

Council,
October 15, 1970

Mr. Noble Driscoll of 5546 Sullivan Street spoke next, stating that only three or four weeks ago a group of concerned citizens had been advised that there would be a gate into their property from Sullivan Street.

His Worship the Mayor asked if there was anyone present who wished to speak in favour of the proposed closing..

Mr. R. Mussett, Vice President of the Oland Company came forward and outlined his Company's proposed plans for their property over the next ten years, which he said should eliminate the need for trailer trucks to wait on Sullivan Street. He referred to Mr. Noble Driscoll's remark about a gate from Sullivan Street, and confirmed there would be no such gate, but that such an entrance was required off Agricola.

There being no further representations, the matter was placed before the Council.

Alderman Meagher asked what remuneration the City would receive from Oland for the land use provided by the closure of Sullivan Street.

The City Manager advised this matter was still under negotiation and would relate to the widening of Young Street, and be in accordance with the provisions of the City Charter regarding the sale of City owned land.

After further discussion it was MOVED by Alderman Connolly, seconded by Alderman Sullivan, that

WHEREAS Mr. Oland, through Alderman Sullivan, has committed his Company to the closing off of Sullivan Street between Agricola and Isleville Streets, by means of an iron fence with no gate along Isleville Street, and

WHEREAS Mr. R. Mussett, Vice-President of the Company has indicated the same in his statements before Council this evening, and

WHEREAS City staff has confirmed the same;

approval be granted to the closure of Sullivan Street between Agricola and Isleville Streets, with the proviso that signs be placed on the remainder of Sullivan Street to the effect that no vehicles in excess of one-half ton will be permitted to use the street except for local deliveries. Motion passed.

A formal resolution, giving effect to the foregoing motion of City Council, was submitted.

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MOVED by Alderman Connolly, seconded by Alderman Sullivan, that the formal resolution, as submitted, be approved. Motion passed.

Public Hearing Re: Official Street Lines as follows:

to alter and confirm the southeastern official street line of Young Street between Agricola Street and Isleville Street;
to confirm the northeastern Official street line of Agricola Street across the former Sullivan Street;
to confirm the southwestern official street line of Isleville Street across the former Sullivan Street:

A public hearing was held at this time into the above noted matter.

There were no persons present who wished to speak in favour of, or against, the matter, and the subject was placed before the Council.

There was a short discussion on whether or not the existing trees on Young Street could be saved when the street was widened, with His Worship the Mayor suggesting that they be part of a narrow boulevard, with one lane of traffic running between the trees and the buildings on Young Street. The City Engineer, however, stated there would not be sufficient space to carry out such a scheme.

MOVED by Alderman Connolly, seconded by Alderman LeBlanc, that the request to:

1. alter and confirm the southeastern official street line of Young Street between Agricola Street and Isleville Street; and
2. confirm the northeastern official street line of Agricola Street across the former Sullivan Street; and
3. confirm the southwestern official street line of Isleville Street across the former Sullivan Street

be approved. Motion passed.

A formal resolution was submitted, giving effect to the foregoing motion of City Council.

MOVED by Alderman LeBlanc, seconded by Alderman Connolly, that the formal resolution, as submitted, be approved. Motion passed.

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Petition - Re: Conversion of No. 2276 Harvard Street to a 4-Unit
Dwelling

Alderman Meagher said that the area in which the house under discussion was located was predominately one of single-family dwellings, and that the four-unit dwelling would look out of place. He said it consisted of adding a two storey addition to one side of the existing house, and the effect would not be pleasing in appearance. He stated that in the process, the new addition would eliminate the window of a bedroom in one of the existing flats.

Mr. Wilfred Nolan who occupied the flat which would have a bedroom window eliminated, addressed the Council expressing his objections to the addition to the house.

After further discussion the City Manager pointed out that if the application for building an addition to the house met all the requirements governing same, staff would have no choice but to issue a building permit since it could not withhold the same on aesthetic grounds. The question of aesthetics, he said, would be difficult to regulate since it was a matter of personal opinion. Mr. Nolan's problem, he added, was a landlord/tenant matter and did not come under the jurisdiction of City staff.

Alderman Meagher said that if some check in such cases was not exercised, it would lead to deterioration of the neighbourhoods concerned and MOVED, seconded by Alderman Ivany that the City Manager inspect the property located at 2276 Harvard Street and report verbally to the next meeting of the City Planning Committee on what steps might be taken to eliminate future erosions of good R-2 neighbourhoods because of construction of unsightly buildings.

His Worship the Mayor sounded a note of caution by stating the City Manager was presently working in excess of six days a week on important matters of great complexity and while there might not be too much danger in one such motion, Council should think twice before passing resolutions which would direct the City Manager to use his time on matters which ordinarily a member of his staff would handle.

