

ORDER OF BUSINESS

CITY COUNCIL

JULY 2, 1969

*Rec'd*  
*July 1969*

8:00 p.m.

1. Lord's Prayer
2. Roll Call
3. Minutes: June 18, 1969
4. Approval of Order of Business, Additions & Deletions
5. Deferred Items:
  - (a) Amendments - City Charter - Sections 17 & 500 - Alderman McGuire
6. Motion of Reconsideration: NONE
7. Motion of Rescission: NONE
- Public Hearings & Hearings:
  - (a) Public Hearing Re: Amendment to Part XVI, Section 1(m) Zoning By-law
  - (b) Public Hearing Re: Rezoning Land Civic Number 2882-84 Gottingen St.  
From R-2 Zone to Park & Institutional Zone
9. Petitions & Delegations:
  - (a) Petition - Herring Cove Road Residents - Speed Limit, Street Lighting, Sidewalks, Safety Education & Use of Radar
10. Report - Finance & Executive Committee:
  - (a) Invoice for Survey Work
  - (b) Funds for Development Proposal - City Prison Lands
  - (c) Use of & Purchase of Furniture - Armdale Fire Station
  - (d) Additional Funding - Preparation of the Kline Heights Urban Renewal Scheme & Engineering Design
  - (e) Employees' Group Life Insurance
  - (f) Tenders - Traffic Signal Equipment
  - (g) Possible Acquisition - Civic Number 2406 Barrington Street - Mr. Robert L. Wilson
  - (h) Use of City Crest
  - (i) Ordinance #109 - Lord's Day - Exemption Extension, Annexed Areas, City of Halifax - Board of Commissioners of Public Utilities
11. Report - Committee on Works:
  - (a) Demolition - Historic Buildings - (DEFER)
  - (b) Appointment - Consultants to Design Harbour Drive Between Court House & Cogswell Street Interchange
  - (c) Call for Proposals - Historic Buildings - (DEFER)
12. Report - Safety Committee:
  - (a) Appointment - Traffic Authority, Deputy Traffic Authority & Proposed Traffic Authority
13. Report - Public Health & Welfare Committee:
  - (a) Placement - Disabled Patients - Indian School, Shubenacadie
  - (b) City Cooperation with Soroptimist Club - "Meals On Wheels"

4. Report - Committee of the Whole Council, Boards & Commissions: NONE

5. Report - Town Planning Board:

- (a) Modification of Front Yard Requirement - Peacock Lot,  
MacIntosh Street, Spryfield
- (b) Construction - 48-unit Apartment Building - Aurora & Seaview Avenues
- (c) Modification of Front Yard Requirement - Civic Number 26, Lot #79  
Crestview Drive, Armdale
- (d) Modification of Front Yard Requirement - Lot #10, Bayview Drive
- (e) Modification of Front Yard, Side Yard, Lot Frontage and Lot Area  
Requirements - Civic Number 143 Main Avenue, Fairview
- (f) Extension to a Non-conforming Building & Modification of the Side  
Yard Requirements - Civic Number 6442 Cork Street
- (g) Extension to a Non-conforming Building & Modification of the Front  
Yard, Side Yard, Lot Frontage & Lot Area Requirements -  
Civic Number 22 Frederick Avenue
- (h) Modification of Lot Frontage Requirement - Civic Number 30 Melody  
Drive, Rockingham
- (i) Modification of Front Yard & Side Yard Requirements -  
Lot #4, Sussex Street, Spryfield
- (j) Modification of Front Yard, Side Yard, Lot Frontage & Lot Area  
Requirements - Re-submission - Civic Number 2024-26  
Oxford Street

Motions:

- (a) Motion - Alderman LeBlanc Re: Introduction of Ordinance #134,  
Respecting The Halifax-Dartmouth Port Commission  
(FIRST READING)
- (b) Motion - Alderman McGuire Re: Introduction of Ordinance #137,  
Respecting Deferred Payment of Taxes (FIRST READING)
- (c) Motion - Alderman Ivany Re: Second Airline Service  
Into City of Halifax
- (d) Motion - Alderman Connolly Re: Introduction Ordinance #126  
Respecting Train Whistles in City of Halifax (FIRST READING)

Miscellaneous Business:

- (a) Accounts Over \$5000
- (b) Establishment - Police Commission
- (c) Committee Quorum
- (d) Change of Date - City Council Meeting - July 30, 1969
- (e) Settlement - William Carvery Property - Africville
- (f) Proposed Adjustment of City Hall Working Hours - July & August
- (g) Agreement - Department of National Defence Re: Fire Alarm  
Signal Boxes

QUESTIONS

Notice of Motion

Added Items

CITY COUNCIL  
M I N U T E S

Council,  
July 2, 1969  
Council Chamber,  
City Hall,  
Halifax, N. S.,  
July 2, 1969,  
8:00 p.m.

Amendments - City Charter - Sections 17 & 500 - Alderman McGuire

A meeting of the 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, Hogan, Ivany, McGuire, Meagher, Sullivan and Allen.

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

MINUTES

MOVED by Alderman Abbott, seconded by Alderman Ivany that the Minutes of Council of June 18, 1969, be approved. Motion passed.

