 1966, the Halifax Superannuation Act" be approved. Motion passed.

Your worship
In reply to a question from Alderman Ivany, the City Solicitor advised that the City has six bills to go before the Legislature and he expected that they will be considered tomorrow morning.

Report - Civic Advisory Committee on Historic Buildings Re:
Feasibility Study - Waterfront Buildings

His Worship the Mayor said that this item should be

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deferred since members of Council have not yet received the report.

Council agreed to defer this item.

Possible Acquisition - Fire Station Site

A Confidential Report was submitted from Staff relating to the above matter.

MOVED by Alderman Ivany, seconded by Alderman Hogan that the property required for the new Fire Station in an undesignated area be purchased for the sum of \$35,000.00 and that a borrowing resolution in the amount of \$35,000.00 be approved. Motion passed.

A Formal Borrowing Resolution was submitted, giving effect to the foregoing motion of Council.

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

Submission - Student Body - Saint Mary's University Re:
Rent Control

The following submission was presented to Council, signed by approximately 161 students of St. Mary's University:

March 7, 1969

Your Worship Mayor O'Brien and Aldermen:

Over the past ten years the rent rates in this city have become increasingly intolerable, in public as well as in privately owned dwellings. The tenants of Uniacke Square held a meeting Thursday night to focus their attention, and, indeed, the attention of the public at large, to these grossly unjust rent rates.

In the presence of Mr. Langmaid, a representative of the city government, the discussion increasingly reduced the security of our citizens to the laws of supply and demand of apartments. Mr. Langmaid said, in effect, that the competition for apart-

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ments in this city justified rent increases. We ask you, your Worship and Aldermen, does market competition justify a one-jump rent increase in private housing from sixty dollars a month to one hundred and thirty dollars a month? Must our citizens in these private dwellings be afraid to stand up and speak out for fear of eviction? Must mothers of our youngest citizens stay awake at night to prevent rats attacking their children? All these instances were brought out at the meeting.

The tenants of public housing are also justified in their grievances. One of the speakers said she was paying two hundred dollars a month. Her husband contracted influenza and was forced to stop work. She notified the Housing Authority, their reply was "We should have a one month notice". Now we appeal to your intelligence, in a case like that, how can one give a month's notice?

Other speakers reported cases where, in public housing, they are paying two hundred and seventy-six dollars a month (\$276.00); Now we ask you: Is there any apartment in Uniacke Square; or for that matter in any other public housing, worth two hundred and seventy-six dollars a month? If the objective is to help families achieve independence of public housing, the competition which justifies these outrageous rents cannot be all that great. Furthermore, where is a family to move with eight children as was the case in this instance? Another speaker said, in reference to private dwellings, "give us a chance, give us housing, we will show you we can take care of it".

Ultimately the outcome of these rents will have two effects, both of which contain pernicious consequences to the future of Halifax city,

- (a) such exorbitantly unjust rents are bound to affect the potential industrial development of this area.
- (b) they are bound to encourage even greater emigration of our young people with good minds and a desire to build a better community, for which the citizens of Halifax have paid dearly in their education.

We, the undersigned students of Saint Mary's feel that there is a direct relationship. We ask you now for the opportunity to meet with your Council and discuss rent control with you.

the Student Body
Saint Mary's University.

His Worship the Mayor referred to the last paragraph of the submission and suggested that some of the students be

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invited to meet with the Committee of the Whole Council at its meeting to be held next Wednesday afternoon.

A Staff Report was submitted commenting on specific points made in the students' presentation.

It was suggested that copies of the Staff Report be sent to the Student Body with a letter of invitation to the meeting next Wednesday.

After a short discussion, it was MOVED by Alderman Meagher, seconded by Alderman McGuire that a letter be sent to the Student Body at Saint Mary's University inviting them to send representatives to a meeting of the Committee of the Whole Council to be held Wednesday, March 19th at 3:00 p.m. when the matter of their submission can be discussed and that copies of the Staff Report containing comments on the submission be enclosed with the letter. Motion passed.

Resignation - Alderman Ivany - Halifax School Board

Alderman Ivany submitted, in report form, his resignation from the Board of School Commissioners and the same is attached to the Official Minutes of the meeting.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that Alderman Ivany's resignation from the Board of School Commissioners for the City of Halifax be accepted. Motion passed.