After further discussion in which both Aldermen Allen and Abbott said they could not support the motion in its present form, the Mover and Seconder agreed to change the wording of their motion so that it read as a "request" for the City Manager to inspect the premises in question.

Before the question was put, the City Manager again pointed out that it was not a question of whether or not the building was acceptable on aesthetic grounds so that his inspecting it would not determine what action should be taken.

The motion with the amended wording was put and passed with Alderman Abbott against.

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Petition- Requesting delay in sidewalk construction on Leiblin Drive

A petition signed by five persons was submitted requesting a delay for the present in construction of a sidewalk on Leiblin Drive, for reasons set forth in the petition.

MOVED by Alderman Abbott, seconded by Alderman Hogan, that the petition be referred to the appropriate staff for a report to be submitted to the next meeting of the Committee of the Whole. Motion passed.

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting of October 7, 1970 with respect to the following matters:

Emergency Cheque System in Five District Social Assistance Offices

MOVED by Alderman Hogan, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the system for issuing emergency cheques in five district Social Assistance offices, as outlined in staff report dated September 28, 1970, be instituted. Motion passed.

Additional Appropriation Coupon Interest Account

MOVED by Alderman Ivany, seconded by Alderman LeBlanc that, as recommended by the Finance and Executive Committee, an authorization be approved in the amount of \$185,000 under Section 316-C of the City Charter to cover an over-expenditure for semi-annual interest related to a bond issue. Motion passed.

Additional Appropriation Re Superannuation Plan Operational Expenses

MOVED by Alderman LeBlanc, seconded by Alderman Allen that, as recommended by the Finance and Executive Committee, an additional appropriation in the amount of \$15,000 be approved under the authority of Section 316-C of the City Charter, to cover administration charges of Canada Permanent Trust Company for the Superannuation Plan, covering the first quarter of the year 1970. Motion passed

REPORT - COMMITTEE ON WORKS

The Council considered the report of the Committee on Works from its meeting of October 7th, 1970, concerning the following item:

Easements - Sea Water Supply and Return - Life Sciences Building - Dalhousie University

The recommendation of the Committee on Works was that a decision in the matter be deferred pending receipt of a letter from Dalhousie University (i) confirming that there would be no harm done to the North-West Arm waters because of waste being discharged into the Arm along with the returned sea water; and (ii)

an indication as to how long the work as it affected Oxford and South Streets would take.

A staff report dated October 8th was submitted which answered some of the questions raised at the Committee of the Whole meeting on October 7th. Also submitted was a letter from Dalhousie University with the information requested at the October 7th meeting.

MOVED by Alderman Allen, seconded by Alderman Abbott, that Council approve the installation of 10 man-holes and a pump house with total area of 820 sq. ft., the property of Dalhousie University, to be placed and encroach upon Oxford Street and South Street as shown on Drawing RP-5 dated May 29th, 1970, Dalhousie University Project No. 68-01 "Sea Water Intake" Life Sciences Building in accordance with Ordinance No. 112 at an annual rental fee of \$205.00.

Professor A. Chisholm of Dalhousie University was questioned as to when some of the present work would be completed on University and Seymour Streets and replied in the case of University Avenue in about one and one-half weeks and on Seymour Street in about one month, depending on the weather.

The motion was put and passed.

9.20 P.M. - Alderman Connolly left meeting.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting of October 7th with respect to the following item:

Proposed New Spryfield Fire Station

MOVED by Alderman Allen, seconded by Alderman Sullivan that, as recommended by the Safety Committee, the firm of Dumaresq and Byrne be appointed as architects to design a new Spryfield Fire Station which would contain the following facilities:

Administration Quarters
Apparatus Room
Dormitory
Mechanical Room
Others

and in view of a ceiling of \$165,000.00 having been placed on the project, the following would have to be undertaken for that figure:

Construction of building
6% Architect's Fee
Demolition of existing building and removal, if required, of underground gasoline storage tanks
Construction of curb, gutter, sidewalks plus landscaping.

Motion passed.

Crosswalks

Alderman Ivany commented on the need for painting of some of the crosswalks throughout the City, referring in particular to four on Jubilee Road that required attention and requested that staff report on this question. He also referred to a report submitted by staff a while back on the matter of crosswalks and requested a progress report on the implementation of the cross-walk program. He asked that the report include statistics to indicate whether accidents were decreasing or increasing at cross-walks.

The question of painting crosswalks was discussed, with the Director of Works stating that regardless of what quality of paint was used, it would be obliterated in the winter by the use of studded tires on automobiles.

The City Manager stated that the question of money was also involved.

Alderman Sullivan asked that any report from staff deal with the question of the number of cross-walks provided referring to a busy section of Gottingen Street which had none at all.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on October 7, 1970 with respect to the following matters:-

Rezoning from R-2 Residential to C-2 General Business -
Civic No. 7170(Lot B) Bayers Road

MOVED by Alderman Abbott, seconded by Alderman Sullivan that, as recommended by the City Planning Committee:

1. the rezoning from R-2 Residential to C-2 General Business of the property known as Civic No. 7170(Lot B) Bayers Road be recommended for approval;
2. a date for a public hearing be set;
3. the area outlined on a plan attached to the Staff Report dated September 29, 1970 be designated as the area within which persons should be notified of the public hearing.

