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"should be in a habitable condition at all times, so why was this property vacant anyhow, and how long was it vacant? I suggest this man does not care if he can get tenants to move into City property. There have been many complaints against this man that he is overbearing, dogmatic and has a very superior attitude with people - he thinks they are dirt under his feet if they are in the low income bracket or on welfare, or if they are black, he thinks less of them. To me he is a racist, and should be asked to resign. I am sure many of the Aldermen have had complaints concerning him. How much more City owned property is there vacant, when people are looking for housing? How much more City-owned housing in better areas that might be vacant waiting for preferred tenants? I would like payment of my bill, gentlemen, unless you wish to be charged with enforcing discrimination."

At this point the City Manager rose to say he did not appreciate citizens making insinuations about staff members, and, in fact, did not believe a lot of the statements made by Mr. Warrington. He said he had complete faith in the Real Estate Division operation, and although they might not always be right, he had confidence that they worked in the best interests of the City. He said the information in the report of November 19th, was to indicate what the City was involved in when it rented to a tenant. He said in his opinion, Mr. Warrington had been treated most fairly, and that in all these matters, staff acted within the guidelines laid down by City Council.

Mr. Warrington made further comments to the effect that he was being discriminated against because of his colour, whereupon Alderman LeBlanc stated that it was his opinion Mr. Warrington was using this accusation to his own advantage. He said Mr. Warrington had been allowed to address the Council more than any other individual citizen, so it was not correct to say he had not been treated fairly. He said he was surprised at some of Mr. Warrington's remarks, and thought he would have exercised more restraint.

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10:30 P.M. - Alderman Hogan left meeting.

After further altercation, His Worship the Mayor asked Mr. Warrington to take his seat in the gallery, since he had completed the presentation of his petition, and procedure did not permit him to engage in a debate with the Council.

Alderman MacKeen rose to ask where the matter rested at this point.

His Worship the Mayor said the usual procedure in dealing with a petition was that, if Council members believed it warranted attention, they referred it to a Committee or staff.

Alderman MacKeen asked if he could move at this time that Mr. Warrington be paid the money he had submitted a bill for to the City, and His Worship the Mayor said payment could only be made if Council changed its policy under which the City Manager operated in matters of this kind. Council, he said, could not intervene with respect to individual citizens, but a general policy for all had to be carried out.

Alderman MacKeen said it appeared to him the policy had already been changed because of the precedent set in the Brunswick Street case to which Mr. Warrington made reference.

The City Manager said that staff had certain discretions when moving people into City housing, but the point here was that there were more facts available than contained in the report, and he suggested it might be well for the Aldermen to sit down with staff to discuss them.

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Alderman MacKeen said he still did not see how the matter could be handled, since it appeared Council had no say over a decision taken by staff.

His Worship the Mayor said that if the Alderman felt the policy should be changed, he could move that the matter of policy concerned with this case be referred to the Committee of the Whole for consideration, at which time he could propose any changes he felt desirable.

Alderman MacKeen said it appeared to him that staff's judgment superseded policy set by Council, and some of the Aldermen questioned the individual judgment of staff.

His Worship the Mayor agreed this was so, and had to be so, in many cases, and gave as examples decisions which might be taken by the Building Inspector or Social Service Department, which fell into the category of administrative arrangements which were the responsibility of staff.

Alderman MacKeen then asked how Council could exercise control over staff members in whom it did not have confidence.

His Worship the Mayor replied the Council's control of department heads was exercised through its choice of a City Manager, and Alderman MacKeen asked if that meant it was necessary to get rid of the City Manager in order to get rid of one staff member.

Alderman Connolly said he felt staff had erred in granting the concession in the Brunswick Street case, after it had turned down Mr. Warrington's request on the grounds that it

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would be setting a precedent, and he said he was prepared to support a motion in favour of Mr. Warrington if Alderman MacKeen cared to make it. He said that it was his opinion if the City Manager would resolve the matter favourably towards Mr. Warrington, most Aldermen would support it.

MOVED by Alderman Connolly, seconded by Alderman MacKeen that the City Manager take the matter under advisement, and that if he so desires, Aldermen Connolly and MacKeen will meet with him prior to his submitting a recommendation to the next meeting of the Committee of the Whole. Motion passed.

Petition Re: Condition of North Barrington Street between Kempt Road and Nova Scotia Co-operative Abattoir Plant

Alderman Connolly submitted the following petition:

"We, the undersigned, wish to bring to your attention the deplorable condition of North Barrington Street between Kempt Road and the Nova Scotia Co-Operative Abattoir Plant. We use this section of road daily either as employees at the Plant, livestock truckers, sales representatives, licensed motor carriers or customers for Enn Ess product.

