

46 (1) Subsection (1) of Section 469 of said Chapter 52, as that Section is amended by Section 14 of Chapter 75 of the Acts of 1965 and by Section 36 of Chapter 87 of the Acts of 1966, is amended by striking out the words "The Committee shall, from time to time," in the first and second lines thereof, and substituting therefor the words "The chief officer shall".

(2) Subsection (2) of said Section 469 is repealed and the following substituted therefor:

(2) The chief officer shall make appointments from among the members of the fire department up to and including the rank of district chief, and the Committee shall appoint a deputy chief officer and such other officers as provided for by resolution of the Council.

47 (1) Section 472 of said Chapter 52, which was repealed by Chapter 90 of the Acts of 1966, is re-enacted as follows:

472 (1) The Council may, by administrative order, prescribe the terms and conditions upon which a widow of any civic employee or of any member of the police force or fire department, who is killed while performing his duty as a civic employee or as a member of the police force or fire department or who dies as a direct result of injuries sustained while so performing his duty, may receive an annual allowance from the City, including an allowance for any child of such employee or member who is under the age of sixteen years.

(2) Such administrative order shall determine the amount of such annual allowance.

(2) This Section shall be read and construed and shall be given effect as if it had been enacted on the first day of January, 1966.

48 Sections 495, 496, 497, 498 and 499 of said Chapter 52 are repealed and the following substituted therefor:

495 The City shall be one school section, and there shall be ten commissioners of school for the City, who shall be elected by a general vote of the voters who are qualified under the provisions of Section 30 of this Act.

496 (1) One commissioner shall be elected in each ward of the City, and the provisions of this Act with respect to the election of Mayor and aldermen, including the appointing of voting officers, procedure and forms, shall mutatis mutandis apply to the election of such commissioners.

(2) The vote for the election of commissioners may be taken by the officers appointed to take the vote at any election for Mayor or alderman and at the same time.

497 The ten commissioners so elected shall constitute a board of school commissioners for the City, and such Board shall be a body corporate, under the name of the Board of School Commissioners for the City of Halifax, in this Part referred to as the Board, and, subject to the provisions of this Part, shall have all the powers and perform all the duties conferred and imposed upon trustees and commissioners respectively of schools by the Education Act.

498 (1) The term of office for a commissioner of schools shall be three years.

(2) Notwithstanding the provisions of subsection (1) of this Section, the terms of office of commissioners elected in 1969 shall terminate on the thirty-first day of October, 1971, or upon their successors being elected and sworn into office.

(3) The terms of office of the commissioners of the Board of School Commissioners for the City of Halifax, as that Board is comprised on the first day of October, 1969, shall terminate on the thirty-first day of October, 1969.

499 The commissioners shall be paid such stipend as the Board shall determine, provided, however, that for the year ending the thirty-first day of October, 1970, the stipend shall be the sum of fifteen hundred dollars for each commissioner and two thousand dollars for the chairman of the Board.

49 (1) Subsection (1) of Section 500 of said Chapter 52, is amended by striking out the word "appointed" in the second line thereof and substituting therefor the word "elected".

(2) Clause (a) of subsection (1) of said Section 500 is repealed and the following substituted therefor:

(a) is not a resident of the ward in which he is a candidate or a commissioner and assessed for rates and taxes other than for a poll tax.

50 Section 501 of said Chapter 52 is repealed and the following substituted therefor:

501 When the office of a commissioner becomes vacant by reason of the death, resignation, removal from the ward, refusal or inability to act, or other cause, a special election to fill the vacancy for the unexpired term shall be held, and the special election shall be held as nearly as possible in the manner provided in this Act for general elections.

51 Sections 502 and 503 of said Chapter 52 are repealed.

52 Section 504 of said Chapter 52 is repealed and the following substituted therefor:

504 At the first meeting in November in each year, the Board shall elect a chairman and a vice-chairman.

53 Section 505 of said Chapter 52 is amended by striking out the word "January" in the second line thereof and substituting therefor the word "November".

54 Sections 517, 518, 519 and 520 of said Chapter 52 are repealed and the following substituted therefor:

517 (1) The Board shall annually prepare a budget of the amount required in addition to the moneys provided from the Provincial Treasurer for the support and maintenance of the schools under its charge.

(2) Such budget shall give details and items of the amounts required for the various services of the Board and shall include an amount required to retire the portion of the capital debt of the City relating to schools and scheduled to be retired in that year.

518 Not later than the thirty-first day of December in each year, the Board shall submit to the Council its annual budget for the ensuing year, showing the amount required by the Board, and the City shall pay to the Board the amount shown in the budget as being necessary to meet its expenses.

519 In any case in which the amount set out in the budget in respect of any service of the Board is not required in that year for such service or the total amount so set out for such service is in excess of the amount required for such service, the Board may apply such amount or such excess amount to any other service for which the Board is authorized to provide in its budget.

520 The Board shall not expend in the year a greater sum than the whole amount so budgeted. Any moneys received by the Board in excess of such total amount and all moneys not expended by the Board at the end of the fiscal year shall be deemed unexpended balances and shall form part of the surplus of the Board and shall be shown as such in the budget for the following year.

55 Section 521 of said Chapter 52 is amended by striking out the words "so determined by the Council or by the Governor in Council" in the third and fourth lines thereof and substituting therefor the words "of the annual requirement of the Board as set out in the budget".