QUESTIONS

Question Alderman Hogan Re: Rockingham/Spryfield Arterial - Area of Dunbrack Street

Alderman Hogan referred to the proposed Rockingham to

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Spryfield Arterial which is presently being studied by Staff in an attempt to ascertain the best location for the roadway. He advised that the delay in the finalization of the Staff Report is having some effect on certain developments proposed in the area of Dunbrack Street, the developers not knowing how to proceed. He asked if Staff would be prepared to submit a full report and explanation at the next meeting of the Committee of the Whole Council to be held on Wednesday afternoon.

The City Engineer said that Staff had hoped to have the report prepared for the next meeting, but due to the many problems associated with the matter, it is not expected that the report will be ready until the meeting after next. He went on to explain briefly some of the difficulties encountered in the different areas through which the roadway would pass.

Question Alderman Sullivan Re: Reduced Price for Tickets -
Neptune Theatre for Youth Club Groups

Alderman Sullivan referred to a local youth club bulletin in which it was stated that the Neptune Theatre party was cancelled due to the high cost of tickets, and he asked if the City could make a representation to the Neptune Theatre to see if a reduction could be made in the price of tickets for youth club groups.

His Worship the Mayor asked Alderman Sullivan to give him all the details and the name of the youth club group and he would be quite willing to take the matter up at the next meeting of the Neptune Theatre Executive.

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Question Alderman Ivany Re: Increased Number of Telephone Calls
at City Hall

Alderman Ivany referred to the fact that he has had some difficulty in getting a telephone line through to City Hall lately as they always seem to be busy and he asked if anything is being done to ease the situation.

The City Manager advised that an order has been issued for three more outside lines to be added to the switchboard, but if that number is not sufficient, he would increase it.

Question Alderman Ivany Re: Headlines in Newspaper Respecting
City-owned Housing

Alderman Ivany expressed his concern about some recent headlines in the newspaper relating to the City of Halifax being the worst landlords and he asked if it concerned His Worship the Mayor.

His Worship the Mayor replied that headlines did not always convey a true reflection of the news contained in the article underneath. He said that the article was a balanced one and the headlines were quoted from remarks made by one anonymous person. He referred to a complete independent study which was commissioned by the Province which refers to the publicity associated with the so called "tour" and which says that the City took effective action and that the properties were being maintained. It was his view that the City is maintaining the properties in a way in which no private landlord would do, putting substantial money in the properties which is not justified by the value of the properties.

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Question Alderman Ivany Re: Use of Development Permits

Alderman Ivany asked if any work is being done relating to the use of development permits for large development projects in the City.

The City Solicitor referred to the 1969 Legislation that was approved by City Council a few minutes ago relating to development permits, being Section 538A of the City Charter, and read same to the Alderman.

Alderman Ivany then said that he hoped the density regulations would be changed to permit a higher density in the outer circle areas of the City.

Question Alderman Allen Re: Capital Works in Annexed Areas of the City

Alderman Allen asked if City Staff are now in a position to give Council some idea of the capital works that can be expected to be undertaken in the new areas of the City during 1969.

The City Engineer said that quite a few requests have been received and Staff is preparing a list for distribution to members of Council. He asked if any Alderman who had a specific project in mind would inform Staff within the next few days, so that the list can be completed.

Alderman LeBlanc asked if the list would include some of the private roads or unlisted streets in the new part of the City.

The City Engineer said that this problem has been passed over to the City Solicitor, who in turn has taken it up with the Attorney General's Department. He said that Staff

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expect to make recommendations very shortly with respect to street widening, sidewalks and paving in the new area.

Question Alderman Sullivan Re: Progress Report - City Prison Lands

Alderman Sullivan asked if any progress reports have been received from Project Planning Associates relating to the development plan for the City Prison Lands.

The Chief Planner said that Staff have met with the firm and it is understood that work is proceeding on schedule.

In reply to a question, the City Solicitor advised that the agreement with Project Planning Associates was signed on March 6th and the timing is expected to start two weeks from that date. The first stage is expected to be completed in about four weeks.

