

Proposed It was then MOVED by Alderman Moir, seconded by Alderman Stapells that all tenders be rejected.

Discussion continued and both the City Manager and the City Solicitor explained why it is felt to be necessary to clear the books by rejecting all the tenders.

The motion was put and passed.

MOVED by Alderman Moir, seconded by Alderman Stapells that Council authorize the execution of a contract with Beaver Maritime Limited in the amount of \$4,866,863 or less, subject to:

- (a) withdrawal by the Company of the condition appended to their tender and satisfactory clarification of the price quoted for Item 23 on page A-20 of the tender document;
- (b) approval of the Liaison Committee, and
- (c) provision by DREE of the balance of the financing required by way of grant and/or loan to ensure Federal grants total 50% of the cost.

Alderman Sullivan questioned whether it is wise to proceed with such a large project without final approval of the necessary DREE funds. He felt that the whole matter should be deferred until DREE funds are secured.

The City Manager referred to the second attachment to the Staff Report dated March 1, 1972 relating to the funding arrangements.

After further discussion, the motion was put and resulted in a tie vote, five voting for the same and five against it as follows:

For:	Aldermen Hogan, Moir, Stanbury, Stapells and Wentzell	5
Against:	Aldermen Bell, Connolly, MacKeen, Meagher and Sullivan	5

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

#### Proposed Legislation

The Legislation was submitted for approval of Council, which Legislation is to be forwarded for consideration at the Spring Session of the Legislature.

MOVED by Alderman Stanbury, seconded by Alderman Sullivan that the Legislation, as submitted, be approved.

After some discussion on the Legislation relating to a proposed tax on hotel and motel accommodation, the motion was put and passed.

Council,  
March 2, 1972

Proposed Agreement with Police Officers and N.C.O's  
Association

Since no person had been supplied with a copy of this proposed Agreement, excepting the City Manager, the matter was deferred until copies could be distributed.

Barrington Street Housing Project Phase II

A report was submitted from Staff relating to the above matter.

MOVED by Alderman Moir, seconded by Alderman Connolly that Council grant conditional approval on the basis of the financial and architectural submissions received from Barrington Developments Limited in connection with Phase II of the project, Council to be informed of receipt by the City of final construction drawings and specifications complying with the Ordinances and Building Codes of the City.

Alderman Sullivan questioned whether anything can be done to alter the present situation so that the City of Halifax will not be required to expend over \$160,000.00 for the temporary diversion of Barrington Street.

His Worship the Mayor and the City Manager replied in the negative.

The City Manager said that there is a good chance of getting Harbour Drive into the next DREE Agreement and there may be some possibility of not getting involved in a great deal of expenditure on the temporary diversion. He said that it is Staff's intention to hold off on any construction activity until the last possible moment, just as long as the commitment with the developer and C.M.H.C. is met.

Plans were displayed in response to a request by Alderman MacKeen and being rather small, members of Council were given the opportunity of viewing them more closely.

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

QUESTIONS

Question Alderman MacKeen Re: Crosswalk - Barrington  
Street and Gerrish Street.

Alderman MacKeen asked the City Manager to check into and discuss with the Chief of Police the lack of enforcement at the crosswalk on Barrington and Gerrish Streets. A lady required thirty minutes before she could cross due to traffic.

Question Alderman Stanbury Re: Garbage Placement on  
Sidewalk.

Alderman Stanbury requested if it would be possible to place garbage bags or cans on the sidewalk prior to 11:00 p.m. which is causing concern among the senior citizens. Some have received tickets for placing garbage earlier than 11:00 p.m.

Staff was requested to check the provisions of the Garbage Regulations and to report.

Question Alderman Connolly Re: Parking Southwood  
and Harborview Drives.

Alderman Connolly referred to cars being ticketed for parking on the supposed to be sidewalk area on the above streets and asked if this policy is going to apply to like areas throughout the City.

Question Alderman Moir Re: Recycling Depot - Ecology  
Action Centre.

Deputy Mayor Moir requested staff to find, if possible, a location for the Recycling Depot but not as large and beautiful as the Centre suggests. He asked if staff would assist this worthwhile project where it can.

The City Manager stated that a report would be prepared for consideration of Council or the matter might be resolved internally.

Question Alderman Stapells Re: Ice Safety.

Alderman Stapells asked if any person in any department checks the safety of ice on Williams Lake, Chocolate Lake, Frog Pond and Melville Cove as he has been receiving a lot of calls where citizens are concerned about persons falling through ice.