56 Section 495 of said Chapter 52, as amended by Section 3 of Chapter 105 of the Acts of 1967, is further amended by striking out the word "thirteen" in the second line thereof and substituting therefor the word "twelve", and by striking out the word "seven" in the fourth line thereof and substituting therefor the word "six".

57 Section 496 of said Chapter 52, as amended by Section 4 of Chapter 105 of the Acts of 1967, is further amended by striking out the word "thirteen" in the first line thereof and substituting therefor the word "twelve".

58 Subsection (1) of Section 498 of said Chapter 52, as enacted by Section 5 of Chapter 105 of the Acts of 1967, is amended by inserting the word "two" immediately after the word "the" in the fourth line thereof.

59 Subsection (1) of Section 532 of said Chapter 52 is amended by striking out the figure "16" in the eighth line thereof and substituting therefor the figure "17".

60 Subsection (1) of Section 533 of said Chapter 52 is amended by striking out the figure "29" in the second line thereof and substituting therefor the figure "30".

61 Said Chapter 52 is further amended by adding thereto immediately following Section 533, the following Section:

533A (1) Where there is in force in the City a regulation made pursuant to Section 28 of the Town Planning Act whereby the Town Planning Board of the City may require the owner of land being subdivided to reserve an area of the land for public use, the Council may, by by-law, authorize the Town Planning Board of the City to accept on behalf of the City a sum of money from the owner in lieu of such reservation for public use, provided that the sum so accepted shall be five percentum of the assessed value of the land after it has been subdivided.

(2) Any sums paid to the City pursuant to a by-law enacted under the authority of subsection (1) shall be held by the City in a separate account and shall be used for the purpose of acquiring and developing public parks and playgrounds within the City and for no other purpose.

62 Said Chapter 52 is further amended by adding thereto immediately following Section 538, the following Section:

538A When the building inspector is unable to issue a building permit by reason that the proposed construction does not meet the requirements of the Halifax Zoning By-law, if

(a) the parcel or parcels of land upon which the construction is being located is in excess of five acres, and

(b) the proposed construction is consistent with good planning principles,

the Council may authorize the erection of the proposed construction and issue a permit therefor.

63 Section 583 of said Chapter 52 is amended by adding thereto the following clause:

(f) limiting the number of vehicles licensed to transport for hire passengers or goods.

64 Section 588 of said Chapter 52 is amended by striking out the words "undertake to" in the second line thereof and substituting therefor the words "by itself or through a commission".

65 Form 3 in the Schedule of said Chapter 52, as amended by Section 40 of Chapter 87 of the Acts of 1966, is further amended by striking out the words "City Clerk" in the twenty-first line thereof and substituting therefor the words "Returning Officer".

66 Form 4 in the Schedule of said Chapter 52 is amended by striking out the words "Returning Officer" in the last line thereof and substituting therefor the words "City Clerk".

67 Form 6 in the Schedule of said Chapter 52, as amended by Section 41 of Chapter 87 of the Acts of 1966, is further amended by striking out the words "Returning Officer" in the last line thereof and substituting therefor the words "City Clerk".

68 Form 7 in the Schedule of said Chapter 52 is amended by striking out the words "Returning Officer" in the last line thereof and substituting therefor the words "City Clerk".

69 Section 3 of Chapter 69 of the Acts of 1968 is amended by striking out the symbols and number "(1)" in the first line thereof and substituting therefor the symbols and figure "(2)".

70 Notwithstanding the provisions of Sections 12 and 14 of Chapter 52 of the Acts of 1963, the Halifax City Charter, the terms of office of the Mayor and aldermen elected on the eleventh day of December, 1968, shall be two years and ten months or until their successors are elected and take the oath of office.

71 The City may write off the sum of two hundred and sixty-two dollars and fifty cents, together with any interest accrued thereon, charged against the Estate of Andrew Mathews and Jaunita Mathews in respect of property known as civic number 37 Maynard Street.

72 The City may write off and cancel any business realty taxes and interest thereon, assessed and levied against the Rector, Wardens and Vestry of St. George's Church, in respect of the property at civic number 5435 Cornwallis Street, for the years 1968 and 1969, and may in substitution thereof and for such time as the said property is occupied by the Adult Activity Centre, assess the Rector, Wardens and Vestry of St. George's Church in respect of the ownership of the said property at the residential realty rate.

73 The business occupancy tax levied for the civic year 1967 against The Atlantic Personnel Placement Limited in respect of the occupancy of civic number 5510 Spring Garden Road, shall be the sum of ninety-five dollars and eighteen cents, and the City shall write off and cancel any business tax levied against The Atlantic Personnel Placement Limited for such occupancy in such year in excess of the sum of ninety-five dollars and eighteen cents, together with accrued interest on such taxes to be written off and cancelled, and may refund any amount in excess of ninety-five dollars and eighteen cents paid pursuant to such levy.

74 The City may pay to the Nova Scotia Light and Power Company, Limited, a sum sufficient to defray one-half the cost of the removal and relocation of poles, ducts, wires and other equipment for the transmission of electric energy in the area of the development projects in the City known as "Scotia Square" and "Cogswell Street - Harbour Drive Interchange", and the sum required by the City for the foregoing purpose shall be deemed to be a sum required by the City for a city purpose within the meaning of the Municipal Affairs Act and may be borrowed by the City under the provisions of and in the manner provided by the said Act.

CITY COUNCIL
SPECIAL MEETING
M I N U T E S

Council Chamber,
City Hall,
Halifax, N. S.,
April 2, 1969,
7:08 p.m.