8:04 p.m. Alderman Connolly arrives.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

It was agreed to add the following items to the Order of Business:

- 20(a) Narrows Bridge Sewers
- 20(b) Proclamation City Charter Sections

Alderman Meagher suggested the addition of an item respecting "Appointment - Tourist Director" but His Worship the Mayor advised that it was the City Manager's prerogative to process applications for the position.

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The Order of Business, as amended, was then approved.

DEFERRED ITEMS

Amendments - City Charter - Sections 17 & 500 - Alderman McGuire

Alderman McGuire suggested that the following 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 regular election; or, in the case of a special election, has 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 advised that the intention of the amendments is to establish qualifications for election as Mayor or Alderman, the same qualifications as those required for voters.

MOVED by Alderman McGuire, seconded by Alderman Abbott that legislation be sought to amend Section 17(1)(d) of the City Charter to read:

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"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 regular election; or, in the case of a special election, has 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.

Alderman Abbott suggested that Council approve the matter in principle and then appoint a small committee to work with the City Solicitor on setting out some guide lines.

Alderman Sullivan stated that it was his understanding of the motion, that it would be permissible for a non-property owner to run for office if 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 regular election and ten months in the case of a special election. He suggested that the period of residency should be two years for special or regular elections for non-property owners.

Alderman Allen said he was not in favour of a two year waiting period, and felt the time set out in the motion was sufficient residency for a person who wished to run for office.

Alderman Connolly said he would oppose the motion because he felt a person who runs for office should have a longer term of residency in the City. He said that some persons could have job transfers who may run for office which could lead to two or three special elections per year. He felt the

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The motion was then put and passed as follows:  
For the motion: Aldermen McGuire, Ivany, Hogan,  
term of residency should be three years.

Against the motion: Alderman Ivany said he would support the motion  
and was in favour of a small committee being formed to  
study the matter.

MOVED in Amendment by Alderman Connolly, seconded  
by Alderman Sullivan that in the case of a non-property owner  
the residence qualifications for a regular election would be  
an additional three years and for a special election three  
years and ten months.

Alderman Hogan said that a person who wished to run  
for office could beat the qualifications mentioned in the  
amendment to the motion by purchasing a small piece of land  
and become a real estate owner.

The Amendment was then put and lost as follows:

For the Amendment:	Aldermen Connolly, Meagher and Sullivan	- 3 -
Against the Amendment:	Aldermen Abbott, Hogan, Ivany, McGuire and Allen	- 5 -

Alderman McGuire advised that it becomes obvious  
that as one studies the Charter concerning the election  
qualifications and relevant matters, there are flaws and  
inequities in it, and he felt it would be wise to establish  
a committee to study the sections in detail.

Alderman Sullivan asked if a committee is established  
would it have the power to vary the period of residency for  
non-property owners, to which His Worship the Mayor replied  
that an amendment to the motion would have to be passed to  
permit this.

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The motion was then put and passed as follows:

For the motion: Aldermen McGuire, Ivany, Hogan,  
Allen, and Abbott - 5 -

Against the motion: Aldermen Sullivan, Connolly and  
Meagher - 3 -

MOVED by Alderman McGuire, seconded by Alderman Allen  
that legislation be sought to amend Section 17(2)(a) 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 Connolly suggested that this matter be  
deferred until Alderman McGuire submits a list of persons  
employed by the Board of School Commissioners, who he felt  
should not run for City Council.

Alderman Ivany said he would like to have more  
information on the matter before he cast his vote on the  
motion.

MOVED by Alderman Ivany, seconded by Alderman Hogan  
that a special committee be established to study the matter  
and report its recommendation to Council.

Alderman Allen said he was opposed to the motion  
made by Alderman McGuire, and suggested that it be brought  
into line with the Municipal Act which only disqualifies  
people who work for a department in a municipality who  
answer directly or derive funds from a municipality, it would be

more favourable.

The motion to appoint a Special Committee was then put and passed with Aldermen Allen and Sullivan voting against.

At the suggestion of Alderman Ivany, it was agreed to establish a Special Committee to study the matter, comprising of Aldermen McGuire, Meagher and Abbott.

Alderman Abbott suggested that Alderman Ivany also be appointed to the Special Committee, to which Council agreed.

His Worship the Mayor suggested that Alderman McGuire convene the first meeting of the special committee, at which time it may then elect its Chairman.

PUBLIC HEARINGS & HEARINGS

Public Hearing Re: Amendment to Part XVI, Section 1(m) Zoning By-law

A Public Hearing was held at this time with respect to an Amendment to Part XVI, Section 1(m) of the Zoning By-law.

No persons appeared for or against the proposed amendment.

MOVED by Alderman Ivany, seconded by Alderman Connolly that the amendment to Part XVI, Section 1(m) of the Zoning By-law be approved as follows:

BE IT ENACTED by the City Council of the City of Halifax, under the authority of Chapter 308 of the Revised Statutes of Nova Scotia, 1967, The Town Planning Act, as follows:

1. Clause (m) of Section 1 of Part XVI of the Halifax Zoning By-law, as that clause was enacted by the City Council on the 11th day of February, 1965 and approved by the Minister of Municipal Affairs on the 14th day of April, 1965, is repealed and the following substituted therefor:

(m) Permit modification to any regulations contained in this By-law to allow an extension to a hospital with teaching facilities.

Motion passed.



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A Formal By-law was submitted.

MOVED by Alderman Ivany, seconded by Alderman Connolly that the Formal By-law, as submitted, be approved. Motion passed.