"It is beyond belief that a street within City limits could remain in such poor condition for so many years. Deep potholes are generously sprinkled throughout its entire length, the surface is covered by debris which has fallen from trucks hauling to the City Dump, the section nearest Kempt Road is heavily rock strewn and choking dust is common during any dry period. In all truthfulness, the road is bad enough to cause much mechanical damage within a short period, not to mention the nauseating frequency of flat tires.

"We do not presume to suggest to you what should be done but we respectfully request that some immediate remedial action be taken and a long term solution be studied.

SIGNED BY APPROXIMATELY 100 PERSONS"

The City Manager stated that this facility had a relationship to the Narrows Bridge approaches

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and if any substantial expenditures were made at this time, some of the work would have to be removed at a later date. He said that staff would do its best to maintain the road in a reasonable condition until such time as the Narrows Bridge approaches were completed, whereupon the road in question would be brought up to the proper standard.

Expropriation - CARVERY Property - Africville:

The following report was submitted by
staff:

"Further to the instructions of City Council of October 15th, 1969, staff have conveyed the approved offer of the City to Mr. Arron Carvery respecting his interest in the Estate of William Carvery. The offer has been rejected and pursuant to Council's resolution, staff have prepared a plan of expropriation, and expropriation resolution, formal approval of which is respectfully requested.

"The obtaining of vacant possession of the property occupied by Mr. Carvery has become a critical necessity with respect to the construction of Narrows Bridge approaches. The building is situated within the street lines of one of the ramps and construction on both sides of it has been stalled. Further delay will probably result in financial penalties by the contractor against the Bridge Commission.

"Council members should perhaps be aware that Mr. Carvery has been offered alternative accommodation on two occasions. He has rejected these and will presumably re-locate through his own efforts. Both the Social Planning Department and the Real Estate Division have been actively involved in the re-location efforts.

"In the event that Mr. Carvery fails to give the City vacant possession of the property, under the provisions of Section 424 of the City Charter, the City may obtain an order of a Judge of the Supreme Court directing the sheriff to put down such resistance or opposition so as to put the City in possession of the property. Such a step would be taken only on a "last resort" basis. Council, is, however, informed of the possibility of such action having to be taken, so as to avoid further delay of the bridge approach construction."

AMENDED
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MOVED by Alderman Connolly, seconded by
Alderman Abbott, that the land in Africville, assessed to the
Estate of William Carvery, interest of Arron Carvery in the
lands of the Estate of William Carvery, be expropriated.
Motion passed.

MOVED A formal Resolution and Plan were submitted
giving effect to the foregoing motion of Council.

MOVED by Alderman Connolly, seconded by
Alderman Abbott, that the formal Resolution and Plan, as submitted,
be approved. Motion passed.

Transit and Traffic-Legal Changes

MOVED by Alderman Allen, seconded by Alderman Hogan
that, as recommended by the Finance and Executive Committee,
legislation be prepared for submission to the next session
of the Legislature authorizing the City to:

1. permit transit vehicles to turn at certain inter-
sections while all other vehicles are prohibited
from making the turn. (For example no left turn
except buses).
2. permit transit vehicles exclusive use of a specified
traffic lane on a street or roadway.
3. permit transit vehicles exclusive use of specified
street or section thereof, but recognizing the
necessity for certain other vehicles to use it
(delivery vehicles, emergency vehicles and perhaps
taxi). Such legislation to include a section

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on November 19, 1969 with respect to the following matters:

Confirmatory Deed to Ladies of the Sacred Heart - Dalhousie University - Roy M. Power - Release of Restrictions on Land College Street

MOVED by Alderman Meagher, seconded by Alderman McGuire that, as recommended by the Finance and Executive Committee, His Worship the Mayor and the City Clerk be authorized to execute a Confirmatory Deed on behalf of the City of Halifax to the Ladies of the Sacred Heart releasing them from restrictions contained in the Deed of 1886 which provided that lands on College Street were only to be used for educational purposes and as appurtenant to the school conducted by the Ladies of the Sacred Heart and that the land was not to be sold or otherwise disposed of. Motion passed.