Motion passed.

Modification of the Front Yard Requirement - Civic No.
3226 Connaught Avenue

MOVED by Alderman Abbott, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the application for modification of the front yard requirement at 3226 Connaught Avenue, to permit the construction of a 4' x 7' one storey addition to the front of the single family dwelling, as shown in Case No. 2202 on Plan No. P200/3972, be approved and that a date for a public hearing, in accordance with Section 543A of the City Charter to alter a building line, be set. Motion passed.

Extension to a Non-conforming Building - Civic No. 6232-34
Cedar Street

MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the application for an extension to a non-conforming building at Civic No. 6232-34 Cedar Street, to permit the construction of an additional bedroom on the single family dwelling, as shown on Plans No. P200/4087-90 of Case No. 2228, be approved. Motion passed.

Development Guide - Schools, Parks and Major Streets -
Mainland Halifax, Nova Scotia

MOVED by Alderman Abbott, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the Development Guide - Schools, Parks and Major Streets - Mainland Halifax, be approved in principle. Motion passed.

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Modification of the Frontage, North and South Side Yard
Requirements - Civic No. 1524 LeMarchant Street

MOVED by Alderman Abbott, seconded by Alderman Allen that, as recommended by the City Planning Committee, the application for modification of the frontage, north and south side yard requirements at Civic No. 1524 LeMarchant Street, to erect a carport, as shown in Case No. 2221 on Plans No. P200/4060-62, be refused. Motion passed.

Parking, Traffic and Dalhousie Expansion

M.P. MOVED by Alderman Ivany, seconded by Alderman Abbott that a Committee of three Aldermen be formed to hold informal discussions with leaders of the Universities in the Metropolitan Area about their respective development and expansion programmes and report back to City Council.

Alderman Ivany spoke to his motion and suggested that discussions should take place on subjects such as:

Property acquisitions,
Parking,
Traffic,
Road Patterns, and
Public Relations.

Some discussion ensued with respect to Terms of Reference for the Committee and Alderman Ivany felt that Terms of Reference should not be drawn up until after the first meeting.

The motion was then put and passed.

His Worship the Mayor named Aldermen Abbott, Ivany and Meagher to the Committee and requested the first named to convene the first meeting at which time a Chairman would be elected.

MISCELLANEOUS BUSINESS

Accounts Over \$5,000.00

MOVED by Alderman Allen, seconded by Alderman Hogan that the City Manager be authorized to pay the following account over \$5,000.00:

<u>VENDOR</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Workmen's Compensation Board of Nova Scotia	Insurance Assessment for 1970	\$26,816.43

Motion passed.

Supplementary Appropriation - Road Maintenance - \$30,000 -
316C

A report was submitted from Staff relating to the

urgent need for additional funds for road maintenance.

MOVED by Alderman Sullivan, seconded by Alderman Hogan that a supplementary appropriation in the amount of \$30,000.00 be approved, under the authority of Section 316C of the City Charter, such funds to be transferred to the Street Maintenance Account.

After a short discussion, the motion was put and passed.

Kline Heights - Water

The following report was submitted from Staff:

"During the Council meeting of July 8th, it was pointed out that the capital charge to residents in respect of the water installation, would be \$200 per housing unit. It was emphasized at that meeting that this \$200 capital charge applied to basic plant only and did not cover the distribution system or house connections. House connections are a direct capital charge to the owners, while the cost of the distribution system is normally covered by the sale of water to residents.

It was also pointed out at the meeting of July 8th that it was possible that anticipated revenue from Kline Heights might not be sufficient to amortize the distribution system. In this event, it would be necessary for someone to guarantee the Public Service Commission a return on its investment. Such a guarantee would be required by the Board of Public Utilities Commissioners.

The Public Service Commission has now analysed the impact of the first contract for water installations in Kline Heights. Attached is a copy of a letter dated September 30th from the General Manager of the Public Service Commission to the City Manager. This letter and the attached analysis indicates a projected operating deficit of \$2,455 per annum for the Public Service Commission in relation to contract I. It will be necessary for someone to guarantee this operating deficit.

In considering the problem, Council should bear in mind that contract I represents a very small portion of the proposed installations in Kline Heights. In addition, it is relatively inefficient in that only 13 properties are serviced with water, although a substantial expenditure must be made in order to provide this service. In the remaining work of the project, more houses will be served at an estimated cost somewhat below the per unit cost applicable on the first contract.

Prior to annexation, the situation as now set forth for Kline Heights occurred in a number of instances.