Public Hearing Re: Rezoning Land Civic Number 2882-84 Gottingen Street from R-2 Zone to Park and Institutional Zone

A Public Hearing was held at this time with respect to the rezoning of land at 2882-84 Gottingen Street from R-2 Zone to Park and Institutional, to permit the construction of a new building for the Children's Aid Society as shown on Drawing No. P200/2786 on file in the office of the City Engineer.

Mr. John E. Godwin, immediate Past President of the Children's Aid Society, spoke on behalf of the Society and gave a brief résumé of the aims and use of the new building, and urged Council to give favourable consideration to the application for rezoning the land in question.

No persons appeared against the proposed rezoning.

MOVED by Alderman Abbott, seconded by Alderman Meagher that the application for rezoning of land at 2882-84 Gottingen Street from R-2 Zone to Park and Institutional, as shown on Drawing No. P200/2786, to permit the construction of a new building for the Children's Aid Society, be approved. Motion passed.

MOVED by Alderman Abbott, seconded by Alderman Meagher that the Formal By-law, as submitted, be approved. Motion passed.

#### PETITIONS & DELEGATIONS

The City Clerk advised that he had received a petition signed by approximately 175 residents of the Herring Cove Road area, which read as follows:

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"We the undersigned residents of the Herring Cove Road area in the City of Halifax, Province of Nova Scotia do hereby petition the Premier of Nova Scotia, the Minister of Highways, and His Worship the Mayor of the City of Halifax to respectfully request that the following action be taken immediately:

- (1) Enforce the 40 mile limit, install suitable signs such as Slow - School Crossing Ahead - Slow School Zone.
- (2) Installation of proper street lighting for the Herring Cove Road area.
- (3) A wide white line to be painted down each side of the pavement for the safety of the pedestrian until sidewalks can be installed.
- (4) First reprimand, then enforce a penalty on anyone who walks within 2 feet of pavement and to anyone that walks on the wrong side of traffic.
- (5) Greater safety education in our schools so as to encourage our children to respect the safety rules. Also the necessity of wearing lighter clothing or wear fluorescent stickers at night.
- (6) Install radar and have the Ghost Patrol spot check for speeding and drinking drivers."

Alderman Allen requested that the petition be directed to the appropriate Department Heads for consideration.

Alderman Ivany thought consideration of this matter should not be confined to the Herring Cove Road area, he said there are areas in the old section of the City where greater pedestrian safety is required, particularly with respect to the necessity for more crosswalks. He failed to see any great improvement in the crosswalk programme which is supposed to be carried out in the City, and asked if the programme is being implemented.

Alderman Meagher said that the painting of road signs and crosswalks seems to be rather slow this year, and

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asked if it could be speeded up. He complimented the people doing the painting work and said there was not as many smudge marks on the roads as last year.

Alderman McGuire said it was his understanding when the crosswalk programme was discussed at a previous meeting that it was the intention to have fewer crosswalks, and to have these more strategically placed. He was of the opinion that there had been too many crosswalks in the City in the past.

Alderman Meagher felt that if there were going to be fewer crosswalks, there would be more accidents and did not consider less crosswalks desirable.

His Worship the Mayor suggested that the City Manager look into the matter and have the crosswalks painted as soon as possible.

It was agreed that the petition be directed to the various Department Heads concerned for consideration and implementation as necessary.

FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on June 25, 1969 with respect to the following matters:

Invoice for Survey Work

MOVED by Alderman Abbott, seconded by Alderman Connolly that, as recommended by the Finance and Executive Committee, an appropriation under the authority of Section 316C of the City Charter, be approved, in the amount of \$1,338.03

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for payment of preliminary survey work carried out by the Department of Highways in 1967, on Dutch Village Road street widening. Motion passed.

Funds for Development Proposal - City Prison Lands

MOVED by Alderman Ivany, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, a progress payment of \$6,000 be approved for Stage I of the Consultants fees for the Development proposal of the City Prison Lands, and that staff submit an itemized statement making up the \$24,000 extra expense to the next meeting of the Finance and Executive Committee. Motion passed.

Use of and Purchase of Furniture - Former Armdale Fire Station

MOVED by Alderman McGuire, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee:

- 1) The Recreation Commission be requested to make available the use of the Armdale Fire Station, for a portion of the time, to Community Organizations by advance appointment;
- 2) the amount of \$1,000 for the purchase of 25 tables and 100 chairs be appropriated under the authority of Section 316C of the City Charter.

Motion passed.

Additional Funding - Preparation of the Kline Heights Urban Renewal Scheme and Engineering Design

MOVED by Alderman Meagher, seconded by Alderman Abbott that, as recommended by the Finance and Executive Committee:

- 1) under the provisions of Section 316C of the City Charter, the amount of \$11,448 be made available to complete the preparation of the Urban Renewal Scheme for Kline Heights, with the understanding that \$22,895 of the total cost may ultimately be receivable from Central Mortgage and Housing Corporation; and

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- 2) the sum of \$78,000 be made available to cover the costs of engineering design for a public water supply, sewer system, and road system in the Kline Heights Urban Renewal Scheme area, to come out of the \$1,500,000 allocated for capital works in the annexed area. A Borrowing Resolution will have to be passed by City Council prior to approval of the Minister of Municipal Affairs.

Motion passed.