NOTICES OF MOTION

Notice of Motion - Alderman Ahern - Advertising Vacant Positions

Alderman Ahern gave notice that, at the next regular meeting of City Council to be held on Wednesday, March 26, 1969, he will move that all City positions be advertised in newspapers.

Notice of Motion - Alderman McGuire - Amendments to Sections 17 and 500 of the City Charter

Alderman McGuire gave notice that, at the next regular meeting of City Council to be held on Wednesday, March 26, 1969, he will move that legislation be sought to amend Section 17(1)(d) of the City Charter to read:

"He has continuously resided in the City, or in an area annexed to the City, since the first day of January immediately preceding the date of a

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regular election; or, in the case of a special election, have continuously resided in the City, or in an area annexed to the City, for a period of ten months immediately preceding the first day of the month in which such special election is being held."

and further that Section 17(1)(e) be repealed;

and that Section 17(2)(a) be amended by the addition of the

words:

"Provided that nothing in this clause shall render ineligible for election as Mayor or Alderman, any employee other than administrative, head office, personnel of the Board of School Commissioners for the City of Halifax."

and to amend Section 500(1)(a) to read:

"would not qualify under Section 17"

and to amend Section 500(1)(b) to read:

"is an employee permanent or temporary of the Board".

Alderman McGuire suggested that the matter might be considered at the next meeting of the Committee of the Whole Council when he could outline his reasons for giving such a notice of motion.

It was suggested that Alderman McGuire prepare an outline in written form which can be distributed to all members of Council setting out the pertinent Sections of the City Charter.

After some discussion, His Worship the Mayor ruled that he would accept the notice of motion, which will become a motion at the next regular meeting of City Council. He said that Alderman McGuire has the right to raise the matter at the next Committee of the Whole meeting if he wishes.

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Notice of Motion - Alderman Sullivan - Facilities for Handicapped
Persons in new Housing and Other Buildings

Alderman Sullivan gave notice that, at the next regular meeting of City Council to be held on Wednesday, March 26, 1969, he will move that Council adopt the following resolution:

WHEREAS many physically handicapped citizens have a very serious problem relating to the housing situation or more properly entrance to buildings;

AND WHEREAS, when living accommodation does become available to such a person, he or she finds that because of architectural barriers, such as unnecessary steps, narrow halls and narrow bathroom doorways, etc. he or she cannot move freely about the premises;

AND WHEREAS the Canadian Paraplegic Association has long been an advocate of housing designed with the needs of physically disabled persons in mind, as well as those of the able-bodied;

THEREFORE, BE IT RESOLVED that this matter be studied by City Staff with a view to making a recommendation setting out a course of action for Council to follow and thereby assist all victims of paraplegia with this growing problem.

His Worship the Mayor understood that some of the matters referred to are included in the City's Building Codes and he suggested that Staff report on the items that are included at the next regular Council meeting when the matter will be considered.

ADDED ITEMS

Replacement of Canteen - Point Pleasant Park

The following report was submitted:

"The Finance and Executive Committee, at its meeting of March 5, 1969, considered a Staff Report concerning replacement of Point Pleasant Park Canteen.

The report stated that the Point Pleasant Park Commission has requested that urgent consideration be given by City Council to the replacement of the canteen in the Park, which was re-

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cently destroyed by fire, and that provision for replacement of the Canteen was included in the Proposed Capital Budget for 1969 (five year forecast section), for building in 1970.

It is recommended that the Directors of Point Pleasant Park be given approval to proceed with plans to replace the canteen immediately, and that funds for the net cost of approximately \$27,000, be obtained from accounts which have been over-funded in prior years. There are sufficient funds available for this purpose in the capital account "Widening Dutch Village Road".

In reply to a question, the City Manager advised that when the Staff Report was prepared, the minimum amount of insurance was \$12,600.00 and the estimated value of the canteen was \$40,000.00. The insurance now is more likely to be \$23,000.00 on a replacement value.

Alderman Meagher felt that the canteen was very necessary since it is well used and he thought that the City should have an attractive canteen in the Park.

It was then MOVED by Alderman Ahern, seconded by Alderman Meagher that the Directors of Point Pleasant Park be given approval to proceed with plans to replace the canteen immediately, and that funds for the net cost of approximately \$27,000.00 be obtained from accounts which have been over-funded in prior years; sufficient funds being available for this purpose in the capital account "Widening Dutch Village Road". Motion passed.