Where these related to new subdivisions and projections were based upon future construction, the developer accepted responsibility for the guarantee. Where installations were made in existing areas, the County accepted the guarantee.

It seems to staff that the most equitable way of approaching this particular problem would be for the City to accept responsibility for covering the operating losses of the Public Service Commission in Kline Heights for the period up to completion of the project, providing however, that this should not extend beyond five years from January 1st, 1971."

MOVED by Alderman LeBlanc, seconded by Alderman Allen that the Staff Report be approved. Motion passed.

Appointment - Halifax-Dartmouth Port Commission

His Worship the Mayor nominated Mr. Gordon Raftus to the Halifax-Dartmouth Port Commission to complete the unexpired portion of the term of Mr. Ronald Kervin who had resigned.

MOVED by Alderman Hogan, seconded by Alderman Abbott that the nomination of His Worship the Mayor be approved. Motion passed.

Tax Agreement - Halterm Limited

A Draft Tax Agreement was submitted between the City of Halifax and Halterm Limited for the approval of Council.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that the Tax Agreement between the City of Halifax and Halterm Limited, as submitted, be approved. Motion passed.

Closing Basinview Home

A report was submitted from Staff relating to the above matter and which recommended the following:

- 1) That approximately 60-70 Basinview residents be transferred to Fairview Villa as proposed, commencing October 19.
- 2) That negotiations with the Mother House at Mount St. Vincent proceed, with a view to developing the resources offered into quality care for the elderly.
- 3) That exploration be conducted into developing a "boarding out" program for elderly persons who could remain in the community if personal care and support services were available. The per diem cost would be approximately 50% of that for nursing care. A staff person would be re-

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quired to implement and supervise such a program at an approximate salary of \$8,500 sharable at the rate of 50% by the Federal Government and possibly 25% by the Province.

- 4) That three homemakers be hired and trained (at a total cost of \$10,000 annually, also sharable under the Canada Assistance Program to provide services to the elderly in their own homes as a means of reducing the need for institutional care.
- 5) That those remaining residents at Basinview continue to reside there until such time as they can be placed in any one of the following appropriate facilities
 - (a) Boarding Homes
 - (b) New Senior Citizens facility
 - (c) Mount St. Vincent if this residence becomes available
- 6) Along with a program for relocating patients, consideration will be given to finding suitable employment for staff, where possible.

Considerable discussion ensued with respect to the Staff Report.

Alderman Hogan reported on a visit he had made to the present Basinview Home in very favourable terms.

Aldermen LeBlanc and Sullivan stressed the need to phase out Basinview as quickly as possible.

After further discussion, it was MOVED by Alderman Ivany, seconded by Alderman Abbott that the six recommendations contained in the Staff Report be approved by City Council.

M.P.

In accordance with a suggestion that was put forth, Alderman Ivany, with the approval of his seconder, agreed to add the following to recommendation No. 5):

d) Other equivalent facilities

During the discussion which followed His Worship the Mayor ruled that the motion did not contradict the previous motion of Council relating to the closure of Basinview Home but actually develops and modifies it.

After further discussion, the motion was put and passed.

QUESTIONS

Question Alderman Allen Re: Poll Tax Bills

Alderman Allen asked the City Manager to advise

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whether or not all the Poll Tax Bills have been sent out.

The City Manager replied in the negative and after consultation with the Director of Finance informed Council that they are all expected to be out within two weeks.

Alderman Allen referred to the fact that it is getting near Christmas when people need extra funds and expressed the hope that an extension of the time for payment by payroll deduction will be favourably considered.

The City Manager agreed that Staff would look into the suggestion.

NOTICES OF MOTION

Notice of Motion - Alderman Meagher - Legislation to Amend City Charter, 1963

Alderman Meagher gave notice that, at the next regular meeting of the City Council to be held on Thursday, October 29, 1970, he would move that the City Council request the Nova Scotia Legislature at its 1971 Session to amend the Halifax City Charter, 1963, by repealing Section 181 thereof.

Alderman Meagher advised that Section 181 relates to the rehiring of employees of the City dismissed for cause.

Notice of Motion - Alderman LeBlanc - Progress Report - Relocation of Basinview Home Residents

Alderman LeBlanc gave notice that, at the next regular meeting of the City Council to be held on Thursday, October 29, 1970, he would move that Council receive by the 15th of each month, commencing on November 15, 1970, a progress report on the relocation of the Basinview Home residents, such report to indicate the number of residents, the number relocated, where relocated and status of the number remaining.

ADDED ITEMS

Parkmoor Low Cost Housing Proposal

A confidential staff report was submitted dated October 13, 1970 relating to the above matter.

MOVED by Alderman Allen, seconded by Alderman Meagher that a public hearing be held with respect to the Parkmoor Low Cost Housing Proposal at 8:00 p.m. on Monday, November 2, 1970 at an High School in the Spryfield area.
Motion passed.