Transit and Traffic-Legal Changes

MOVED by Alderman Allen, seconded by Alderman Hogan that, as recommended by the Finance and Executive Committee, legislation be prepared for submission to the next session of the Legislature authorizing the City to:

1. permit transit vehicles to turn at certain intersections while all other vehicles are prohibited from making the turn. (For example no left turn except buses).
2. permit transit vehicles exclusive use of a specified traffic lane on a street or roadway.
3. permit transit vehicles exclusive use of specified street or section thereof, but recognizing the necessity for certain other vehicles to use it (delivery vehicles, emergency vehicles and perhaps taxis). Such legislation to include a section

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which would permit persons living on a street designated as one for the exclusive use of transit vehicles and certain other vehicles the right to appeal the decision of the Traffic Authority to Council by Public Hearing.

4. permit the use of a flashing green traffic signal to indicate an exclusive left turn at signalized intersections.
5. permit the use of a sign to indicate that it is legal to turn right when the traffic signal is red at certain intersections. This would replace the green arrow traffic signal in combination with a red light which is used now.

and that the City Solicitor in drafting the requested legislation provide as much flexibility for the classification of vehicles, emergency vehicles, taxis, etc. along with the power to regulate the hours of delivery in commercial districts on main arteries. Motion passed.

Design and Engineering Services Fee - Cogswell Street Interchange Phase II - Proctor Street to Gerrish Street

MOVED by Alderman McGuire, seconded by Alderman MacKeen that, as recommended by the Finance and Executive Committee, City Council approve the payment of an additional \$15,000.00 to A. D. Margison and Associates Limited being an increase in the Design Engineering Services Fee caused by the increase in the revised final estimated construction cost of Phase II of Harbour Drive, so that final plans may be completed and that the City can approach other Governmental bodies for cost sharing; the additional fee will be charged to Scotia Square - Cogswell Street Interchange, Capital Account #59-32. Motion passed with Alderman Connolly voting against.

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Tax Deposit Certificates

MOVED by Alderman LeBlanc, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, the practice of issuing Tax Deposit Certificates, in accordance with the following schedule, be continued in 1970:

PER \$100.00 CERTIFICATE PURCHASED

<u>PURCHASED ON OR BEFORE</u>	<u>EFFECTIVE RATE</u>	<u>PURCHASE PRICE</u>
December 19, 1969	8 %	\$ 97.11
January 2, 1970	7 1/2 %	97.57
January 30, 1970	7 1/2 %	98.19
February 27, 1970	7 %	98.83
March 31, 1970	7 %	99.42

Motion passed.

City Staff Co-operation with Halifax Transit Corporation - Resolution

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

WHEREAS the City of Halifax (the City) recognizes the necessity of co-operating with the Halifax Transit Corporation (Transit) in the implementation and continuation of a new transit system for the City;

AND WHEREAS the City has the staff and physical facilities to perform certain necessary tasks required by Transit:

THEREFORE BE IT RESOLVED

LOOPS, BAYS & SHELTERS

1. The City shall perform any work necessary in the construction of loops, bus-bays and shelters as required by Transit, provided necessary funds are available. The cost of land acquisition and construction as required will be borne by the City and Transit charged an annual rental to cover, but Transit shall have the right to negotiate costs prior to work commencing;

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BUS STOP MARKERS
& TRAFFIC SIGNS

2. (a) The Traffic Engineer shall assist Transit in locating bus stops, while the Works Department will assist Transit by erecting bus stop signs where required. Works Department, if requested by Transit, will manufacture bus stop signs where it is economically sound, the cost of manufacture and erection to be a direct charge to Transit;

(b) All other signs and the erection thereof, relating to Transit and traffic control shall be at the expense of the City which shall be guided by the reasonable requests of Transit;

MOTOR VEHICLE
ACT & REGULATIONS

3. The City shall seek legislation to amend the Motor Vehicle Act where required so as to facilitate the operation of the transit system, as operated by Transit;

ONGOING
ASSISTANCE

4. (a) The Traffic Engineer shall provide Transit with technical assistance as required for transit data collection, analysis and route planning;

(b) City Staff shall cooperate with Transit in connection with application(s) by Transit to the Board of Commissioners of Public Utilities by providing City Staff as witnesses where required to support these applications;

(c) That City Staff cooperate with Transit in all other areas of joint interest such as planning, new subdivisions, street closures and improvements, etc. in order that there will be the best possible operation of the transit system;

STANDING
COMMITTEE

5. All Departments of the City will cooperate with Transit at all times to facilitate operation of the transit system, and to this end a standing committee called the "Transit Coordinating Committee" shall be established. It shall meet regularly and consist of representatives from Staff and Transit.

Motion passed.

Property Acquisition - 5428 Cogswell Street - Parkway Construction Ltd.