The Recreation Department was requested to look into this matter.

Council,  
March 2, 1972

Question Alderman Bell Re: Railroad Crossing Bayers Road.

Alderman Bell drew attention to the fact that there are four or five inches of water on the road and that people are being splashed by passing cars because of narrow sidewalks. He asked if some kind of wall could be installed on the curbside.

The City Engineer was requested to check the location.

Alderman Connolly retires at 10:40 p.m.

Question Alderman MacKeen Re: Tilden Building - 1130 Hollis Street.

Alderman MacKeen drew attention to the hazard to motorists and the public at large that snow has been piled up into a drift where the Tilden Building is located at 1130 Hollis Street.

Staff was requested to check.

ADDED ITEMS

Capital Borrowing Resolutions.

A report was submitted from staff recommending approval of the following capital borrowings for 1972:

1. Sidewalk Renewals	\$ 100,000
2. Street Widening	590,000
3. Paving Renewals	1,276,000
4. Traffic Improvements	1,254,000
5. Harbour Sewer Interceptor (Fairview-Duffus)	2,550,000
6. City's share re Oversize Sewers	900,000
7. Harbor Sewer Interceptor (Duffus-Inglis)	580,000
8. Spryfield & Herring Cove Sewers	1,000,000
9. Treatment Plant (Feasibility)	150,000
10. Bedford Highway Sewer Interceptor	50,000
11. Design Regional Sewage Treatment Plant	30,000
12. Fairview Sewer (additional Funds)	842,000
13. Spryfield Sewer (Feasibility Study)	100,000
14. Lacewood Sewer (additional Funds)	304,000
15. Design Sewage Treatment Plant Outfall	100,000
16. Recreational Facilities	168,600
17. Fairview Junior High School	880,000
18. Rehab Program (Schools) (additional funds)	605,000
19. Addition to Halifax West High School	950,000
20. Cowie Hill School	1,700,000
21. Additional School Spryfield Area	1,250,000
22. Design Branch Libraries	50,000
23. Alterations Main Branch (Memorial Library)	20,000

Council,  
March 2, 1972

MOVED by Alderman Moir, seconded by Alderman Stapells, that the resolutions as submitted be approved and forwarded to the Minister of Municipal Affairs.  
Motion passed unanimously.

Snow Plowing and Ticketing - Herring Cove Road.

Alderman Wentzell brought up the subject of people clearing off their sidewalks and then the plow deposits the snow right back from the street. On various occasions, in the past, the City has plowed the sidewalk since annexation. To make matters worse, the Police have ticketed many people in the area for not having cleared their portion of the sidewalk.

He said he was told by the Works Dept. that there is no policy set by Council as to whether or not the City would be plowing the sidewalks in the area. He also referred to the matter of clearing bus bays and depositing the snow on the sidewalk. He suggested that the matter be studied and Council determine policy so that the Works Dept. would know exactly what to do where main highways are concerned.

The Acting Director of Works advised that there is no set policy except where City property abuts the sidewalk. Snow has been removed in the area but only in extreme cases where the Director of Works deems it necessary. Council can make the decision and the Department can have the snow removed quickly if the decision is to remove it.

Aldermen Stanbury and Stapells stated they had received calls complaining about the snow plowing and removal procedure.

Alderman Stapells also felt that if people shovelled their sidewalks they should not receive tickets because the plows redeposited the snow from the street.

Council directed that these matters be investigated, a report be prepared with a recommendation to establish policy and that some arrangement be made with the Police Department with respect to the issuance of tickets until the policy is determined.

Council,  
March 2, 1972

Proposed Agreement with Police Officers and N.C.O's  
Association

Copies of a Staff Report to which was attached a copy of the proposed Agreement with Police Officers and N.C.O's Association were distributed to members of Council.

After a short pause to permit members of Council to read the report and after a short discussion, it was MOVED by Alderman MacKeen, seconded by Alderman Stanbury that the Collective Agreement between the City of Halifax and the Police Officers and N.C.O's Association, as submitted, be approved and that His Worship the Mayor and the City Clerk be authorized to execute same on behalf of the City. Motion passed.

11:05 p.m. Council adjourned.