Proposed Housing Project - Carson Street

MOVED by Alderman Ivany, seconded by Alderman Abbott that, as recommended by the City Planning Committee,

a public hearing be held with respect to the Proposed Housing Project - Carson Street at 8:00 p.m. on Monday, November 2, 1970 at an High School in the Spryfield area.
Motion passed.

Cowie Hill Housing Project

A report was submitted from Staff dated October 14, 1970 relating to the above matter.

MOVED by Alderman Hogan, seconded by Alderman Abbott that a public hearing be held with respect to the Cowie Hill Housing Project at 8:00 p.m. on Monday, November 9, 1970 at the South Armdale School preferably, or at an appropriate location in the area of the South Armdale School. Motion passed.

10:45 p.m. Council adjourned.

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ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

Five O'Clock

CITY COUNCIL
SPECIAL MEETING
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.,
October 21, 1970
6:14 p.m.

A Special Meeting of the City Council was held on the above date.

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

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

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

The meeting was called especially to consider Bedford Annexation.

After hearing from His Worship the Mayor, it was MOVED by Alderman Allen, seconded by Alderman Meagher that Staff be instructed to make a formal request to the Board of Commissioners of Public Utilities for deferment of the Public Hearing with respect to Bedford Annexation. Motion passed.

6:18 p.m. Council adjourned.

ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

SPECIAL CITY COUNCIL
MINUTES

G. H. Brundage
Fire Chief

Council Chamber,
City Hall,
Halifax, N. S.,
October 24, 1970,
7:45 a.m.

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

There were present His Worship the Mayor, Chairman, Aldermen MacKeen, Hogan, LeBlanc, Meagher, Sullivan and Allen.

The meeting was called especially to consider "Resolutions on Mundialization and Twinning".

The following Resolutions were submitted:

Resolution No. 1,

WHEREAS the Preamble to the Charter of the United Nations reads:

We the Peoples of the United Nations, determined to save succeeding generations from the scourge of war, which twice in our lifetime has brought untold sorrow to mankind;

And to reaffirm faith in fundamental human rights, in the dignity and worth of the human person, in the equal rights of men and women and of nations large and small;

And to establish conditions under which justice and respect for the obligations arising from treaties and other sources of international law can be maintained;

And to promote social progress and better standards of life in larger freedom;

And for these ends, to practice tolerance and live together in peace with one another as good neighbours;

And to unite our strength to maintain international peace and security, and to ensure, by the acceptance of principles and the institution of methods, that armed forces shall not be used, save in the common interest;

And to employ international machinery for the promotion of the economic and social advancement of all peoples;

Have resolved to combine our efforts to accomplish these aims.

AND WHEREAS the United Nations came into being on October 24, 1945;

AND WHEREAS the City of Halifax desires the pursuit of world peace through the United Nations;

Special Council,
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THEREFORE BE IT RESOLVED that City Council recognize October 24, 1970, as United Nations Day in Halifax.

MOVED by Alderman LeBlanc, seconded by Alderman Allen that the Resolution be approved. Motion passed

Resolution No. 2

WHEREAS the United Nations requires the awareness and conscious support of citizens all over the world if it is to achieve our aims of world peace;

AND WHEREAS there is risk of a United Nations failure due to apathy and lack of awareness;

THEREFORE BE IT RESOLVED that the United Nations Flag be flown from the flag pole in the Grand Parade on October 24th, and on the 24th of each month throughout the year.

MOVED by Alderman Sullivan, seconded by Alderman MacKeen that the Resolution be approved. Motion passed

Resolution No. 3

WHEREAS the City Council has declared Halifax to be a World City;

AND WHEREAS the Council desires that our membership in the international community be permanently recognized;

THEREFORE BE IT RESOLVED that a new regional park to be acquired from lands of the present city watershed be named the Dag Hammerskjold Park.

MOVED by Alderman Allen, seconded by Alderman LeBlanc, that the Resolution be approved. Motion passed

Resolution No. 4

WHEREAS the delegates from the original 51 countries who met in San Francisco in 1945 to set up the United Nations were presented with the Peace Rose;

AND WHEREAS many cities are recognizing the 25th Anniversary of the United Nations by Planting a bed of Peace Roses;

THEREFORE BE IT RESOLVED that the City of Halifax Plant a bed of Peace Roses in the Grand Parade, and that Council humbly request His Honor, Victor deB. Oland, Lieutenant Governor of Nova Scotia, to plant the first rose.

MOVED by Alderman Hogan, seconded by Alderman Sullivan, that the Resolution be approved. Motion passed.

Resolution No. 5

WHEREAS world citizenship involves recognition that citizens should contribute financially to the efforts made in the pursuit of world peace;

AND WHEREAS world peace may eventually require some degree of world government and some degree of world taxation in support of such government;

THEREFORE BE IT RESOLVED that the City provide for the voluntary collection from citizens of a token fund which will at least equal one one-hundredth of one percent of the City's Tax levy of 1970, amounting to \$2,353.00, and that such amount be paid to a United Nations Agency for use in the pursuit of its international objectives.