MOVED by Alderman Hogan, seconded by Alderman Allen

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that, as recommended by the Finance and Executive Committee,

1. the sum of \$95,000.00 be paid to Parkway Construction Ltd. and Camden Properties Limited as settlement in full for all claims arising from the acquisition by the City of the property at 5428 Cogswell Street, required for the widening of Cogswell Street;
2. funds be made available in the Capital Budget street widening account by the transfer of \$100,000.00 from the amount included in the Budget for the widening of the northeast corner of Cogswell and North Park Streets, which work will not now be done.

Motion passed.

Call for Proposals - 500 Housing Units on Privately Owned Lands

MOVED by Alderman McGuire, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, City Council urge the Nova Scotia Housing Commission to put out a Call for Proposals as quickly as it can possibly do so to provide a total of 500 housing units, in groups of not more than 100 in any one project, on privately owned lands and that the Commission reserve the right to proceed under Section 35A or Sections 35D and E of the National Housing Act in the event that satisfactory proposals are received.

Alderman Allen referred to the discussions which took place on this matter during the last meeting of the Committee and suggested that a clause should be inserted in the motion indicating that the housing should be of a subsidized nature and of a low level, low density type. It was then MOVED in Amendment by Alderman Allen, seconded by Alderman Sullivan that a clause be inserted in the motion indicating that the housing should be of a subsidized nature and of a low level, low density type.

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Alderman LeBlanc respected the amendment proposed by Alderman Allen but questioned why some high rise units should not be included in any development. He referred to the fact that there are some very attractively designed high rise developments in the City.

Alderman Sullivan reiterated some of the remarks he had made at previous meetings with respect to high rise buildings and he said that many citizens do not want to see any more high rise public housing. He referred to comments made by the Hellyer Task Force and by the Federal Minister Responsible for Housing Hon. Robert Andras related to high rise projects and the preference for low level, family housing.

Some discussion ensued on the economics of the construction of low level housing as opposed to those of high rise.

Alderman McGuire questioned whether the amendment proposed to the motion would have the effect of restricting developers in their proposals and he did not feel that such a clause should be included. He said that the point of the motion is to try and find a way in which private developers can participate in the field of public housing and to limit them could conceivably prevent them from participating and might result in the submission of no proposals.

Alderman Hogan spoke against the amendment and hoped that the developments would include mixed types of units.

The Supervisor of Real Estate agreed with Alderman McGuire and was of the opinion that the introduction of too many inhibiting factors would stop developers from participating.

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He suggested an amendment to the motion indicating that an emphasis be placed on units of family housing.

The Chairman advised that the matter is before Council in order to have Council urge the Nova Scotia Housing Commission and Central Mortgage and Housing Corporation to proceed as quickly as possible with the Call for Proposals to which they have agreed and the imposition of any restrictions could well delay the operation or prevent it.

Senior Planner, John Coe, briefly referred to some high rise projects which have been found to be very satisfactory and explained that attractive developments can be designed of mixed types of units, highrise, low level and row housing. He said that attractive high rise buildings can be constructed but account must be taken of their location and amenities.

Alderman Sullivan again spoke against high rise public housing units and compared the Mulgrave Park high rise buildings with Embassy Towers and Park Victoria.

The Chairman suggested that the Council move on from the present theoretical discussion.

The Amendment was put and lost.

It was then MOVED in Amendment by Alderman Allen, seconded by Alderman MacKeen that the motion be amended to include a clause to the effect that the City indicate its preference for family housing.

The Amendment was put and passed.

The motion, as amended, was then put and passed.

11:10 p.m. Council adjourned until 5:00 p.m.

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ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

CITY COUNCIL
ADJOURNED MEETING
M I N U T E S

Adjourned Council,
November 27, 1969

Council Chamber,
City Hall,
Halifax, N. S.,
November 27, 1969,
5:30 p.m.

An Adjourned Meeting of City Council was held on the above date.

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

Also Present: City Manager, City Solicitor, City Clerk, Supervisor of Real Estate, City Engineer and other Staff members.

His Worship the Mayor expressed his regrets that the meeting was late in starting and advised that Council was discussing certain aspects of the City's labour negotiations with the City Manager.

He referred to an editorial in the Mail-Star which he considered should be corrected relating to negotiations with the Police Association. He advised that the Mayor and Aldermen are not part of the negotiating team and have not been at any meetings. He said it is true that the Council does from time to time give guidelines to the City Manager who is charged with the responsibility, but it does not take part in any of the discussions.