A Special 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.

Present were: His Worship the Mayor, Chairman; Aldermen Abbott, Ahern, Connolly, Hogan, McGuire and Allen.

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

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

1. Report - Transit Committee Re: Transit
2. Proposed New Town Planning Act
3. Tenders - Lane Memorial Hospital
4. Loan Fund Former Africville Residents
5. Final Plans and Tender Call - George Dixon Recreation Centre
6. Appointment - Recreation Director
7. Negro Employment Project
8. Easter Monday - April 7, 1969

His Worship the Mayor then selected the order by which Council would consider the items listed. He also advised that, if time permitted, he wished to meet with the members of Council privately at the adjournment of this meeting.

7:10 p.m. Aldermen Meagher and Sullivan arrive.

TENDERS - LANE MEMORIAL HOSPITAL

A report was submitted from Staff advising that eight tenders have been received for the construction of the

Special Council,
April 2, 1969

proposed new Lane Memorial Hospital and recommending that the lowest tender, that of Omega Construction Ltd., Montreal, Quebec, in amount of \$5,489,000.00 be accepted. This bid meets all requirements of the tender call.

The report advised that additional funds would be required to finance the hospital in the amount of \$486,000.

The report read in part as follows:

"There are two possibilities respecting additional capital assistance:

- (a) a grant from the Health Resources Fund for facilities provided for teaching and research to Dalhousie University, estimated at a possible \$520,000;
- (b) an increase in the Provincial Bed Grant indicated in a recent Speech from the Throne, amounting to possibly \$2,000 per bed, or \$400,000.

It is considered that the addition of nearly half a million dollars to the 1969 Capital Budget could lead to the deferment of other projects of equal importance. Council may, therefore, wish to defer a contract award until the level of capital assistance from senior governments is more clearly known. Alternatively, if Council wishes to proceed with a contract award, it is recommended that the low tender of Omega Construction Limited be accepted. In that case, it will be necessary to pass a further borrowing resolution in the amount of \$500,000."

Alderman Ahern objected to the recommendation of awarding the tender to a Montreal firm, and suggested a meeting be held to ascertain if it would be possible to award the tender to a local firm.

Alderman Abbott suggested deferring the contract award until the level of capital assistance from senior levels of government is more clearly defined. He said he could not agree with Alderman Ahern's suggestion that perhaps a higher tender should be accepted.

Special Council,
April 2, 1969

His Worship the Mayor advised that he had communicated with the Premier, and the City Manager had communicated with the Minister of Health with respect to additional assistance from the Province, and the City is now awaiting a reply. He further stated that even if the tender is awarded at this meeting, it will require all the efficiency of the contractor to meet the deadline to which the City is committed in relation to the opening of the Children's Hospital. He felt it would be unfair and unwise to defer the matter, as the City's position has been repeatedly given to the other levels of government. His Worship the Mayor said that the Premier indicated to him that the Minister of Health would be writing to the City with respect to the increase in the bed grant which is expected to be approximately \$2,000.00, and would amount to \$400,000.00 out of the \$486,000.00 required.

Alderman Abbott asked if there would be any way of taxing Omega Construction Limited on its equipment or offices, or could a licence fee be charged should the tender be awarded to them.

The City Solicitor advised that if they own or occupy a property that was the only basis on which a tax could be levied.

MOVED by Alderman Abbott, seconded by Alderman McGuire that the tender of Omega Construction Limited, Montreal, Quebec, in amount of \$5,489,000.00, for the construction of the proposed new Lane Memorial Hospital, be accepted.

Special Council,
April 2, 1969

Alderman Connolly stated that the revised cost of this building was \$500,000.00 more than was originally estimated, and he asked if there was a possibility of reducing the cost by $\frac{1}{2}$ million.

His Worship the Mayor felt that possibly this could be due to the delay in planning the hospital and could be attributed to inflationary cost increases.

Mr. S. D. Bryson, Chairman of the Lane Memorial Building Committee, advised that the Committee had kept in mind at all times the requirements of the hospital, and attempted to plan for minimum requirements. He said the stipulations set by the Hospital Insurance Commission also had to be adhered to. He said the Committee did its best to economize but the costs have increased since the original estimate.

Alderman Ahern contended that the awarding of the tender to an outside firm was unfair to the people in business in Nova Scotia, and was surprised at the Architect's recommendation.

Alderman Sullivan felt that if the awarding of the tender were postponed, more research should be carried out to ascertain what advantages there would be financially for Nova Scotia if the contract were awarded to a local tenderer. He was concerned that if the contract is awarded to the Montreal firm, the money would not benefit the Province. He asked whether or not the Montreal firm could advise how much of the money would remain within the local area, and also if local persons will be employed on the job.

Special Council,
April 2, 1969

Alderman Meagher asked if the Architects had had any experience with the Omega Construction Limited.

Mr. Leslie R. Fairn, Architect for the project, stated his firm had not had any personal experience but they had checked with projects the firm has been involved in across Canada, and they were well recommended.

Mr. Fairn advised that this contract consists of 95% sub-trade, and all the sub-trades are Maritime firms except for very minor ones. He further stated the local Bid Depository was used for all sub-trade tenders.

In answer to a question from Alderman Sullivan, Mr. Fairn advised that three persons from Montreal will be involved in managerial activities on the site. He read a list of projects with which Omega Construction Limited had been involved.