Employees' Group Life Insurance

MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the following be approved:

- (a) Northern Life Assurance Company of Canada underwrite the City's group life insurance on the basis of the premium indicated;
- (b) the City share equally the cost of insurance over the first \$1,000 for members of locals 143 and 108 C.U.P.E;
- (c) that coverage be extended to non-union personnel (minimum \$3,000 - maximum \$6,000) the City to bear the cost of the first \$1,000 insurance and 50% of the cost of coverage over \$1,000. Minimum participation to be compulsory for full-time permanent employees joining the City after July 1, 1969;
- (d) that coverage be extended to Firefighters, Police and Basinview Home employees on the same basis as non-union employees except that participation in the plan be at the employee's option;
- (e) that funds to cover the City's share of the cost be appropriated under the authority of Section 316C of the City Charter 1931, the amount to be determined on the basis of Council's decision respecting recommendations (b), (c) and (d) above.

Motion passed.

Traffic Signal Equipment

MOVED by Alderman Ivany, seconded by Alderman Hogan that, as recommended by the Finance and Executive Committee, the following purchase of traffic signal equipment, be approved:

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<u>Item</u>	<u>Quantity</u>	<u>C.G.E.</u>	<u>Davis Controls</u>
1. Traffic signal sections	68	\$3,602.75	
2. Mounting brackets	19		\$315.26
3. Mounting brackets	38		345.80
4. Standards	8	500.00	
5. Controllers	4	2,828.00	
		<u>\$6,930.75</u>	<u>\$661.06</u>
Total amount		\$7,591.81	

Motion passed.

Possible Acquisition - 2406 Barrington Street - Mr. R. L. Wilson

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the property of Mr. Robert L. Wilson, at 2406 Barrington Street be purchased for \$12,000 as settlement in full for all claims and that the completion of the sale be held in abeyance until such time that the owner is ready to move into new accommodation. Motion passed.

Use of City Crest

MOVED by Alderman Meagher, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, the request of Mr. D. S. MacLeod for use of the City Crest on the back cover of his publication entitled "As It Is In Halifax", be approved. Motion passed.

Ordinance #109, "Lord's Day" - Exemption Extension, Annexed Areas, City of Halifax - Board of Commissioners of Public Utilities

The Finance and Executive Committee recommended that approval be given to the following:

1. Council request the Board of Commissioners of Public Utilities to extend the period of exemption to the provisions of Ordinance #109 in the annexed areas in the City of Halifax for a further twelve months from July 1, 1969; and

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2. consideration be given to amending the By-laws to permit the opening of grocery stores forming part of general stores on the Lord's Day and that support be given to any change in the Lord's Day Act of the Province of Nova Scotia permitting the opening of general stores on the Lord's Day.

The City Manager said that the Legal Department was questioning what Council's intention was, whether they wished the period of exemption to apply to all stores or just general stores. If this was to apply only to general stores the Board of Commissioners of Public Utilities would have to specify this in their Order, and the City would have to supply the definition of a general store.

Alderman Connolly questioned whether or not the barbers in the annexed areas would be subject to the regulations.

His Worship the Mayor said that barbers are covered under Ordinance No. 121.

A short discussion ensued on the barber shop issue.

Alderman Abbott said the intention of Council is to extend the period of exemption to the provisions of Ordinance No. 109 for all stores in the annexed areas for a further twelve months from July 1, 1969. It is only an extension of what Council permitted from the date of annexation to June 30, 1969.

His Worship the Mayor stated that all Council is doing is extending the original Order of the Board for another twelve months from July 1, 1969.

MOVED by Alderman Abbott, seconded by Alderman Allen that:

1. Council request the Board of Commissioners of Public Utilities to extend the period of exemption to the provisions of Ordinance #109 in the annexed areas in the City of Halifax for a further twelve months from July 1, 1969.

Motion passed with Alderman Connolly voting against.

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REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on June 25, 1969 with respect to the following matters:

Demolition - Historic Buildings:

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Committee on Works, no action be taken with respect to the demolition of the historic buildings on Water Street until the motion to rescind the resolution of Council approved June 19, 1969 has been dealt with. Motion passed with Alderman Connolly against.

Appointment - Consultants to Design Harbour Drive between Court House and Cogswell Street Interchange:

The recommendation of the Committee on Works was that A.D. Margison and Associates be engaged to design both the narrow and wide roadways between the Court House and the Morses Tea Building, and set forth the assumptions on which the designs would be based.

Alderman Ivany questioned the use of a Consultant who had already expressed a very strong opinion as to how the road should be designed.

His Worship the Mayor said he had looked over the site with Mr. Stewart of A.D. Margison and Associates, and Mr. Stewart had indicated he believed it was feasible to work out a road design that was workable and still retain the historic buildings. The report would present to Council in layman terms, designs that were workable and illustrate the comparison between the narrow and wide roadways between the Court House and the Morse's Teas building.

The City Engineer said that Margison would be



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designing the two roadways for comparison purposes, in accordance with the stipulations put down in the recommendation that there be no change in the grade from the present in front of the historic buildings, etc. At the end of their submission, he said, they might say such a design was acceptable for speeds of 20 m.p.h., but could not be recommended for 30 m.p.h., and so on. He said one suggestion had been to use an alignment which would put the road further to the west, which would give a better grade in front of the buildings. This latter suggestion, he said, was not included in the terms of reference, but Margison felt such a proposal might be helpful to Council in making a decision.