Letters to Ministers Responsible for Housing - Need for Housing Units for Families

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

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1. the City Council write the Ministers responsible for housing for the Federal and Provincial Governments expressing regret at the indication that they are not prepared to proceed with a program of acquisition of existing houses;
2. the importance of this suggestion be emphasized by putting it in the context of the need for an increase in the total housing supply and of the variety of types of housing available to meet the requirements of the sector of the community which has the greatest need. (Families able to afford to pay reasonable rents but unable to obtain housing in the present market due to the reluctance of landlords to let properties to families with three or more children).

His Worship the Mayor reported that he had heard that Mr. Hignett of Central Mortgage and Housing Corporation, when appearing before the Senate Committee on Poverty, said that the Corporation was anxious to see a programme of the purchase of existing housing among other things. His Worship the Mayor suggested that these comments might be referred to when the letters are sent to the Ministers.

The motion was then put and passed.

Tender Call - City-owned Land at Lynch and Vestry Streets

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, the City-owned land at Lynch and Vestry Streets, zoned R-2 Residential and measuring approximately 600 feet in length be offered for sale for residential development appropriate to the existing zoning and that:

1. City Staff be authorized to make a Tender Call;
2. Interested citizen groups in the North End be consulted as appropriate.

Motion passed.

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Cost of Living Assistance - Pensioners

MOVED by Alderman Connolly, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, cost of living increases be granted to the following pensioners of the City in the amounts shown:

Marjorie Colpitt	Grant	\$ 84.00
James D. Connolly	Grant	84.00
Mrs. Mary Cormier	Grant	184.00
Albert Davie	Grant	84.00
Mrs. Eleanor M. Doyle	Grant	84.00
Mrs. Frances Mullins	Grant	84.00
Mrs. Ellen Murphy	Grant	84.00
Mrs. Frances Shanks	Pension	184.00
Mary Thompson	Grant	84.00
William Wells	Pension	84.00
John Whalen	Pension	84.00

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on November 17, 1969, with respect to the following matters:

License Agreement - City-owned Property - Miss Margaret Meehan, James Street

MOVED by Alderman Sullivan, seconded by Alderman Connolly that, as recommended by the Committee on Works, His Worship the Mayor and the City Clerk be authorized to enter into a license agreement between the City and Miss Margaret Meehan respecting a strip of land 1.91 feet in width and running 89.84 feet along the south side of Miss Meehan's property, as shown on Plan No: TT-9-17508, on the usual terms and conditions. Motion passed.

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Encroachment - A. M. Bell Building - 1874 Hollis Street

MOVED by Alderman Ivany, seconded by Alderman Allen that, as recommended by the Committee on Works, an encroachment license be granted to Wm. Stairs Son and Morrow Limited for 36.7 square feet of space beneath the west sidewalk of Hollis Street at Civic No. 1874 Hollis Street involving an initial fee of \$25.00 and an annual fee of \$9.17, on condition that the owners of the property bear design, construction and maintenance costs for reinforced concrete roof slabs approved by the City Engineer. Motion passed.

Incinerators - Apartment Buildings

MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the Committee on Works, City Council seriously consider the possible prohibition of the use of private incinerators in apartment buildings and that such consideration be given after a more detailed Staff Report is received in the middle of December, 1969. Motion passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Tax Exemptions and Grants

MOVED by Alderman McGuire, seconded by Alderman Abbott that, as recommended by the Committee of the Whole Council:

1. Council give notice and accept as a policy, that where it is within its jurisdiction, all property which is tax exempt at present, be liable for taxes;
2. Where justified, either by principle or by other policies of Council, grants equivalent to taxes or part thereof be granted to those now enjoying tax exempt status and that where it is beyond Council's jurisdiction a case be made for this approach through representation to senior levels of government.

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Alderman Meagher said that he was disappointed to note that there is no section in this motion which relates to properties that are Provincially owned, such as the offices of the Industrial Estates or the Nova Scotia Power Commission.

Alderman McGuire said that there are many things still to be considered but that this particular motion was put and passed at the meeting of the Committee of the Whole Council held last Friday afternoon. He said that it is his intention, after further consideration, to put forward a motion with respect to hospitals, but he felt that it will take time and much discussion before all the different points are covered.

Alderman Meagher felt that there is a greater chance for the City to get some money from the Province on this particular matter.

Some discussion ensued with respect to the amount of money the City would receive if the Province paid full taxes on its property.

It was MOVED in Amendment by Alderman Meagher, seconded by Alderman Ivany that section 3. should be added to the motion as follows:

3. That the City approach the Provincial Government with the object of getting grants equivalent to full taxes for their properties.