MOVED by Alderman Meagher, seconded by Alderman Allen, that the Resolution be approved. Motion passed.

Resolution No. 6

WHEREAS the City Council on July 16, 1970, indicated in principle its desire that Halifax and Dartmouth be twinned with Accra and Tema, conditional on the approval of the Dartmouth City Council;

AND WHEREAS the Dartmouth City Council did so approve on August 18, 1970;

AND WHEREAS the Chairman of the Council of Accra and Tema, Mr. A. K. Okine, on June 24, 1970, and August 6, 1970, indicated approval of the concept;

THEREFORE BE IT RESOLVED that the City Council of Halifax now and hereby confirms that Halifax and Dartmouth are twinned with Accra and Tema, and that appropriate communication in recognition of this twinning be undertaken for Halifax through the office of the Mayor.

MOVED by Alderman MacKeen, seconded by Alderman Hogan, that the Resolution be approved. Motion passed.

Resolution No. 7

RESOLVED that the City Council of Halifax approve the following Declaration of Mundialization;

WHEREAS we reaffirm our faith in the dignity and worth of man, and in the equal rights of all citizens of the world to the basic needs of food, shelter, health, and the protection of the family;

AND WHEREAS we support the aims and objectives of the United Nations for the promotion of physical, social and economic well-being of all peoples and the resolution of international strife;

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AND WHEREAS we live in an age in which our technology encompasses both the microcosm of the atom and the macrocosm of space, and in which the potential for the realization of man's needs is greater than ever before;

Yet we recognize that hunger, poverty and disease still sap man's strength and that his future still is menaced by the curse of war.

Therefore we, the citizens of Halifax and Dartmouth, Nova Scotia, Canada, and of Accra and Tema, Ghana,

Acknowledge our four cities to be portions of world territory linked to the community of man, and

Unite our cities in friendly cooperation with each other and with other world cities for the benefit of all mankind, and

Dedicate ourselves to the peaceful settlement of international disputes by rule of law, rather than by armed force, and

Declare, hereby, this twenty-fourth day of October, Nineteen Hundred and Seventy, the Mundialization of the cities of Accra and Tema, Ghana, and of Halifax and Dartmouth, Nova Scotia.

MOVED by Alderman LeBlanc, seconded by Alderman Sullivan, that the Resolution be approved. Motion passed

Meeting adjourned 7:55 a.m.

HEADLINES

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Resolution No. 3	609
Resolution No. 4	609
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ALLAN O'BRIEN
MAYOR AND CHAIRMAN

R. H. STODDARD
CITY CLERK

John O'Keefe

CITY COUNCIL
MINUTES

Council Chamber,
City Hall,
Halifax, N.S.
October 29, 1970
8:00 P.M.

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

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

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

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

MINUTES

Minutes of meetings of Council held on October 15, 21, and 24, 1970 were approved on motion of Alderman MacKeen, seconded by Alderman Connolly.

APPROVAL: ORDER OF BUSINESS, ADDITIONS AND DELETIONS

At the request of the City Clerk, Council agreed to add the following items to the agenda:

- 13(a) - Social Assistance Levels of Payment.
- 20(a) - Appropriation - 316"C" - Recreation Commission
- 20(b) - Case No. 2155 - Staff Report - Approval of Lots A2 to A4 - Kent Park Subdivision - Lodge Drive
- 20(c) - Poll Tax Bills

At the request of Alderman McGuire, Council agreed to add:

- 20(d) - Voting Age in Forthcoming By-election
- 20(e) - Heart-shape Pond - Rockingham

At the request of Alderman Meagher, Council agreed to add:

- 20(f) - Appointment of a Deputy Mayor

At the request of Alderman LeBlanc, Council agreed to add:

- 20(g) - Conference between the newly appointed Members of the Legislative Assembly and the members of Halifax City Council

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At the request of Alderman Meagher,
Council agreed to add:

20 (h) - Chebucto School

ADDITION OF ITEMS TO THE PRINTED COUNCIL AGENDA BY ALDERMEN

Alderman LeBlanc stated that he had contacted the City Clerk's office to have the item he asked to be added tonight placed on the agenda when it was printed, and was advised this was not possible.

After a discussion on this point, it was agreed that the procedure to be followed with regard to Aldermen placing items for discussion on the printed agenda, should be discussed at the next Committee of the Whole meeting.

MOVED by Alderman Ivany, seconded by Alderman Meagher, that the agenda, as amended, be approved. Motion passed.

DEFERRED ITEMS

REZONING - #1525 LARCH STREET FROM R-2 RESIDENTIAL ZONE TO R-3
RESIDENTIAL ZONE

Further deferred awaiting staff report.