Aldermen Abbott and Allen were of the opinion that a large amount of tax would have to be collected from the taxpayers if the tender were awarded to a local firm, and did not feel this was justified as it was \$200,000.00 higher.

The motion was put and passed with Aldermen Ahern and Sullivan voting against.

It was then MOVED by Alderman Abbott, seconded by Alderman Meagher that a Formal Borrowing Resolution in the amount of \$500,000.00 be approved. Motion passed unanimously.

It was agreed that the two possibilities respecting additional capital assistance from the Province, regarding the Health Resources Fund and an increase in the Provincial Bed Grant as outlined above, be pursued.

Special Council,
April 2, 1969

FINAL PLANS AND TENDER CALL - GEORGE DIXON
RECREATION CENTRE

MOVED by Alderman Meagher, seconded by Alderman Ahern that the final plans and tender call for the proposed George Dixon Recreation Centre be approved. Motion passed unanimously.

APPOINTMENT - DIRECTOR OF RECREATION

A report was submitted from staff advising that the Recreation and Playgrounds Commission recommended the appointment of Mr. Jesse Dillard as Director of Recreation to fill the forthcoming vacancy, and that the City Manager concurs with the recommendation.

MOVED by Alderman Meagher, seconded by Alderman McGuire that, as recommended by the City Manager, Mr. Jesse Dillard be appointed as Director of Recreation immediately upon the separation of the present Director, Mr. Gordon Price. Motion passed with Alderman Connolly voting against.

LOAN FUND FOR FORMER AFRICVILLE RESIDENTS

A report was submitted from Staff relating to a Loan Fund for Former Africville Residents which would operate the same as a Credit Union. The report advised that:

"Meetings were held with officials of the Nova Scotia Credit Union League, John Wrin being on the executive of the League, and their assistance resulted in the tentative formation of the Seaview Credit Union."

Membership in the Credit Union includes the following:

Special Council,
April 2, 1969

S. A. Ward	City Manager
H. D. Crowell	Social Planner
R. L. Towler	Director of Finance
Mrs. A. McDonough	Social Planning Staff
J. Wrin	Deputy Chief of Police
George Cooper	Solicitor (McInnes, Cooper & Robertson)

Eleven ex-Africville residents

Staff recommends that Council approve the method of appointments to enable the Credit Union to proceed as soon as registration is effective.

A copy of the By-laws are attached to the official copy of these minutes.

MOVED by Alderman Abbott, seconded by Alderman Meagher that the method of appointments to enable the Credit Union to proceed as soon as registration is effective, be approved. Motion passed with Alderman Connolly voting against.

NEGRO EMPLOYMENT PROJECT

A report was submitted from His Worship the Mayor with respect to the Metro Project for 1969 Jobs for Black Students, advising the function, jurisdiction, duration, budget and Committee in charge of the project. The Committee, with power to add two names and to choose their own Chairman, was suggested as follows:

1. Mr. Don Mapp
2. Miss Beverley Symonds
3. Mrs. William Oliver
4. Mr. Eldridge Brinley
5. Mr. Ken Butler
6. A representative to be named by Dartmouth Kiwanis
7. Mr. J. G. Killam

The report advised that the net commitment of the City of Halifax of \$1,500.00 would be provided under Section

AMENDED SHEET
Special Council,
April 2, 1969

316C of the City Charter.

His Worship the Mayor advised that the project is a cost sharing venture between the Province, Cities of Halifax and Dartmouth, and the Municipality of the County of Halifax.

Alderman Ahern asked who chose the Committee in Charge of the Project, to which His Worship the Mayor replied that it had been chosen by representatives of the Province, County of Halifax, City of Halifax, the NSAACP jointly.

Alderman Ahern protested the absence of an Alderman on the committee, as he was of the opinion that an Alderman knew the position better than anyone else, especially Alderman Connolly, Sullivan and himself who represented, in their wards, the majority of the coloured people in Halifax.

Alderman Sullivan suggested that Mr. Ken Pinto be added to the Committee.

Alderman Ahern suggested that Deacon Clarence Johnson also be added to the Committee.

His Worship the Mayor explained the committee structure, and suggested that the two persons named above be put forward to the Committee when it met the following evening, as suggestions for adding them to the Committee which was within their power to add.

Council agreed to the suggestion of His Worship the Mayor.

MOVED by Alderman Sullivan, seconded by Alderman Ahern that the net commitment of the City of Halifax in the

Special Council,
April 2, 1969

Report - Transit Committee Re Transit
amount of \$1,500.00, provided under Section 316C of the
City Charter, be approved as the City's share of the
Metro Project for 1969 Jobs for Black Students. Motion
passed.

EASTER MONDAY HOLIDAY, APRIL 7, 1969

(1) A report was submitted from staff respecting the
closing of Civic Offices on Easter Monday, April 7, 1969.

MOVED by Alderman Meagher, seconded by Alderman
Ahern that all Civic Offices be closed on Easter Monday,
April 7, 1969. Motion passed.

(2) The Com
Listed for ne
Company under
Though it
changes in
PROPOSED NEW TOWN PLANNING ACT -
BILL NO. 89

A report was submitted from staff relating to
Bill No. 89 - The Planning Act, which has been introduced
in the Legislature. The report advised that the new Act
would strengthen the municipal role in planning, and gave
seven reasons for this statement.

City Planning staff have reviewed the proposed
legislation and consider that it warrants the endorsement
of Council and that such endorsement should be communicated
to the Minister of Municipal Affairs and all other Members
of the Legislative Assembly.