Alderman McGuire explained, at some length, why he did not consider that the Amendment should be part of the motion. He suggested that the City Manager appoint a special

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committee consisting of one Alderman, the Director of Finance, the City Solicitor and the City Assessor who can discuss in some detail the financial situation of the City and attempt to formulate a submission to the Province as quickly as possible.

Alderman Meagher said that he was not concerned where his amendment was put as long as the City obtained some more money.

His Worship the Mayor suggested that the City Assessor should be asked to report on the amount of the Provincially owned property involved so that Council would have some idea of the amount of money about which it is talking.

Alderman McGuire suggested that the amendment moved by Alderman Meagher should be referred to the special committee he has suggested and discussed thoroughly before a decision is made by Council.

At this time, Alderman Meagher, with the approval of his seconder, withdrew his Amendment.

The motion was then put and passed.

MOVED by Alderman Meagher, seconded by Alderman Ivany that a special committee be appointed consisting of Alderman McGuire, City Manager, Director of Finance, City Solicitor and City Assessor to discuss financial problems of the City and that the Amendment suggested be referred to that Committee for consideration and report.

The City Manager said that the special committee might want some outside assistance and he felt that it should be permitted to seek that assistance. He suggested that at the first meeting this possibility should be discussed.

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The motion was then put and passed.

Taxes on Universities

MOVED by Alderman McGuire, seconded by Alderman MacKeen that, as recommended by the Committee of the Whole Council, the following resolution be forwarded to the Canadian Federation of Mayors and Municipalities, all party leaders in Ottawa and Members from Halifax and East Hants:

BE IT RESOLVED that the Federal Government be requested to allow property taxes for universities as an approved expense in computing post secondary education grants to the Provinces.

Alderman McGuire said that there seems to have been some misunderstanding of some of his remarks made at the meeting of the Committee of the Whole Council and he hastened to clarify the points he put forward at that time.

Alderman Ivany suggested that the resolution should also be forwarded to the Provincial Government.

Alderman McGuire agreed that all the information gathered by the special committee which has just been appointed should be forwarded to the Fact Finding Committee of the Provincial Government.

The motion was then put and passed.

Grants in Lieu of Taxes - Properties of British and Foreign Governments

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Committee of the Whole Council, City Council approve the following resolution:

WHEREAS embassies, consulates and other such properties are based on relationships of the Federal Government and its constituents, and that constituents of the Municipalities should

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bear the cost of tax exemption for these properties only equally with other federal constituents; and

WHEREAS the Federal Government pays Ottawa in respect of embassies in that area; and

WHEREAS the Ontario Committee on Taxation recommends this approach;

THEREFORE BE IT RESOLVED that the Federal Government be asked to pay to the Municipalities full grants-in-lieu of taxes in respect of embassies, consulates and other such properties.

Alderman LeBlanc asked what authority dictates that such properties should not be taxed.

Alderman McGuire advised that these properties are covered in the City Charter.

The City Solicitor said that it is done on an international basis rather than a local or Provincial basis, but the Provincial Government has the authority. In reply to a question, he said that it is unlikely that the Province would accede to the request but the City can only try.

After further discussion, the motion was put and passed.

Municipal Income Tax

MOVED by Alderman McGuire, seconded by Alderman Abbott that, as recommended by the Committee of the Whole Council, the following resolution be forwarded to the Canadian Federation of Mayors and Municipalities:

WHEREAS Municipal Income Taxes would constitute a significant revenue source and one which has intrinsic growth potential; and

WHEREAS a Municipal Income Tax is used successfully in cities in the United States; and

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WHEREAS a successful Income Tax would contribute to the overall equity of the tax burden;

BE IT RESOLVED that the Canadian Federation of Mayors and Municipalities pursue the policy of establishing the right of Municipalities in Canada to levy an Income Tax through discussions with the Provincial and Federal Governments, through research and with the cooperation of Provincial Associations and Municipalities.

In reply to a question, His Worship the Mayor said that it is possible the income tax would be increased but depending on the portion that would be received by the municipality the property taxes could be reduced.

Alderman LeBlanc felt that some documentation should be gathered on this matter and discussed further.

His Worship the Mayor referred to an article written by Sheldon Silver in the Canadian Tax Journal, to which Alderman McGuire referred at the Committee of the Whole meeting.

Alderman McGuire pointed out that a municipal income tax is a more equitable way of spreading the taxes.

Alderman Allen pointed out that if a municipal income tax is instituted, some people who are not presently contributing to the City's revenue will be required to pay. He referred to those persons who have left school and are working but who are not old enough to pay Poll Tax.

Alderman Connolly hoped that if a municipal income tax is initiated, the Poll Tax would be abolished completely.