Alderman Meagher expressed concern over any plan being designed which would mean the demolition of the Morse's Teas Building. The owner, he said, had put a lot of money into the building and if he had reason to believe the City contemplated demolishing the building, he could very well request the City to buy the property at this time. Alderman Meagher asked if there would be any participation by other levels of Government in acquiring the building, if necessary.

His Worship the Mayor said that plans had always called for a narrow road at this point for the present, with the possibility of a wider one later if conditions demanded. The plan now would place the road 20 feet further to the west so as not to necessitate removal of the fronts of the historic waterfront buildings. Therefore, he said, any problems in connection with the Morse's Teas building were not brought about by the present recommendation before Council. Under the proposed scheme, Central Mortgage and Housing Corporation would withdraw

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their participation, but the Department of Northern Development and Indian Affairs in Ottawa would be picking up 50% of the costs. C.M.H.C. would then be asked to reserve monies for their participation should the road be widened on the other side in the future.

Alderman Meagher asked what would happen if the City were not successful in acquiring the participation of private enterprise in the use of the buildings, at which point it might be decided to demolish the buildings; in this case, would the road presently being considered not be suitable to fit in with the design proposed once the buildings were gone.

The City Engineer said there would be no problem in incorporating a road design based on the assumptions under which Margison would be working as set forth in the recommendation, into the whole pattern of Harbour Drive.

Alderman Sullivan asked whether the City Engineer would change his opinion about accepting an inferior road design in order to save the buildings, based on new information which might come out of the proposed designs by Margison. In reply, the City Engineer pointed out that any consultant was faced with the same set up conditions, there were certain buildings in certain locations with a specific distance between them, etc. and that nothing would change in this regard.

His Worship the Mayor said that a decision on accepting an inferior road was not before Council this evening, and that a comparison of the different road possibilities could be undertaken after the proposed study is carried out by A.D. Margison and Associates.

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MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the Committee on Works, the A.D. Margison and Associates Ltd. be engaged to design both the narrow and wide roadways between the Court House and the Morse's Teas building on the assumption of:

- (a) the historic waterfront buildings remaining;
- (b) no change in grade from the present in front of the historic waterfront buildings;
- (c) no change in grade at either the Court House or the Cogswell Street Interchange from those recently established and confirmed;
- (d) the consultant to give his opinion on the proposal as it now stands and on a proposal that may be accepted by City Council as a result of a new design. This opinion should be from an engineering point of view and should state, amongst other things, volumes, speeds, lane widths, number of lanes, design criteria, and any other relevant factors.

Motion passed.

#### Call for Proposals - Historic Buildings

The recommendation from the Committee on Works was that the Call for Development Proposals be deferred pending the completion of the new study by A.D. Margison and Associates.

Alderman Meagher asked in order not to lose time, if there were some aspects of the matter which could be gone ahead with in the meantime.

His Worship the Mayor suggested the City Manager see how far the Co-ordinating Committee for the Preservation of the Historic Waterfront Buildings had progressed in this matter. He also informed Council that the Department in Ottawa had set aside money in its budget for next year to cover the waterfront historic buildings.

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MOVED by Alderman Allen, seconded by Alderman McGuire that, as recommended by the Committee on Works, the Call for Development Proposals for the re-use of the Waterfront Historic Buildings be deferred until the design work is completed by the Margison firm. Motion passed.

REPORT - SAFETY COMMITTEE

Appointment - Traffic Authority, Deputy Traffic Authority and Proposed Traffic Authority

MOVED by Alderman McGuire, seconded by Alderman Sullivan that, as recommended by the Safety Committee:

- (1) the interim appointment of Deputy Chief of Police, John A. Wrin, as Traffic Authority for the City of Halifax, be terminated and that Mr. C.L. Dodge, City Engineer, be appointed Traffic Authority, and Mr. R.G. Chaboyer, Traffic Engineer, be appointed Deputy Traffic Authority; and
- (2) the City again seek an amendment to the Motor Vehicle Act which would permit appointment of a Traffic Authority of up to three persons.

Motion passed.

REPORT - PUBLIC HEALTH AND WELFARE COMMITTEE

The Public Health and Welfare Committee reported as follows from its meeting of June 25th:

Placement - Disabled Patients - Indian School, Shubenacadie

The recommendation of the Public Health and Welfare Committee read as follows:

"It is recommended that the City of Halifax be prepared to place disabled patients in the former Indian Residential School at Shubenacadie, if it is purchased for use as a Home for the Disabled, with the understanding that no patient be placed without the concurrence of the relatives involved.

The City Manager said that any approval of the recommendation by Council should be "in principle", since it would be dependent on the Municipality of East Hants successfully completing negotiations for the purchase of the School.

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Alderman Sullivan said that in any event he felt the recommendation was worded too strongly, and it should read as a "suggestion" that the City of Halifax be prepared, etc.

Alderman Hogan suggested the matter be deferred until the outcome of East Hants' negotiations for purchase were definitely made known. His Worship the Mayor, however, felt rather than carry it on the agenda as a deferred item, it would be better to remove it, and ask staff to bring the matter up again if and when East Hants actually purchases the building.

In the meantime, the recommendation of the Committee was tabled.