MOVED by Alderman Connolly, seconded by Alderman
Sullivan that Council endorse the proposed legislation
with respect to Bill No. 89 - The Planning Act, and that
such endorsement be communicated to the Minister of Municipal
Affairs and all other Members of the Legislative Assembly.
Motion passed.

Special Council,
April 2, 1969

Report - Transit Committee Re: Transit

The following report was submitted from the Transit Committee for Council's consideration:

"At a meeting held on March 24th, the Transit Committee considered a report dated March 21, 1969 from Kates, Peat, Marwick & Company, which reviewed organization alternatives for the new transit service, and set forth a suggested list of "Priorities for Negotiation".

(1) The Committee approved the recommendation of the Consultants that the operation of the transit system by a Public Commission would offer greater long-term benefits to the City of Halifax and surrounding regions, as outlined in their report of March 21, 1969. Alderman LeBlanc was against this recommendation, stating that the report did not provide him with the kind of information he would require to make such a decision.

(2) The Committee approved the order in which items were listed for negotiation with the Nova Scotia Light and Power Company under the heading "Priorities for Negotiation", although it was agreed that there might be a need to make changes in the list as the negotiations proceeded."

MOVED by Alderman McGuire, seconded by Alderman Allen that City Council approve the recommendations of the Transit Committee.

Alderman Ahern said that he had asked several people around the City their opinion with regard to the City of Halifax operating a transit system and the general view had been that the City should not get involved. He felt that the Nova Scotia Light and Power Company should be allowed to continue to run the transit system with their experienced staff and the City should subsidize the system. He indicated that he would oppose any recommendation that a Transit Commission should be formed.

Mr. R. W. Hipwell, Manager of the Halifax Branch of Kates, Peat, Marwick & Company, addressed Council and explained

Special Council,
April 2, 1969

certain items contained in the March 21, 1969 report of the Company. He said that the estimated difference in cost to the City between a Subsidiary Company and a Transit Commission is approximately \$13,000.00 which is a very small percentage of the \$1,600,000.00 estimated total expenditures. He pointed out that transit is only one part of the total field of transportation and it is felt by planners and other professionals in that field that such planning must be integrated with land use, highways, etc. and for this reason a public ownership commission type of operation has been preferred or has been established in most Canadian cities.

In reply to a question from Alderman Meagher, Mr. Hipwell explained that the figures contained in his report were in accordance with those contained in Mr. Harrington's letter to the City, being the figures for which the Nova Scotia Light and Power Company would turn over the assets of the Company to the City, at depreciated book value for items such as buildings and equipment and that the land would be at market value. He said that this would be one of the things that would have to be negotiated with the Nova Scotia Light and Power Company.

Some discussion ensued with respect to the methods which might be followed relating to the issuance of bonds by a public commission operating the transit system.

In reply to several questions, Mr. Hipwell stated:

1. The basic operating Staff of the Nova Scotia Light and Power Company's Transit Division would be transferred in their entirety to whatever the new organization will be.

Special Council,
April 2, 1969

2. It will be necessary to engage a Manager for a Transit Commission since Mr. L. Currie Young will be retiring at the end of 1969. The hiring of such a person could take up to a period of three months.
3. It will also be necessary to engage a Chief Inspector for a Transit Commission as the person presently holding this position with the Light and Power Company is due for retirement and there is no person available who has been trained to take over the position.
4. It is not expected that the Transit operation will reach a break even point for a period of at least four or five years.
5. It will be necessary to hold negotiations with the Nova Scotia Light and Power Company with respect to the pension benefits of Company personnel who are transferred to a public commission.
6. It is not expected that the transit operation will be continued with the present trolley coaches and his firm will be giving a great deal of thought to the best type of buses to be used.

At this time, Alderman Hogan expressed the view that if the City of Halifax hires consultants to make recommendations with respect to certain matters, then City Council should accept the expert's recommendations. He said that he would vote in favour of the formation of a public commission to operate the transit system.

Alderman Ahern suggested that the matter should be deferred since Aldermen Ivany and LeBlanc were away.

Alderman Allen reviewed in some detail the discussions which took place at the Transit Committee meeting and which led up to the recommendations put forward. He stressed the fact that under a subsidiary arrangement, the Board of Directors would consist of three persons from the Nova Scotia Light and Power Company and two from the City, even though the City would be expected to assume the deficits of the transit operation.

Special Council,
April 2, 1969

He thought that Council should make a decision without delay so that the Consultants can proceed with their studies and know the direction to go. He urged Council to decide in favour of a commission type of operation and initiate procedures for the engagement of a manager for the commission immediately.

approve Alderman Meagher was of the opinion that Council should have an idea of the total cost involved in transit in the annexed areas before a decision is made.

The Acting City Manager said that the basic decision to be made first is whether or not the transit operation should be operated by a public commission or a subsidiary company, then the Consultants can proceed to gather the information which Alderman Meagher is looking for. He stated that a General Manager of the transit system should be appointed, if it is decided that a public commission is the best approach, who will be involved in many of the negotiations and discussions taking place between the Consultants and the Nova Scotia Light and Power Company. He went on to review the action which has been taken by the Council respecting the transit system and he referred to the policy adopted by Council that a transit system should be continued in the City of Halifax after the end of the year. Originally, he said, the City had three alternatives, to subsidize the present Company, to form a subsidiary company or to organize a public commission. The first alternative was subsequently ruled out by the Nova Scotia Light and Power Company which left two alternatives. It is usual, he said, for the control of a company to follow the

Special Council,
April 2, 1969

money, but if a subsidiary company is formed, the Light and Power Company would appoint three members to the Board of Directors and the City only two, which would mean that the transit operation would be controlled by the Company with the City assuming the deficits. He recommended that Council approve the recommendation of the Transit Committee relating to the formation of a public commission to operate the transit system.