After further discussion, the motion was put and passed.

6:00 p.m. Alderman Meagher retires.

Adjourned Council,
November 27, 1969

REPORT - TOWN PLANNING BOARD

Council considered the report of the Town Planning Board from its meeting held on November 19, 1969 with respect to the following matters:

Modification of Front Yard, Lot Frontage and Lot Area Requirements - 3218 Ralston Avenue

MOVED by Alderman Hogan, seconded by Alderman McGuire that, as recommended by the Town Planning Board, the application for modification of front yard, lot frontage and lot area requirements to permit the conversion of a duplex dwelling to a triplex at Civic No. 3218 Ralston Avenue, as shown on Plan No. P200/3277, be refused. Motion passed.

Extension to a Non-conforming Building and Modification of Front Yard, Side Yard, Lot Frontage and Lot Area Requirements - 3626 St. Paul Street

The report of the Town Planning Board advised that the following motion was put and lost unanimously at its meeting:

"THAT the application for extension to a non-conforming building and modification of the front yard, side yard, lot frontage and lot area requirements to permit the construction of a 25-foot by 36-foot, second storey addition and conversion of the duplex dwelling to a triplex at Civic Number 3626 St. Paul Street, as shown on Plan No. P200/3402, be approved."

MOVED by Alderman McGuire, seconded by Alderman LeBlanc that the application for extension to a non-conforming building and modification of the front yard, side yard, lot frontage and lot area requirements to permit the construction of a 25-foot by 36-foot, second storey addition and conversion of the duplex dwelling to a triplex at Civic No. 3626 St. Paul Street, as shown on Plan No. P200/3402, be not approved. Motion passed.

Adjourned Council,
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Rezoning - R-4 Residential Zone to C-1 Local Business Zone -
16 Titus Street

Council was informed that this application has been withdrawn by the applicant.

Rezoning from R-2 Residential Zone to C-2 General Business
Zone - 3466 Isleville Street

MOVED by Alderman McGuire, seconded by Alderman LeBlanc that, as recommended by the Town Planning Board, the application for rezoning of the property at 3466 Isleville Street from R-2 Residential Zone to C-2 General Business, as shown on Drawing No. P200/2806, be not approved.

Alderman Sullivan spoke in support of the application and did not consider that the rezoning would have any detrimental effect on the residential character of the area. He urged Council to permit the rezoning.

The motion was then put and passed with Alderman Sullivan voting against.

Extension to a Non-conforming Building, Modification of Side
Yard Requirement - 2145 Windsor Street

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the Town Planning Board, the application for extension to a non-conforming building and modification of the side yard requirement to permit the construction of a 27-foot by 22-foot, second storey addition at Civic Number 2145 Windsor Street, as shown on Plans No. P200/3351 to P200/3353, be approved. Motion passed.

Modification of Front Yard, Lot Frontage, Lot Area Requirements -
2569 Joseph Street

MOVED by Alderman Sullivan, seconded by Alderman McGuire that, as recommended by the Town Planning Board, the

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application for modification of the front yard, lot frontage and lot area requirements to permit the construction of a single family dwelling at Civic Number 2569 Joseph Street, as shown on Plans No. P200/3398-3400, be approved. Motion passed.

Extension to a Non-conforming Building, Modification of Lot Frontage and Lot Area Requirements - 6426-28 Seaforth Street

MOVED by Alderman Hogan, seconded by Alderman MacKeen that, as recommended by the Town Planning Board, the application for an extension to a non-conforming building and modification of the lot frontage and lot area requirements to permit the construction of a 25-foot by 30-foot, second storey addition at the rear, and conversion of a duplex dwelling to a triplex dwelling, at 6426-28 Seaforth Street, as shown on Plan No. P200/3409, be approved. Motion passed.

Extension to a Non-conforming Building and Modification of Side Yard Requirements - 74 Coronation Avenue

MOVED by Alderman Allen, seconded by Alderman Abbott that, as recommended by the Town Planning Board, the application for extension to a non-conforming building and modification of the side yard requirement to permit the construction of a 22-foot by 16-foot, one-storey addition to Civic Number 74 Coronation Avenue, as shown on Plan No. P200/3403, be approved. Motion passed.

Modification of Side Yard Requirement - Lot 311 Dipper Crescent

MOVED by Alderman Allen, seconded by Alderman Sullivan that, as recommended by the Town Planning Board, the application for modification of the side yard requirement to

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permit the construction of a semi-detached dwelling on Lot No. 311 Dipper Crescent, as shown on Plan No. P200/3401, be approved. Motion passed.