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ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

Attach to
March 12/1969
Council

The Mayor and Members of Council

March 10, 1969

SUBJECT: Resignation - Halifax School Board

Early in this year in discussion with you and finally with Members of City Council, I agreed to resign from the Board, with the understanding that the City Aldermanic representative be reduced to six (6) in line with the six (6) Provincial representations, and also that a number of aldermanic positions be replaced by qualified and interested citizens.

I am finding the workload of my aldermanic office very heavy - almost impossible to handle as I would like. My position of Alderman is not helped by any approved system at City Hall for help. The facilities of research, service and other necessary help, leaves much to be desired. Staff when approached are more than co-operative, however, to my knowledge is there any approved procedure, that the Alderman has a right to request such service.

While the part-time Alderman must obtain without authorization implied or written, what help he can, as Mayor, full time, you have a secretary, full office facilities, and the whole operation of the administration to support your work. Letters received by you from citizens, can be handled by your secretary. The Alderman has no like service. In my view, this is an unjust, unbalanced, created when the Mayor's position was made full time.

At present, I am Chairman of the Sites and Building Committee. A position where I would like to serve.

The Building of the St. Pats' School and complex is now under study.

Because of the new concept of the St. Pats' School and the projected building programme for the next ten (10) years, it is necessary to spend much time and study on Staff Requirements, for future school needs and emplanting these requirements into the very best of school layout, employing the latest methods and concepts of School Construction. For example, considerable time has been spent in the study of a new classroom layout. Each member of the Committee has the Architect's latest sketch of St. Pats' School for study at home.

There are possibilities of School structure changes which need imagination and serious study, in order that we may design and build for the future.

With a heavy new school construction period before us, it is sensible to take time to re-think completely school design and construction. The Architect must be challenged.

Fortunately time is on our side. The Architect is appointed for the St. Pats' Complex.

The projected Building Programme is as follows, up to 1971

St. Pats' School and Complex	1,000,000.	1970
Bloomfield Junior High	780,000.	1969
Chebucto School Addition	350,000.	1970
Alex McKay School & St. Joseph School	350,000.	1970
Addition to Gorsebrook St. Thomas		
St. Stephen - St. Agnes	600,000.	1971
New Education Centre		1972
Spryfield School	2,500,000.	1969

There are other "New City" School needs.

I would recommend consideration be given to the early appointment of Architects for the above projects.

This will allow time for careful consideration of "Staff Requirements" and "Term of Reference" in order that full advantage may be taken of new concepts in school buildings.

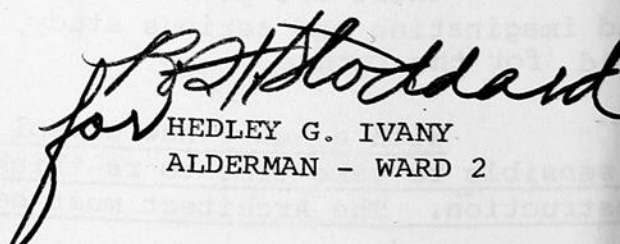
The Architect must be encouraged in the early stages to submit numerous sketches and cost analysis. My experience is that design governs greatly the final cost of buildings. The Cost Factor must be recognized early.

Studies to date on the St. Pats' School can bring in a structure at \$13.00 per foot. It is important that as a Board and Council, we say early what we want and work the Architect hard to meet our desires. He can do it.

I will miss the challenge of Chairman of the Sites and Building Committee. I would hope that during the period of Building review and Staff Requirements studies, other than regular members of the Board may be invited to serve. The City employs two (2) fully qualified architects. Their services should be used on the Committee and to good advantage.

My sincere appreciation to Dr. Keating and Staff for kindness shown and for their service to the community. Especially would I compliment Mr. Driscoll on his program of planned maintenance. May it be taken to its final conclusion.

In keeping with our understanding and the heavy workload of my office, my resignation from the School Board is hereby submitted.