City Cooperation with Soroptimist Club - "Meals on Wheels"

MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Public Health and Welfare Committee, the City cooperate with the Soroptimist Club in establishing a program of "Meals on Wheels", to provide meals to be delivered to the homes of elderly persons, and that such meals be provided at Basinview at a cost to the Club of 50¢ per meal. Motion passed.

REPORT - TOWN PLANNING BOARD

The Town Planning Board reported as follows from its meeting of June 25th:

Modification of Front Yard Requirement - Peacock Lot, MacIntosh St., Spryfield

MOVED by Alderman Ivany, seconded by Alderman McGuire that, as recommended by the Town Planning Board, the application for modification of front yard requirement to permit construction of an apartment building of 6, 3-bedroom units, at Peacock Lot, MacIntosh Street, Spryfield, be refused, and that

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the motion passed on May 1, 1969 for a 6, 2-bedroom unit apartment building at the same address remain in force. Motion passed.

Construction - 48-unit Apartment Buildings - Aurora & Seaview Aves.

MOVED by Alderman Meagher, seconded by Alderman Connolly that, as recommended by the Town Planning Board, approval be given to the construction of two, 48-unit apartment buildings on Lots 2 and 3, B.D. Stevens Limited property, Aurora Avenue, Seaview Avenue, having regard to the general sewer problems existing in the annexed area. Motion passed.

Modification of Front Yard Requirement - Civic No. 26, Lot #79, Crestview Drive, Armdale

MOVED by Alderman Meagher, seconded by Alderman Connolly that, as recommended by the Town Planning Board, the application for modification of front yard requirement to permit construction of a new single family dwelling at Civic No. 26, Lot No. 79, Crestview Drive, Armdale, as shown on Plan No. P200/2887, be approved. Motion passed.

Modification of Front Yard Requirement - Lot #10, Bayview Drive

MOVED by Alderman Meagher, seconded by Alderman Hogan that, as recommended by the Town Planning Board, approval be granted to the application for modification of front yard requirement to permit construction of a new single family dwelling at Lot No. 10, Bayview Drive, as shown on Plan No. P200/2926. Motion passed.

Modification of Front Yard, Side Yard, Lot Frontage and Lot Area Requirements - Civic Number 143 Main Avenue, Fairview

MOVED by Alderman McGuire, seconded by Alderman Meagher that, as recommended by the Town Planning Board, the application for (1) modification of front yard, (2) modifica-

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tion of side yard, (3) modification of lot frontage, and  
(4) modification of lot area requirements at No. 143 Main  
Avenue, Fairview, to permit renovation of the basement of a  
single family dwelling and conversion to a duplex, as shown on  
Plan No. P200/2974, be refused. Motion passed.

Extension to a Non-conforming Building and Modification of the  
Side Yard Requirements - Civic No. 6442 Cork Street

MOVED by Alderman Ivany, seconded by Alderman  
Abbott that, as recommended by the Town Planning Board, the  
application for (1) extension of a non-conforming building and  
(2) modification of the side yard requirement at No. 6442  
Cork Street, to permit construction of a 25-foot by 7-foot  
addition to the rear of a single family dwelling, as shown in  
Case No. 1831 on Plan No. P200/2977, be approved. Motion  
passed.

Extension to a Non-Conforming Building and Modification of the  
Front Yard, Side Yard, Lot Frontage and Lot Area Requirements -  
Civic Number 22, Frederick Avenue

MOVED by Alderman Abbott, seconded by Alderman  
Connolly that, as recommended by the Town Planning Board, approval  
be given to the application for (1) extension to a non-conforming  
building, (2) modification of the front yard, (3) modification of  
the side yard, (4) modification of the lot frontage, and (5)  
modification of the lot area requirements, to permit the enlarge-  
ment of the second storey of a single family dwelling at Civic  
No. 22, Frederick Avenue, as shown on Plan No. P2002/2984.  
Motion passed.

Modification of Lot Frontage Requirement - Civic No. 30 Melody  
Drive - Rockingham

MOVED by Alderman Hogan, seconded by Alderman  
Abbott that, as recommended by the Town Planning Board, the

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application for modification of the lot frontage requirement to permit the construction of a 22-foot by 15-foot, one-storey addition to the rear of the dwelling at Civic No. 30 Melody Drive as shown on Plan No. P200/2989, be approved. Motion passed.

Modification of Front Yard and Side Yard Requirements - Lot #4, Sussex Street, Spryfield

MOVED by Alderman Hogan, seconded by Alderman Connolly that, as recommended by the Town Planning Board, the application for (1) modification of the side yard requirements, and (2) modification of the front yard requirements, to permit the construction of a single family dwelling on Lot 4, Sussex Street, as shown on Plan No. P200/2992, be approved. Motion passed.

Modification of Front Yard, Side Yard, Lot Frontage and Lot Area Requirements - Re-submission - Civic Number 2024-26 Oxford Street

Before the recommendation of the Town Planning Board was put, reference was made to a letter dated June 28th, 1969 from the applicant, requesting a postponement of decision until the premises are inspected by Member of the Council. The City Clerk confirmed that copies of the letter had been circulated to all members of the Council.

MOVED by Alderman Hogan, seconded by Alderman Sullivan that, as recommended by the Town Planning Board, the application for modification of front yard, side yard, lot frontage and lot area requirements at 2024-2026 Oxford Street to permit the conversion of a duplex dwelling to a three-unit apartment, as shown on Plan No. P200/3032, be refused. Motion passed with Alderman Connolly against.