Subdivision Alteration - Thornhill Subdivision, Ardwell Avenue, Spryfield

MOVED by Alderman Allen, seconded by Alderman McGuire that, as recommended by the Town Planning Board, approval be granted to the request for a subdivision alteration for Lots 419, 426 and 427 of Thornhill Subdivision, Spryfield, to correct the lot line dimensions to those as shown on Plan No. P200/3415, and that a Public Hearing into the matter be waived. Motion passed.

Subdivision Alteration - Portion of Northcliffe Lane, Clayton Park Subdivision

MOVED by Alderman McGuire, seconded by Alderman Hogan that, as recommended by the Town Planning Board, with respect to a portion of Northcliffe Lane, Clayton Park Subdivision, as shown on Plan No. P200/3414 of Case No. 1973:

1. Tentative approval be granted for Lot 352, and
2. Subdivision alteration to re-establish the lot line distances for Lots 337, 338, 339, 349, 350 and 351 be granted.

on the understanding that final approval will not be granted for any of the above lots until the sewer on Northcliffe Lane is connected to the Lacewood Trunk Sewer, and that a Public Hearing into the matter be waived. Motion passed.

MOTIONS

Motion Alderman Allen Re: Amendment to Ordinance #104, Respecting the Composition and Meetings of Council

MOVED by Alderman Allen, seconded by Alderman LeBlanc that the following Amendment to Ordinance No. 104 Respecting

Adjourned Council,
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the Composition and Meetings of Council be read and passed
a First Time:

BE IT ENACTED by the City Council of the City of
Halifax, as follows:

1. Clause (a) of subsection (1) of Section 4 of
Ordinance Number 104, Respecting the Composition and Meetings
of Council, as that Ordinance was approved by the Minister of
Municipal Affairs on the 23rd day of March, 1965, and amended
and approved by the Minister of Municipal Affairs on the 6th
day of February, 1969, is repealed and the following substituted
therefor:

"(a) at eight o'clock in the afternoon on the
second Thursday following the first Monday in
each month, and on the Thursday which follows
two weeks later than the aforementioned second
Thursday; and"

Alderman Allen said that he made the motion because
some members of Council are required to travel in the course
of their work and the changing of Council meetings to Thursdays
will enable them, every other week, an extra day for travelling.

After some discussion, the motion was put and passed
with Alderman Hogan voting against.

In reply to a question, Alderman Allen said it was
not his intention to change the day of the Committee of the
Whole meetings and he felt that it would be of benefit to not
have the same night committed each week.

Motion Alderman MacKeen Re: Legislation to Reduce Noise in
City of Halifax

MOVED by Alderman MacKeen, seconded by Alderman
Connolly that City Council approve the following proposed
Legislation to reduce noise in the City of Halifax:

1. Section 583 of Chapter 52 of the Acts of 1963, the
Halifax City Charter, is amended by deleting in its entirety
subsection (a) thereof, and is further amended by upgrading
subsections (b) to (e) inclusive by one digit.

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2. Said Chapter 52 is further amended by inserting following Section 596 thereof, the following Section:

596A (1) No person shall, in the City, between the hours of eleven o'clock in the afternoon and seven o'clock in the forenoon of the following day, operate, conduct, carry on, manage, supervise, participate in, or authorize, either alone or with another or others, any industry, business, trade, vocation, fraternity house, club, or operation of any kind whatsoever, which makes or allows to be made in connection with such operation, conduct, carrying on, managing, supervising, participation in, or authorization, any noise which disturbs or tends to disturb the peace and tranquility of the City or any portion thereof.

(2) Every person who contravenes or fails to comply with subsection (1) of this Section shall be liable to a penalty not exceeding five hundred dollars (\$500.00) and in default of payment thereof to imprisonment for a period not exceeding sixty days, and each day that such person contravenes or fails to comply shall be deemed a fresh offence.

Alderman MacKeen spoke to his motion and in doing so, quoted from a letter relating to sound pollution and the possible damage to the health from loud noises. He explained how sound is measured in decibels; a jet engine being measured at approximately 140 decibels and loud singing not amplified at 80 decibels. He hoped that further legislation would be prepared which would prohibit the squealing of tires and loud mufflers, etc.

The City Solicitor advised that squealing tires and mufflers have been discussed with the Provincial Government since it would require a change in the Motor Vehicle Act and he outlined the problems that would be encountered in trying to define the law and the difficulties of enforcement. He said that it may be necessary for the City to obtain some scientific equipment for the measurement of noise before the law could actually be enforced.