HEADLINES

Minutes	91
Approval of Order of Business	91
Letter of Appreciation from H. D. Scully Regarding Snow Removal	91
Rezoning from R-2 Residential Zone to C-2 General Business Zone - Civic No. 6264 Yale Street	92
Rezoning from R-3 Residential to C-2 Commercial Zone, Civic No. 2021-2025 Maynard Street	92
Motion - Alderman Sullivan to Reconsider Resolution Approved by City Council February 17, 1972 Re: Closing By-pass between Dartmouth and Devonshire Avenues	93
Petition - Taxpayers & Residents of Ward 5 - Re: Lounge, Lady Hammond Road	93
Possible Acquisition - 3 Marriott Street - Kline Heights (Part Taking)	94
Possible Acquisition - 6 Marriott Street - Kline Heights (Part Taking)	94
Possible Acquisition - 8 Marriott Street - Kline Heights (Part Taking)	95
Possible Acquisition - 9 Marriott Street - Kline Heights (Part Taking)	95
Possible Acquisition - 12 Marriott Street - Kline Heights (Part Taking)	95
Possible Acquisition - 13 Marriott Street - Kline Heights (Part Taking)	95
Possible Acquisition - 14 Marriott Street - Kline Heights (Part Taking)	96
Possible Acquisition - 17 Marriott Street - Kline Heights (Part Taking)	96
Possible Acquisition - 22 Marriott Street - Kline Heights (Part Taking)	96
Possible Acquisition - 24 Marriott Street - Kline Heights (Part Taking)	96
Possible Acquisition - 25 Marriott Street - Kline Heights (Part Taking)	96
Possible Acquisition - 14 Osborne Street - Kline Heights (Part Taking)	97
Possible Acquisition - 21-23 Idlwyld Road - Kline Heights (Part Taking)	97

HEADLINES (continued)

Possible Acquisition - 31 Idlwyld Road - Kline Heights (Part Taking)	97
Possible Acquisition - 5424 Gerrish Street	97
Request - Inter-Supply Limited - Exchange of Land	97
Railway Association of Canada - Daylight Saving Time - 1972	98
Cost of Property Acquisitions - Barrington Street	98
Acquisition of Property - 2513 Barrington Street	99
Acquisition of Property - 2573-75 Barrington Street	99
Proposed Amendments to Ordinance No. 141, Respecting "Tax Exemptions for Widows"	99
Removal Unsightly Premises - Lot 10, Acorn Road	101
Extension of Transmission Line from Dunbrack Street to Spryfield	101
Resubdivision and Modification of Height Requirements 5250-5264 Morris Street	101
Extension to a Non-conforming Building and Modification of Lot Area Requirements - 123 School Avenue	102
Final Approval of Lots X and Y, W. D. Havill Sub. Edgehill Road	102
Resubdivision - Lands of Roman Catholic Episcopal Corporation, St. Pius X, Coronation Avenue, Adelaide Avenue and Willett Street	102
Resubdivision of Lands Owned by Kathleen P. Stevens, Bedford Highway	102
Extension to a Non-conforming Building and Modification of the Lot Area Requirement - 6476 Seaforth Street	102
Refusal of Development Officer to Issue a Permit to Permit Extension and Conversion of a Single Family Dwelling to a Duplex at 18 Flint Street	103
Award of Tender - Harbour Interceptor	103
Proposed Legislation	104
Proposed Agreement with Police Officers and N.C.O's Association	105, 109
Barrington Street Housing Project Phase II	105
Question Alderman MacKeen Re: Crosswalk - Barrington Street and Gerrish Street	106
Question Alderman Stanbury Re: Garbage Placement on Sidewalk	106
Question Alderman Connolly Re: Parking Southwood and Harbourview Drives	106
Question Alderman Moir Re: Recycling Depot - Ecology Action Centre	106
Question Alderman Stapells Re: Ice Safety	106
Question Alderman Bell Re: Railroad Crossing Bayers Road	107
Question Alderman MacKeen Re: Tilden Building, 1130 Hollis Street	107
Capital Borrowing Resolutions	107
Snow Plowing and Ticketing - Herring Cove Road	108

WALTER R. FITZGERALD  
MAYOR AND CHAIRMAN

R. H. STODDARD  
CITY CLERK

CITY COUNCIL MEETING  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
March 16, 1972  
8:00 P. M.

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

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

Present: His Worship the Mayor, Chairman; Aldermen MacKeen, Meagher, Stanbury, Sullivan, Connolly, Bell, Wentzell, Moir, and Stapells.