HEDLEY G. IVANY
ALDERMAN - WARD 2

/lr

An Act to Amend Chapter 90 of the Acts of 1966,
the Halifax Superannuation Act

Be it enacted by the Governor and Assembly as follows:

1. Section 2 of Chapter 90 of the Acts of 1966, the Halifax Superannuation Act, is amended by adding thereto the following clauses:

(k) "past service benefit" means one and one-quarter percent of a member's 1944 earnings for each year of service prior to December 31, 1944, from the date when he would have been eligible to join the Plan, namely when such member had completed at least one year's continuous employment with the City and had attained the age of twenty-one years, and one and one-quarter percent of each year's earnings of the member from January 1, 1945 to December 31, 1950;

(l) "augmented past service benefit" means two percent of a member's 1944 earnings for each year of service prior to December 31, 1944, from the date when he would have been eligible to join the Plan, namely when such member had completed at least one year's continuous employment with the City and had attained the age of twenty-one years, and two percent of each year's earnings of the member from January 1, 1945 to December 31, 1950;

(m) "Supplementary grant" means the sum by which the result of the average salary of the member in the years 1961, 1962, 1963, 1964 and 1965 multiplied by two percent times the number of years of service for which the member has contributed to the Fund of the Plan in respect of augmented past service benefits, (provided, however, that this calculation does not exceed sixty percent of the average salary of the member in the years 1963, 1964 and 1965), exceeds the augmented past service benefit and current service benefits earned prior to December 31, 1965;

(n) "current service benefit" means two percent of the member's earnings for each year of service that the member has contributed or is deemed to have contributed to the Fund of the Plan as the case may be from January 1, 1951 to December 31, 1965;

(o) "interim service benefit" means two percent of the earnings of a member of the Police Force or Fire Department for each year of service that the member has contributed to the Fund of the Plan from January 1, 1966 to the date of retirement of the member and forms part of the members pension from date of retirement to age sixty-five.

(p) "integrated service benefit" means one and one-half percent of each year's Canada Pensionable Earnings of the member for each year of employment from January 1, 1966 until the date of retirement of the member, and two percent of the member's earnings for each year of service that the member has contributed to the Fund of the Plan in excess of Canada Pensionable Earnings from January 1, 1966 until the date of retirement of the member and forms part of the members pension at age sixty-five of the retired member

2. Section 5 of said Chapter 90 is amended by adding thereto the following subsection:

(4) Notwithstanding the provisions of subsection (2) of this Section, an employee of the Municipality of the County of Halifax or a board or commission thereof, who, as a result of annexation becomes an employee of the City or a board or commission thereof, shall be eligible to become a member of the Plan as of the date of commencement of employment with the City.

3. Subsection (2) of Section 11 of said Chapter 90 is repealed and the following substituted therefor:

(2) The City, or any board, commission or authority of the City, as the case may be, shall contribute to the Fund of the Plan, for the years 1969, 1970, 1971 and 1972, in respect of each pay period, on the following basis:

(a) for female members of the Plan, other than policewomen:

(i) 7.23% of Canada Pensionable Earnings; and

(ii) 9.63% of the remainder of such member's earnings;

(b) for male members of the Plan, other than members of the Police Force or Fire Department:

(i) 6.25% of Canada Pensionable Earnings; and

(ii) 8.33% of the remainder of such member's earnings;

(c) for members of the Plan who are employed as members of the Police Force, including policewomen, or as members of the Fire Department:

(i) 9.63% of Canada Pensionable Earnings; and

(ii) 11.24% of the remainder of such member's earnings.

4. Subsection (3) of Section 11 of said Chapter 90 is amended by repealing the figure "1970" in the first line thereof and substituting therefor the figure "1973".

5. Section 11 of said Chapter 90, as that Section is amended by Section 2 of Chapter 109 of the Acts of 1967, is further amended by adding thereto the following subsections:

(5) A member may at any time during his employment with the City or a board or commission thereof, make additional voluntary contributions to the Fund of the Plan, provided that the City shall not be

required to make additional contributions to the Fund of the Plan, and the member shall receive at his retirement such additional benefits determined by actuarial computation preceding contribution as may be agreed upon by the member and the Retirement Committee.

(6) Notwithstanding any other provisions of this Section, where a member of the Plan is on leave of absence from his employment with the City, he may, at his option, contribute to the Fund of the Plan the payments which would otherwise have been made by deductions from his earnings during times of normal employment with the City, provided that payment of the contribution of the City with respect to the member is also made.