MOTIONS

Motion - Alderman LeBlanc Re: Introduction of Ordinance #134, Respecting the Halifax-Dartmouth Port Commission (FIRST READING)

In the absence of Alderman LeBlanc, Alderman Hogan



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MOVED, seconded by Alderman Abbott, that Ordinance No. 134, respecting the establishment of a Commission, to be known as The Halifax-Dartmouth Port Commission, be read and passed a First Time. Motion passed.

Motion - Alderman McGuire Re; Introduction of Ordinance #137, Respecting Deferred Payment of Taxes (FIRST READING)

MOVED by Alderman McGuire, seconded by Alderman Connolly that Ordinance #137, respecting Deferred Payment of Taxes, be read and passed a First Time. Motion passed.

Motion - Alderman Ivany Re: Second Airline Service Into City of Halifax

MOVED by Alderman Ivany, seconded by Alderman McGuire, that the Port of Halifax Commission be asked to proceed along the lines suggested in its letter of May 23, 1969 to establish a second airline service into the City of Halifax.

Alderman Ivany said the case for a second airline was strengthened by a report in the newspapers that Canadian Pacific Airlines were already making representations in this regard.

His Worship the Mayor questioned whether this was an appropriate time to pursue the matter, in view of changes which Air Canada were reported to be investigating regarding a decrease in the number of airports across the Country, especially with regard to the operation of the larger type jets. He suggested that any efforts for additional air service should be for between Halifax, Boston, and New York, particularly in view of containerization traffic.

Alderman Ivany, however, said he was more concerned with the fact that on two occasions Halifax had been cut off from air service to Montreal.

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His Worship the Mayor said that in view of the City's initial request that the Halifax Port Commission, the Industrial Development Commission, and the Halifax Visitors and Conventions Bureau give consideration to this matter, a rewording of the present motion might be in order, to which the Move and Secunder agreed.

MOVED by Alderman Ivany, seconded by Alderman McGuire, that the Halifax Port Commission develop a presentation to the proper authorities, based on consideration of the matter by both the Port Commission and the Industrial Development Commission. Motion passed.

Motion - Alderman Connolly Re: Introduction Ordinance #126 - Respecting Train Whistles in City of Halifax (FIRST READING)

MOVED by Alderman Connolly, seconded by Alderman Abbott, that Ordinance Number 126, Respecting Train Whistles, be read and passed a First Time.

Alderman McGuire said that there were misgivings on the part of many people about the elimination of train whistles, and he would like to hear from a member of staff who was knowledgeable on safety matters and familiar with the districts involved, whether the type of protection listed in the Ordinance was adequate.

Alderman Connolly stated that the Ordinance was based on protection provided at Sydney, Truro, and other cities.

The question was then asked whether the protection indicated in the Ordinance was already installed, or if not, who was responsible for costs of installing traffic lights, automatic bells, etc.

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approved. Not. There being no definite answers, it was agreed that full information should be supplied when the motion comes up for recommendation for second reading at the Committee of the Whole.

The motion for First Reading was then put and passed.

MISCELLANEOUS BUSINESS

Accounts Over \$5,000:

The following report was submitted by staff:

"In accordance with Section 159 (1) (m) of the City Charter, the following accounts are submitted for Council's approval. These accounts have been audited and certified.

<u>DEPARTMENT</u>	<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Finance	Public Service Commission	Fire Protection charges for 1969	\$494,892.73
Works	Dept. of Highways, Province of Nova Scotia	-Balance due for salting, sanding and plowing streets in annexed area	14,778.77
			<u>\$509,671.50</u>

Alderman Sullivan said he felt Council should have more explanation of an item as large as \$494,892.73.

The City Manager said this item was approved during the current budget and was required to set the fire protection rate. He said it was the amount allowed by the Board of Commissioners of Public Utilities, based on things like the rate base of the Public Service Commission, and was to cover the cost for proper fire hydrants, etc. required to insure adequate fire protection throughout the City.

MOVED by Alderman Abbott, seconded by Alderman Allen, that the Accounts over \$5,000.00, as submitted, be

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approved. Motion passed.

Establishment - Police Commission

The report of the Special Committee for the Proposed Police Commission recommended that a Police Commission of three members appointed by City Council be established.

After a short discussion it was agreed that approval should be given in principle, pending consideration by the Special Committee, and a report by that Committee to Council, of legislation or Ordinance to be drafted by the City Solicitor.

MOVED by Alderman Connolly, seconded by Alderman Abbott, that:

- (a) A Police Commission of three members appointed by City Council be approved in principle;
- (b) The Commission be comprised of one member of City Council while in office, one member who has been a member of the Bar of Nova Scotia for ten (10) years or who is or has served on the Judiciary, and one other citizen;
- (c) The Commission be established with the powers previously exercised by the Safety Committee transposed to the Police Commission.

Motion passed.

Committee Quorum

His Worship the Mayor said that Section 5 of Ordinance No. 105 required seven (7) members, including the Chairman, to form a quorum for Standing Committees, whilst only six members, including the Chairman, of Council were required to make a quorum, and it was suggested that the ruling for the Standing Committees should be brought in line with that for Council. This, he said, would require a Notice of Motion at the appropriate time in the meeting.

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Change of Date - City Council meeting - July 30, 1969

The City Clerk advised that there would be difficulty in setting up the regular July 30 Council meeting, due to the fact that the By-election for Ward 3 would be held on that date.