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

MINUTES

Minutes of Council meetings held on February 28, 1972, and March 2, 1972, were approved on Motion of Alderman Bell, seconded by Alderman MacKeen.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

Council agreed to the City Clerk's request to:

- Add Item 10 (i) Possible Acquisition - 19 Idlwyld Road, Kline Heights (Part Taking)

As requested by Alderman Connolly, Council agreed to add:

- 20 (a) Harbour Interceptor Sewer
- 20 (b) Job Advertisement and Job Evaluation

As requested by Alderman Stapells, Council agreed to add:

- 20 (c) Screening Installation - Chocolate Lake

PRESENTATION STAFF-SERGEANT ERNEST MOIGNARD

His Worship the Mayor at this time left the Chair and asked Staff-Sergeant Ernest Moignard to come forward. His Worship said that Sergeant Moignard came to this country early in the 1900's with the British Army and made a career in the Province of Nova Scotia and particularly with the City of Halifax.

His Worship advised that the Sergeant has been with the City of Halifax for 17 years and in recognition of that, presented the Sergeant with a Long-service Award for his many years of service.

His Worship also advised that Sergeant Moignard is celebrating his 85th birthday this month, and on behalf of the citizens of Halifax, presented him with a Silver Tray.



Sergeant Moignard then thanked all those present for the Presentation and expressed his pleasure for having served under His Worship the Mayor, the Aldermen, City Manager, City Clerk, and the staff of City Hall and hoped that he would continue to serve for many years to come.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee with respect to the following matters:

Possible Expropriation - 9 Idlwyld Road, Kline Heights  
(Whole Taking)

MOVED by Alderman Stapells, seconded by Alderman Moir that the property known as 9 Idlwyld Road and shown as Lots #145-A, 145-B, and 145-C, on Plan No. TT-15-19469 and all improvements thereon, be expropriated by the City of Halifax and that the owners of the property be paid the sum of \$8,000.00 as compensation in full for all claims arising from this expropriation, and that in accordance with the requirements of the Provincial Act respecting Expropriation of Land Procedure, City Council authorize the payment of an amount equal to one-half of the recommended compensation; funds to be made available from Account No. 54-33. Motion passed.

A Formal Resolution giving effect to the foregoing Motion of Council was submitted.

MOVED by Alderman Stapells, seconded by Alderman Moir that the Formal Resolution, as submitted, be approved.

Motion passed.

Possible Acquisition - 23 Marriott Street, Kline Heights  
(Part Taking)

MOVED by Alderman Stapells, seconded by Alderman Bell that the land designated as Lot No. 98B on Plan No. TT-14-19121 and containing 483 square feet be purchased by the City of Halifax, and that the sum of \$140.75 be paid to the owner as compensation in full for all claims arising from this acquisition, funds to be made available from Account No. 54-33.

Motion passed.

Possible Acquisition - 11 Marriott Street - Kline Heights  
(Part Taking)

MOVED by Alderman Stapells, seconded by Alderman Stanbury that the land designated as Lot #94B on Plan No. TT-14-19117 and containing 267 sq. ft., be acquired by the City of Halifax and that the sum of \$86.75 be paid to the owners arising from this acquisition, funds to be made available from Account No. 54-33.

Motion passed.

Possible Acquisition - 51 Withrod Drive, Kline Heights (Whole Taking)

MOVED by Alderman Stapells, seconded by Alderman Wentzell that the property known as 51 Withrod Drive, and shown on Plan No. TT-15-19477 as Lot No. 58A, and all improvements thereon, be purchased by the City of Halifax for the sum of \$9,700 as settlement in full for all claims arising from this acquisition, funds to be made available from Account No. 54-33.

Motion passed.

Possible Acquisition - 2239 Brunswick Street

MOVED by Alderman MacKeen, seconded by Alderman Moir that the property of Sanford Realty Ltd., known as Civic No. 2239 Brunswick Street, be purchased for \$48,900 as settlement in full for all claims, the land being required for the future development of Uniacke Square.

Motion passed with Alderman Meagher and Connolly voting against.

Possible Acquisition - 2507-11 Brunswick Street

MOVED by Alderman Moir, seconded by Alderman Wentzell that the property of Leonard and Florence Fineberg, known as Civic No. 2507-11 Brunswick Street, be purchased for \$36,600 as settlement in full for all claims, the land being required for the future development of Uniacke Square.

Motion passed with Alderman Connolly and Meagher voting against.