6. Section 12 of said Chapter 90 is repealed and the following substituted therefor:

12. A member's pension may consist of one or more of the following benefits:

- (a) a past service benefit;
- (b) an augmented past service benefit;
- (c) a supplementary grant;
- (d) a current service benefit;
- (e) an interim service benefit;
- (f) an integrated service benefit.

7. Section 13 of said Chapter 90 is repealed and the following substituted therefor:

13 (1) A member, other than a member of the Police Force or Fire Department, who joined the Plan subsequent to January 1, 1951, shall receive at his normal retirement date, the greater of either

(a) the result of the average annual earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of two percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

- (b) (i) a current service benefit; and
- (ii) an integrated service benefit.

(2) A member of the Police Force or Fire Department who joined the Plan subsequent to January 1, 1951, shall receive at his normal retirement date, the greater of either

(a) the result of the average annual earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of two percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

(b) (i) a current service benefit;

(ii) an interim service benefit; and

(iii) an integrated service benefit.

(3) In calculating current service benefits, a part year of membership in the Plan shall be credited with its proportionate amount of a full year's benefits.

8. (1) Subsection (1) of Section 14 of said Chapter 90 is repealed and the following substituted therefor:

(1) A member who joined the Plan as of January 1, 1951, shall receive at his normal retirement date, the greater of either

(a) the result of the average annual earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of two percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

(b) (i) a past service benefit;

(ii) a current service benefit;

(iii) an interim service benefit; and

(iv) an integrated service benefit.

(2) Subsection (3) of said Section 14 is repealed.

9. (1) Subsection (1) of Section 15 of said Chapter 90 is repealed and the following substituted therefor:

(1) Members who joined the Plan as of January 1, 1951, may contribute five percent of their annual earnings for each year of service during the period January 1, 1945 to December 31, 1951, together with such interest thereon as the Retirement Committee may designate, in order to increase their past service benefits.

(2) Subsection (2) of said Section 15 is amended by inserting the word "augmented" immediately following the word "the" in the third line thereof.

10. Sections 16 and 17 of said Chapter 90 are repealed and the following substituted therefor:

16. Notwithstanding the provisions of subsection (1) of Section 14 of this Act, a member of the Plan, other than a member of the Police Force or Fire Department, who joined the Plan as of January 1, 1951 and who, in respect of service prior to that date has paid to the Fund of the Plan the contributions provided for under Section 15 of this Act, shall receive at his normal retirement date, the greater of either

(a) the result of the average annual earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of two percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

- (b) (i) an augmented past service benefit;
- (ii) a supplementary grant;
- (iii) a current service benefit; and
- (iv) an integrated service benefit.

17. Notwithstanding the provisions of subsection (1) of Section 14 of this Act, a member of the Police Force or Fire Department, who joined the Plan as of January 1, 1951, and who, in respect of service prior to that date has paid to the Fund of the Plan the contributions provided for under Section 15 of this Act, shall receive at his normal retirement date, the greater of either

(a) the result of the average annual earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of two percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

- (b) (i) an augmented past service benefit;
- (ii) a supplementary grant;
- (iii) a current service benefit;
- (iv) an interim service benefit; and
- (v) an integrated service benefit.

11. Section 18 of said Chapter 90 is amended by striking out the words and figures "Sections 16 and 17" in the third line thereof and substituting therefor the word and figures "Section 15".

12. Section 20 of said Chapter 90 is repealed and the following substituted therefor:

20. Notwithstanding the provisions of Sections 16 and 17, a member who joined the Plan as of January 1, 1951, and who in respect of service prior to that date has paid to the Fund of the Plan the contributions provided for in Section 15, and who retired from the employ of the City or a board or commission thereof, during the period January 1, 1966 to December 31, 1968, shall, as of January 1, 1969, receive from the Fund of the Plan, a pension computed on the following basis: the average salary of the retired member during his final five years of employment with the City or a board or commission thereof, multiplied by the product of two percent times the number of years service in respect of which the retired member contributed to the Fund of the Plan less Canada Pension Plan benefits provided the calculation does not exceed sixty percent of the average salary of retired member during his final three years of employment with the City or a board or commission thereof less Canada Pension Plan benefits.