In reply to a question, Mr. Hipwell said that the next stage of the study of transit should be available in May or June after the transit needs and patterns have been assessed and then work will proceed on the route structure and service levels. The consultants, he said, will then appear before the Transit Committee and City Council and indicate that to provide this type of service with this type of vehicle the cost is so much, and the revenues will be projected at that stage. If the costs are not acceptable to City Council, then the Consultants will go back and change the route structure or service frequency to make it more acceptable to the City.

Alderman McGuire addressed Council in support of the recommendations of the Transit Committee. He pointed out that all members of Council agree that a transit system should continue to operate in the City of Halifax and be extended to the annexed areas. He referred to the presentation made at a previous meeting by Dr. Joseph Kates relating to the matter and he said that he was very impressed by certain

Special Council,
April 2, 1969

comments he had heard about the ability of the Consultants and he agreed with Alderman Hogan that the advice of the experts should be followed by the City. He referred to a resolution which had been adopted by City Council at a meeting held on September 26, 1968 which, to his understanding, moved towards a commission type of operation.

Consultants Alderman Abbott spoke in favour of the motion.

Alderman Meagher again explained why he felt it was necessary to have some idea of the costs involved in a transit system throughout the whole of the City of Halifax before a decision is made.

Company Alderman Allen referred to a study which was undertaken in 1962 by Urwick, Currie Limited, a consulting firm, of the transit division and which indicated at that time that it would be in the interest of the City to have it become a publicly operated body. It was suggested then that it be the responsibility of a City Department or of a separate Transit Commission. He felt that if the transit system is the responsibility of a commission, it would be far easier to expand the operations. He said that the City has had recommendations from Kates, Peat, Marwick & Company indicating that the best method of operating a transit system is through a public commission and previously from Urwick, Currie that in the best interest of the City the transit system should be operated by a public body. He felt that Council should now make a decision and get on with the job.

A. S. STEWARD
CITY CLERK
APR/2

Special Council,
April 2, 1969

The motion was then put and resulted in a tie

vote as follows:

For: Aldermen Abbott, Allen, Hogan & McGuire 4

Against: Aldermen Ahern, Connolly, Meagher & Sullivan 4

His Worship the Mayor cast his vote in favour of the motion and declared the same passed.

Consulting Agreement Re: Transit

A report was submitted from Staff, to which was attached a copy of a proposed agreement between the City of Halifax and Kates, Peat, Marwick respecting the provision of assistance in negotiations with Nova Scotia Light and Power Company Limited for the establishment of a new transit system and for the undertaking of a study to determine the physical and operating requirements of a city-wide transit service.

MOVED by Alderman Abbott, seconded by Alderman McGuire that the proposed agreement be approved by City Council and that His Worship the Mayor and the City Clerk be authorized to execute same on behalf of the City. Motion passed.

9:00 p.m. Meeting adjourned.

HEADLINES

Tenders - Lane Memorial Hospital	295
Final Plans and Tender Call - George Dixon Recreation Centre	300
Appointment - Director of Recreation	300
Loan Fund for Former Africville Residents	300
Negro Employment Project	301
Easter Monday Holiday, April 7, 1969	303
Proposed New Town Planning Act - Bill No. 89	303
Report - Transit Committee Re: Transit	304
Consulting Agreement Re: Transit	310

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK
/dh/jl

NOVA SCOTIA CREDIT UNION ACT

SUPPLEMENTAL BY-LAWS

SEAVIEW

CREDIT UNION LIMITED

(i) Membership in the Credit Union shall be limited to:

- a) persons relocated from Africville by the City of Halifax between June 1964 and September 1967;
- b) staff of the City of Halifax who are members of the Committee of Former Africville Residents; and
- c) a chartered accountant, a barrister, and a representative of the Nova Scotia Credit Union League who, in the opinion of the Board of Directors, demonstrate a genuine interest in the persons eligible for membership under Sect. 1 (i)(a).

(ii) So long as the Committee of Former Africville Residents has on deposit with Seaview Credit Union Limited at least one-half of the seventy thousand dollars (\$70,000) advanced by the City of Halifax, 12 March 1969, only persons eligible for membership in this Credit Union under Sect. 1 (i) shall be admitted, and this supplementary by-law Sect. (ii) shall not be amended by the Union membership except with the consent of the City of Halifax, by vote of City Council.

The minimum instalment on a share shall be one dollar (\$1).

The Board of Directors shall consist of nine members, one of whom shall be a city staff representative from the Committee of Former Africville Residents admitted to membership under Sect. 1 (i)(b), and one of whom shall be the representative from the Nova Scotia Credit Union League admitted to membership under Sect. 1 (i)(c).

At the first general meeting, nine Directors shall be elected to hold office until the first annual meeting. At the first annual meeting three Directors shall be elected to hold office until the second annual meeting, and three Directors shall be elected to hold office until the third annual meeting, and three Directors shall be elected to hold office until the fourth annual meeting.