INDUSTRIAL USES - KEARNEY LAKE

At the October 1, 1970 meeting of City Council a motion of reconsideration of the following resolution was approved:

"THAT, as recommended by the City Planning Committee, Council endorse the action of City staff in enforcing the zoning and building by-laws to control by permit the installation of the second asphalt plant and rock quarrying, crushing, and screening operation on Standard Paving Property."

at which time a discussion of the matter was deferred for one month to permit the residents time to prepare a further report.

Council agreed to hear from Mr. Seldon D. Bryson, Barrister, on behalf of the residents of the area concerned.

Mr. Bryson said he represented 50 homeowners whose properties were located within 250 to 2,000 feet of the Atlantic Sand and Gravel's operation, and these owners were protesting against the continuous blasting and quarrying going on at the site from morning until night. These operations he said were completely destroying the residential nature of the area, and the residents felt that Council had the power to control the situation by refusing to issue a building permit. He referred to six insurance claims which had been initiated due to damage caused to homes in the area by the blasting. He said it was his understanding that the quarrying and blasting permits could be refused on the grounds that these operations constituted a public nuisance.

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The City Solicitor stated that the decision with regard to the issuance of permits would be that of the Building Inspector, and all that Council could do would be to recommend that the Building Inspector consider a certain course of action, although the Inspector welcomed a Public Hearing into the matter to ascertain what the feelings of those concerned were.

In reply to a question put by Alderman McGuire, the City Solicitor stated it would be possible for the Building Inspector to attached certain conditions to the issuance of any permits.

Alderman Hogan again referred to the statements made by Mr. Titus at a meeting held in 1967 to the effect that the stone-crushing operation would only be in operation for two or three months, and stated that the County Building Inspector had not issued a permit at that time since it was considered the crushing operation would be a temporary arrangement, and would cease entirely within the two to three months.

MOVED by Alderman LeBlanc, seconded by Alderman Sullivan, that Council hear from any other lawyers or spokesmen of persons directly affected on this issue. Motion passed.

Mr. A.L. Caldwell came forward and said he was appearing on behalf of Atlantic Sand and Gravel Company. He again outlined the efforts which his client was going to in order to carry on its operation with as little annoyance to the residents of the area as possible. On this basis, he said, it was his understanding that some terms would be attached to the issuance of the permits. He denied there was "continuous" blasting on the site, stating there were only one or two blasts a week, and that there was a recording of every blast made. He stated that at no time during the summer had the operation continued after 9 P.M., and then, only occasionally.

Mr. Titus spoke next, stating that his comments at the meeting held in 1967, had been misinterpreted. He referred to the seismological tests made of every blast, which indicated no blast to date had been over 10% of the allowable safety factor, and said the records could be made available to the Building Inspector who in turn could make the information available to the residents. He also referred to the considerable money spent in the past year to eliminate noise and dust from the operation.

Mr. George Parkinson, a resident of the area, spoke next in opposition to Atlantic Sand and Gravel continuing blasting and quarrying operations. He said there was no objection to the asphalt operation. He said he had an insurance claim for \$1,000.00 damage to his home because of the blasting.

At this point it was MOVED by Alderman Meagher, seconded by Alderman Ivany, that Mr. J.A. Calnen be allowed to

address the Council, but that he be the last speaker allowed from the gallery on the matter. Motion passed.

Mr. Calnen referred to Mr. Titus's statement that there was a record made of blasting levels, and said he did not require this evidence to know that the noise of the crushing operation was making it impossible for him to get his proper sleep. Mr. Calnen stated that he worked a night shift and thus required his sleep during day hours.

Alderman McGuire said there appeared to be some confusion about what legal action the City could take with regard to issuing a permit or shutting down the crushing operation, and quoted a section of the Ordinance which stated that if the Building Inspector refuses issuance of a permit, the applicant could appeal to the Committee on Works. He suggested this would be a means of getting the matter before the elected representatives for decision. He suggested that the City Solicitor review the whole matter again and submit a report which would make it clear to the Aldermen and the Building Inspector just what the terms of reference are, and what action would be appropriate for the Building Inspector to take. Also, if an appeal is made to the Committee on Works, what guidelines the Committee should have to deal with the appeal. The Alderman then spoke of pollution and asked that the Council be advised whether the present case represented an opportunity to prevent some pollution which otherwise would have to be dealt with at a future date.

MOVED by Alderman McGuire, seconded by Alderman Meagher, that consideration of the matter be deferred until a staff report is submitted outlining the various matters mentioned above, with a time limit of one month for submission of the report.

Alderman MacKeen said that the minimum time possible should be used to prepare the staff report.