MOVED by Alderman Meagher, seconded by Alderman Allen, that the regular Council meeting of July 30 be held on Thursday, July 31, at 8:00 p.m. Motion passed.

Settlement - William Carvery Property - Africville

A report was submitted by staff concerning the delay being encountered due to the continued unavailability of the property occupied by the above-noted person. The report recommended a settlement in the matter, which it said Mr. Carvery had indicated he was willing to accept.

MOVED by Alderman Connolly, seconded by Alderman Hogan, that Mr. William Carvery be offered a settlement equal in amount to that paid the other heirs, namely a total of \$6,000.00, \$500.00 of which has already been paid to Ethel Carvery, his estranged wife, in the form of a furniture allowance, leaving an additional \$250.00 to be payable to Ethel Carvery for her interest in dwelling #19 and the remaining \$5,250.00 payable to William Carvery for his interests in dwellings #19 and #24, his claim to the property of the William Carvery Estate, and a furniture allowance. Motion passed.

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Proposed Adjustment of City Hall Working Hours - July & August

A report was submitted by staff concerning a proposed adjustment in City Hall working hours, which would reduce the lunch period of City Hall workers by one half-hour and close the Hall at 4:30 p.m. instead of 5:00 p.m. The report stated that Local 143 (City Hall Union) had agreed to the reduction in the lunch period. The proposed change would be for the months of July and August, 1969 only.

MOVED by Alderman Ivany, seconded by Alderman McGuire that effective July 1, to August 31, 1969, City Hall hours be adjusted as follows:

9:00 a.m. to 4:30 p.m. Monday to Friday with one hour lunch period, except for Police, City Field and Stores, where certain marginal adjustments would have to be made, and the retention of Information Office Service until 5:00 p.m. for an experimental period.

Motion passed.

Agreement - Department of National Defence Re; Fire Alarm Signal Boxes

The following report was submitted by staff:

"At the present time the City has three separate agreements with the Department of National Defence with respect to fire alarm signal boxes on property occupied by Canadian Forces in the City. As the Navy, Army and Air Force have now been embodied in the Canadian Forces, it has been requested that all these connections be put under one agreement.

"It is therefore requested that the Mayor and City Clerk be authorized to execute a new Agreement between the City and Her Majesty the Queen represented by the Honourable the Minister of National Defence, in respect of the fourteen fire alarm signal boxes on property occupied by Canadian Forces in the City and connected to our fire alarm system.

"The Department will, as in the past, pay to the City \$50.00 per annum for each such fire alarm signal box connection."

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MOVED by Alderman Sullivan, seconded by  
Alderman Abbott, that His Worship the Mayor and the City Clerk  
be authorized to execute a new Agreement between the City and  
Her Majesty the Queen represented by the Honourable Minister  
of National Defence, in respect of the ~~fourteen~~<sup>sixteen</sup> fire alarm  
signal boxes on property occupied by Canadian Forces in the  
City and connected to our fire alarm system, the Department  
paying to the City \$50.00 per annum for each such fire alarm  
signal box connection. Motion passed.

QUESTIONS

Question - Alderman Abbott Re: Newspaper reports concerning  
low-cost housing to solve shortage

Alderman Abbott referred to a report carried  
in the newspaper where Alderman Ivany was quoted as saying that a  
Dartmouth firm was prepared to build houses at a cost of from  
\$9750 to \$12,000, and he had received calls from many people  
who believed this was going to solve all the housing problems.  
His question was whether there had been any specific proposal  
involved.

Alderman Ivany said the Company in question had  
made the proposition, which proposition was also before the  
Dartmouth Council, but there remained the same problem with  
regard to the acquisition of serviced land, and he had come to  
the conclusion that until this problem was overcome there would  
be no solution to the housing shortage.

His Worship the Mayor asked Alderman Ivany if  
he were prepared to put a specific proposal before the Committee  
of the Whole in writing at its next meeting. Alderman Ivany  
replied he had a number of proposals, but he doubted he would  
have the time to prepare a written report. His Worship the

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Mayor asked him if he could make an oral presentation, and said he shared some of Alderman Abbott's concern about creating a false impression that the housing problem was about to be solved.

Alderman Ivany said that in view of the problem of acquiring serviced land, on which any housing scheme was dependent, he was reluctant to say anything further on the housing situation, especially where it might lead to creating a false impression that the problem was solved.

Question Alderman Sullivan Re: Establishment of a Half-way House

Alderman Sullivan asked if a half-way house, such as St. Leonards, had been established.

There was no one who could give a definite answer in this regard, from which Alderman Sullivan said he assumed, none had been established.

Question Alderman Connolly Re: Pedestrian Right of Way - Bayers Rd.

Alderman Connolly asked if it would be possible to have a pedestrian right of way installed from the Bayers Road Shopping Center to the opposite side of the street, since people leaving the bus at that point were experiencing great difficulty in crossing Bayers Road during the rush hours.

His Worship the Mayor said that presumably the appropriate staff would investigate this matter.

Question Alderman Connolly Re: Traffic lanes on Chebucto Road at Connaught Avenue

Alderman Connolly said that travelling west on Chebucto Road there had been an inside lane for traffic turning right at Connaught Avenue, but now there was only two lanes, with the inside lane for both straight ahead and right turn