At each subsequent annual meeting, Directors shall be elected to replace those retiring, and Directors so elected shall hold office for three years.

The Credit Committee shall consist of five members, one of whom shall be a city staff representative from the Committee of Former Africville Residents admitted to membership under Sect. 1 (i)(b), and one of whom shall be the barrister admitted to membership under Sect. 1 (i)(c).

The Credit Committee shall be appointed by the Board of Directors in accordance with the provisions of the Act.

.....



The Supervisory Committee shall consist of five members, one of whom shall be a city staff representative from the Committee of Former Africville Residents admitted to membership under Sect. 1 (i)(b), and one of whom shall be the chartered accountant admitted to membership under Sect. 1 (i)(c).

There shall be meetings of the Board of Directors, the Credit Committee and the Supervisory Committee as required by the Act and the Standard By-Laws and more frequently if the business of the Credit Union warrants it.

At annual or special meetings of the members, fifteen (15) members shall constitute a quorum.

Meeting of City Council was held at the
of Council attending, led by the City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman and Aldermen Abbott, Allen, Connolly, Hogan, McGuire, Neagher and Sullivan.

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

TRIBUTE TO THE LATE ALDERMAN J. E. AHERN

MOVED by Alderman Neagher, seconded by Alderman Sullivan that the Council pass a resolution expressing its deepest sympathy to the family of the late Alderman J. E. Ahern on the occasion of his passing.

At this time, a moment of silence was observed.

His Worship the Mayor, Alderman Neagher, Alderman Sullivan and Alderman Abbott paid tribute to the late Alderman and remarked on the great contribution that he had made over the years to Civic Government, Provincial Government and in sport in the City of Halifax.

The motion was then put and passed unanimously.

3:11 p.m. Meeting adjourned.

CITY COUNCIL
SPECIAL MEETING
M I N U T E S

Council Chamber,
City Hall,
Halifax, N. S.,
April 9, 1969,
3:07 p.m.

A Special 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.

Present: His Worship the Mayor, Chairman and
Aldermen Abbott, Allen, Connolly, Hogan, McGuire, Meagher
and Sullivan.

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

TRIBUTE TO THE LATE ALDERMAN J. E. AHERN

MOVED by Alderman Meagher, seconded by Alderman
Sullivan that the Council pass a resolution expressing its
deepest sympathy to the family of the Late Alderman J. E.
Ahern on the occasion of his passing.

At this time, a moment of silence was observed.

His Worship the Mayor, Alderman Meagher, Alderman
Sullivan and Alderman Abbott paid tribute to the Late Alderman
and remarked on the great contribution that he had made over
the years to Civic Government, Provincial Government and to
sport in the City of Halifax.

The motion was then put and passed unanimously.

3:12 p.m. Meeting adjourned.

ORDER OF BUSINESS

CITY COUNCIL

APRIL 16, 1969

8:00 p.m.

1. Lord's Prayer
2. Roll Call
3. Minutes: March 26, 1969, April 2 & 9, 1969
4. Approval of Order of Business, Additions & Deletions
5. Deferred Items:
 - (a) Motion - Alderman Sullivan Re: Facilities for Handicapped Persons in New Housing and Other Buildings (Report from Building Inspector)
6. Motions of Reconsideration: NONE
7. Motions of Rescission: NONE
8. Public Hearings and Hearings:
 - (a) Hearing - Appeal from Refusal of Building Inspector to issue a Building Permit - #2024 Oxford Street - Dr. J. A. Shah
9. Petitions and Delegations:
 - (a) Petition to Rezone One Section of Bridgeview Subdivision
10. Report - Finance & Executive Committee:
 - (a) Sewer - South Street - Children's Hospital
 - (b) Public Hearing - Store Closing Hours - April 29, 1969
 - (c) Preservation - Waterfront Historic Buildings
 - (d) Property Acquisition - #2201-2203 Barrington Street - Estate of Gladys Lillian Keefe
 - (e) The Halifax Housing Authority - 1969 Budget
 - (f) Amendments - City Charter - Sections 17 and 500 - Alderman McGuire
 - (g) Renewal - Band Concert Agreement
 - (h) Application for Tag Day
 - (i) Cost of Preparation - Plans, Profiles, etc.
 - (j) Tax Exemption - Land for Narrows Bridge Approaches - Halifax- Dartmouth Bridge Commission
 - (k) Payment to Canada Games Society
 - (l) Tenders for Surplus Pumping Engine
 - (m) Proposed Bond Issue - \$1,500,000.00
1. Report - Committee on Works:
 - (a) Sewers - Wards 7, 8, 9 and 10
 - (b) Application for use of Public Gardens - Wedding Ceremony
 - (c) Sale of Works of Art - Spring Garden Road - College of Art Students
 - (d) Tenders for Toilet Facilities - Wanderers Grounds (Canada Games)
 - (e) Point Pleasant Park Canteen Plans
2. Report - Safety Committee:
 - (a) Tenders for Clothing - Fire Department
 - (b) Tenders for Clothing - Police Department