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

- | | | |
|---------|--|---|
| For | - Aldermen Ivany, LeBlanc, McGuire,
Meagher, and Sullivan | 5 |
| Against | - Aldermen MacKeen, Connolly, Hogan,
and Allen | 4 |

PETITIONS AND DELEGATIONS

Petition Re: Basinview Home

A petition containing about 98 signatures of residents of Basin View Home, was presented, in which the petitioners requested the Council to rescind their decision to close out the home immediately. A report on the matter, dated October 28, 1970 was submitted by the City Manager.

MOVED by Alderman LeBlanc, seconded by Alderman Sullivan, that the petition and the City Manager's comments, be referred to the Board of Management of the Basinview Home. Motion passed.

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting of October 21 with respect to the following items:

Expropriation Settlement - #2076 Barrington Street - W. & A. Moir Limited

MOVED by Alderman Ivany, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, the property of W. & A. Moir Limited, known as 2076 Barrington Street, be purchased by the City for the sum of \$135,000.00 as settlement in full for all claims arising from the expropriations; the property being required for street and redevelopment purposes as part of the Central Redevelopment Area. Motion passed.

Implementation of the MacLaren Report on Sewage Works and Drainage

- (1) Trunk & Collector Sewer Charges - Multiple Dwellings Commercial and Industrial buildings;
- (2) Redevelopment Charges.

The recommendation of the Finance and Executive Committee read as follows:

"THAT the following be approved:

1. That Council give approval in principle to the policy that developers will be primarily responsible for the cost of servicing undeveloped land;
2. That local improvement charges for trunk and street sewers in areas of new development, as shown in Table A, attached to the staff report dated August 28, 1970, be adopted;
3. That the local improvement charge for trunk and street sewers in developed area now unserviced, as shown in Table A attached to Staff report dated August 28, 1970, be adopted;
4. That the charge in areas requiring addition of storm sewers be 50 percent of the cost per lot regardless of type or density of occupancy and whether occupied or not;
5. That, as proposed in the MacLaren Report, Legislation be sought to permit the City to levy a redevelopment charge in respect of floor space created by new construction or additions to existing buildings;
6. That Council declare its intentions to bring the proposed new charges into effect as of July 1, 1971."

MOVED by Alderman McGuire, seconded by Alderman Connolly, that a decision in the matter be deferred until the Council meeting of November 26th, in order that the three staff reports issued on the subject can be forwarded to the Board of Trade and U.D.I. for their comments.

Alderman Ivany said he would have thought these reports would have already been sent to the Board of Trade and U.D.I. and asked that the City Clerk advise the next Committee of the Whole meeting just what reports were sent to them.

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The City Manager asked that if the staff reports were to be sent to U.D.I. and the Board of Trade, that he be given the opportunity to meet the parties who will study them, so that he could give them the whole background of the MacLaren Report,

A discussion followed on what effect sharing from the DREE program would have on the total cost to the City and homeowner, and the City Manager said there was some problem caused by Council's decision that trunk sewer charges would be reduced in ratio to the proportion of DREE sharing, and stated he would be reporting on this matter shortly. However, in reply to a question put by Alderman Sullivan, the City Manager said that DREE contributions would in no way affect the charges to a home-owner for the connection from his house to the laterals.

The motion to defer was put and passed with Aldermen Ivany and Allen against.

REPORT - BOARD OF HEALTH

Council considered the report of the Board of Health from its meeting held on October 21, 1970, with respect to the following matters:

Delegation to City Staff - Approval of Private Sewage Disposal Systems - Legislation

MOVED by Alderman Sullivan, seconded by Alderman Ivany that, as recommended by the Board of Health, the authority for approval of private sewage disposal systems be delegated to City staff, and the appropriate legislation be placed before the City Council. Motion passed.

Repairs - #5529 Cornwallis Street

The report of the Board of Health read as follows:

"It is recommended that the matter of violations of Ordinance No. 135 at No. 5529 Cornwallis Street be placed before Council for consideration in the light of whatever information is submitted by staff, with a view to having the owner notified that the City will order the necessary work to be carried out and bill him in due course for the same."

M.P. MOVED by Alderman MacKeen, seconded by Alderman Meagher that Miss Joyce Archibald from the Neighbourhood Centre and Mr. Briand, tenant in the building be permitted to address Council if they have any new information to impart with respect to the matter.

Before the motion was put, Council agreed to hear from the Supervisor of Inspection Services.

The Supervisor of Inspection Services addressed Council and advised that the owner of the building has applied for a Demolition permit, which will be issued as soon as proof of the necessary liability insurance is received.

Some discussion ensued on this point and various other legal aspects of the case.

The motion was then put and passed.

Miss Joyce Archibald and Mr. Briand both addressed the Council on the matter.

It was then MOVED by Alderman McGuire, seconded by Alderman MacKeen that the owner be notified that the City will order the necessary repairs, required under Ordinance No. 135 to be carried out immediately and bill him in due course for the same.

Council then agreed to hear from Mr. G. H. Fitzgerald, solicitor for the owner.

Mr. G. H. Fitzgerald addressed Council and advised