13. Subsections (2) and (3) of Section 21 of said Chapter 90 are repealed and the following substituted therefor:

(2) Should a member die before sixty monthly sums have been paid, and the member leave surviving no widow or dependent child or disabled widower in respect of whom a survivor's pension is paid, payments including supplementary grants, shall be paid to the member's estate until sixty payments, including payments made to the deceased member, have been made.

14. (1) Subsection (2) of Section 22 of said Chapter 90 is amended by striking out the word "twenty" in the fourth line thereof and substituting therefor the word "ten".

(2) Said Section 22, as amended by Section 3 of Chapter 109 of the Acts of 1967, is further amended by adding thereto the following subsection:

(5) Notwithstanding the provisions of subsections (1) and (2) of this Section, if a member of the Plan leaves the employ of the City because responsibility for his employment is transferred to another government or governmental body, the member shall leave his contributions in the Fund of the Plan until his normal retirement date or early retirement date, or until he leaves the employ of the other government or governmental body, provided, however, that if the combined years of service with the City or a board or commission thereof and such other government or governmental body exceeds ten years, the member may elect at the time of his leaving the employ of the government or governmental body, to withdraw the contributions he made to the Fund of the Plan or to receive at his normal retirement date the

benefits earned to the date of his leaving the employ of the City or a board or commission thereof. The member may however continue to contribute to the Fund of the Plan and receive the benefits herein at retirement provided that the government or governmental agency to which the member is transferred makes the contributions provided for in subsection (2) of Section 11 in respect of the member.

15. Subsection (2) of Section 29 of said Chapter 90 is repealed and the following substituted therefor:

(2) A widow entitled to a widow's pension with full benefits shall, subsequent to January 1, 1969, annually receive the greater of either

(a) the result of the average earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of one percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan, as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

(b) (i) one-half the current service benefits of the deceased member, plus any of the following where applicable:

(ii) one-half of the member's interim service benefits;

(iii) one-half of the member's integrated service benefits;

(iv) one-half of the member's supplementary grant;

(v) one-half the member's past service benefits; and

(vi) one-half the member's augmented past service benefits.

(3) Notwithstanding the provisions of subsection (2) of this Section, a widow of a deceased member of the Plan who was widowed prior to December 31, 1968, shall receive from the Fund of the Plan

(a) one-half the current service benefits of the deceased member;

(b) one-half of the member's interim service benefits;

(c) one-half of the member's integrated service benefits;

(d) one-half of the member's supplementary grant;

(e) one-half of the member's past service benefits; and

(f) one-half of the member's augmented past service benefits;

provided, however, that if such widow has received payment from the Fund of the Plan the contributions of such deceased member and interest thereon, she shall not receive further payments from the Fund as set out above until such time as the amount of refund of contributions and interest has been off-set by pension she would have received under the provisions of this Section had this Section been in force and effect at the time of the death of the member; and further provided that if a widow or the estate of a deceased member is receiving the sixty payments guaranteed under Section 21, she may, prior to July 1, 1969, elect to continue to receive payments after that date under Section 21, or in the alternative she may receive the benefits payable under this Section.

16. Subsection (2) of Section 34 of the said Chapter 90 is repealed and the following substituted therefor:

(2) A widower entitled to a disabled widower's pension subsequent to January 1, 1969 shall receive annually the greater of either

(a) the result of the average earnings of the member during the five consecutive years of highest earnings of the member during his employment with the City, multiplied by the product of one percent times the number of years during which the member contributed or is deemed to have contributed to the Fund of the Plan as the case may be, and in no case to exceed 35 years; less benefits payable under the Canada Pension Plan; or

(b) (i) one-half the current service benefits of the deceased member, plus any of the following where applicable:

(ii) one-half of the member's interim service benefits;

(iii) one-half of the member's integrated service benefits;

(iv) one-half of the member's supplementary grant;

(v) one-half the member's past service benefits; and

(vi) one-half the member's augmented past service benefits.

(3) Notwithstanding the provisions of subsection (2) of this Section, a widower of a deceased member of the Plan who was widowed prior to December 31, 1968, shall receive from the Fund of the Plan

(a) one-half the current service benefits of the deceased member;