3. Report - Public Health & Welfare Committee: NONE

4. Report - Committee of the Whole Council, Boards and Commissions.

5. Report - Town Planning Board:

- (a) Rezoning - R-3 Residential Zone to C-2 General Business Zone -
#5514 Clyde Street
DATE FOR HEARING
- (b) Subdivision Alterations - #3350 and 3358 Prescott Street
- (c) Extension to a Non-conforming Building, Modification of Front Yard
Requirements - #3218 Beresford Road
- (d) Rezoning - R-2 Residential Zone to C-2 General Business Zone -
Lot Nos. 13 and 15 Catamaran Road
- (e) Dunbrack Street
- (f) Modification of Side Yard, Lot Frontage and Lot Area Requirements -
Lot 64B, Basinview Drive.
- (g) Amendment to Part XVI of the Zoning By-law - Halifax Infirmary DATE FOR HEARING
- (h) Subdivision Alterations and Reduced Setbacks - #642-44 Herring Cove Rd.
- (i) Halifax Professional Centre, Subdivision Alteration - Robie Street
and Spring Garden Road
- (j) Subdivision Alteration - Lawrence Hartnett Property,
496 Herring Cove Road
- (k) Subdivision Alteration - Lots F5 and F6, Wedgewood Subdivision,
Birch Cove
- (l) Halifax Commercial Park, Strawberry Hill - Subdivision Alterations
- (m) Extension to a Non-conforming Building and Modification of Side
Yard Requirements - #6138 Linden Street
- (n) Modification of Lot Area and Lot Frontage Requirements -
#6295 Cork Street
- (o) Extension to a Non-conforming Building - #17 Mansion Road
- (p) Modification of Lot Frontage - #45 (Lots 21 and 22)
Pine Grove Drive, Spryfield, DATE FOR HEARING
- (q) Amendment to Zoning By-law - Part XVI, 1(g)
- (r) Proposed Amendments to the Halifax Zoning By-law
- (s) Special Meeting - Public Hearing - R-3 Density Controls
- (t) Alteration to Subdivision - #1058 Tower Road
- (u) Extension to a Non-conforming Building, Non-Conforming Use and
Modification of Side Yard Requirements -
#904 South Bland Street
- (v) Extension to a Non-conforming Building and Modification of Front
and Side Yard Requirements - #40 Withrod Dr.

16. Motions:

- (a) Motion - Alderman Abbott Re: Amendments to Ordinance #130,
"Electric Wiring and the Use of Electrical Energy"
FIRST READING

17. Miscellaneous Business:

- (a) Accounts Over \$5000
- (b) Lord's Day Permits
- (c) Tour - Scotia Square
- (d) Halifax Natal Day
- (e) Refund - Gasoline Tax - Nova Scotia Light & Power Co. Limited
- (f) Vacancy in Council - Special Election - Ward 3

18. QUESTIONS

19. Notice of Motion

20. Added Items

CITY COUNCIL
MINUTES

Council,
April 16, 1969
Council Chamber,
City Hall,
Halifax, N.S.
April 16, 1969
8:00 p.m.

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

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

Present: Deputy Mayor Allen, Chairman; and Aldermen Abbott, Ivany, Meagher, Sullivan, Connolly, LeBlanc, McGuire, and Hogan. Also present, City Manager, City Solicitor, and other Staff members.

MINUTES

Minutes of meeting held March 26, 1969, and April 2 and 9, 1969 were approved on motion of Alderman Abbott, seconded by Alderman Connolly.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

It was agreed to add the following items to the agenda:

20 (a) - Tour of Wards 7, 8, 9 and 10.

20 (b) - Transfer of City Market.

At the request of Alderman Sullivan it was agreed to add the following item to the agenda:

20 (c) - Pockwock Development.

DEFERRED ITEMS

Motion - Alderman Sullivan Re: Facilities for Handicapped Persons in New Housing and Other Buildings (Report from Building Inspector)

The City Manager advised that he was still awaiting a report from Ottawa on this subject, and it was therefore agreed to defer the matter until the next regular meeting of Council.

Council,
April 16, 1969

PUBLIC HEARINGS AND HEARINGS

Hearing - Appeal from Refusal of Building Inspector to Issue a
Building Permit - #2024 Oxford Street - Dr. J.A. Shah

A Hearing was held at this time into an appeal by Dr. J.A. Shah on refusal of Building Inspector to issue a Building Permit for #2024 Oxford Street on Application No. 28163 for installation of a Laundry Tub. The following letter was sent under date of April 8 to the City Clerk by Mr. Terence R.B. Donahoe, who was appearing at the Hearing on behalf of the applicant.

"Please be advised that I propose to appeal the above noted decision of the Building Inspector of the City of Halifax, on behalf of Dr. J.A. Shah, and would respectfully request that this letter be considered as notice to you of such appeal. The decision referred to, which is the subject of the proposed appeal, was communicated to Doctor J. A. Shah by Mr. G.B. Jefferson, Building Inspector, for the City of Halifax, by letter dated the 25th day of March, A.D., 1969.

"The grounds for the appeal are as follows:

"(a) That the Building Inspector erred as to the intent of the application made by appellant;

"(b) That the Building Inspector acted outside the scope of his authority in basing his refusal, inter alia, on the ground that the attic level of the building in question is too far removed from the ground floor thereof to be accepted as part of the ground floor dwelling unit;

"(c) That the Building Inspector acted outside the scope of this authority in basing his decision, inter alia, on the ground that approval of the application in question would make the suite of rooms on the attic level of the building capable of being occupied as an independent and separate housekeeping establishment and that as a consequence thereof a third dwelling unit would be established.

"All such other grounds as may appear on the hearing of the appeal herein."

Mr. Donahoe said the appeal before Council related to a decision rendered by the Building Inspector on Application No. 28163 for installation of a laundry tub at 2024 Oxford Street, and then proceeded to go over some of the