It was MOVED by Alderman Meagher, seconded by Alderman Stanbury that the Halifax Historic Sites Advisory Commission approach the Historic Sites Committee in Ottawa to determine if there are any funds available for the restoration of 2507-11 Brunswick Street.

Motion passed with Alderman Connolly against.

Possible Acquisition - 5203 Duffus Street

MOVED by Alderman Moir, seconded by Alderman Bell that the property of Robert B. and Blanche E. Welsh, known as Civic No. 5203 Duffus Street, be purchased for \$13,300 as settlement in full for all claims, and that approval be sought from the Minister of Municipal Affairs to draw funds from the Sale of Land Account to cover the acquisition, the land being required in respect to work related to the Harbour Interceptor sewer.

Motion passed.

A Formal Resolution was submitted giving effect to the foregoing Motion of Council.

MOVED by Alderman Moir, seconded by Alderman Bell that the Formal Resolution, as submitted, be approved.

Motion passed.

Application for Use of City Crest - Colwell Brothers Limited

Alderman Connolly spoke on the matter and said he was in favour of the City Crest being available for Civic uses and felt they should be available through the Office of His Worship at his discretion.

Alderman Moir also felt that a small supply should be available and suggested that His Worship consider purchasing a small supply to be kept in his office.

Alderman Sullivan spoke in regard to the application and said that he was in favour of Colwell Brothers being permitted to use the City Crest and suggested that it would be a source of promotion for the City.

His Worship then pointed out that the matter which is now before Council is a request from Colwell Brothers to use the City Crest on their blazers which are to be sold to the public.

Alderman Connolly indicated that he was not in favour of the Crest being offered to the public, and Moved in Amendment that Colwell Brothers be permitted to acquire the City Crest for Civic purposes only, and that it be under the direction of the office of His Worship the Mayor.

After a brief discussion, the Acting City Solicitor ruled the Amendment out of order, and advised that the Motion which is presently on the floor should be dealt with first, and that the intent of the Amendment could be considered later.

It was then MOVED by Alderman Moir, seconded by Alderman Stapells that the request from Colwell Brothers for the use of the City Crest on their blazers, to be sold to the public, be denied.

Motion passed with Alderman Sullivan, MacKeen, and Meagher against.

Possible Acquisition - 19 Idlwyld Road, Kline Heights (Part Taking)

MOVED by Alderman Connolly, seconded by Alderman Moir that the land designated as Lot #140B on Plan TT-15-19458 and containing 1,194 square feet, be purchased by the City of Halifax and that the sum of \$318.50 be paid to the owners as compensation in full for all claims arising from this acquisition, funds to be made available from Account No. 54-33.

Motion passed.

Council,  
March 16, 1972

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on March 8th, 1972 with respect to the following matters:

Street Closure - Dartmouth Ave. at Devonshire Ave. (Date for Hearing)

MOVED by Alderman Sullivan, seconded by Alderman Bell that, as recommended by the Committee on Works, in accordance with Section 350 of the City Charter, City Council set a date for a Public Hearing to effect the closure of a portion of Dartmouth Avenue at the southeast corner of Devonshire Avenue as shown on City of Halifax Plan No. TT-16-19649. Motion Passed.

The City Clerk advised that the Hearing would be held at 5 P.M. on April 19th.

Official Plan - Section 4-E (Date for Hearing)

MOVED by Alderman Stapells, seconded by Alderman MacKeen that, as recommended by the Committee on Works, City Council set a date for a Public Hearing to lay down official street lines as shown on Section 4-E of the Official City Plan. Motion passed.

The City Clerk advised that the Public Hearing would be held at 5 P.M. on April 19th.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on March 8, 1972 with respect to the following items:

Resubdivision of Lands - Carson Street

MOVED by Alderman Wentzell, seconded by Alderman Stapells that, as recommended by the City Planning Committee, the resubdivision of lands owned by Esther Boudreau, Carson Street, forming new Lots 1, 2 and 3, as shown on Plans No. P200/4945-4946 of Case No. 2595, be refused. Motion passed.

Resubdivision - Lots 25 and 26 Hartlen Avenue, Hollahan Subdivision, Spryfield

MOVED by Alderman Connolly, seconded by Alderman Wentzell that, as recommended by the City Planning Committee, the resubdivision of existing Lots 25 and 26 Hartlen Avenue, Hollahan Subdivision, Spryfield, to create new Lots 25-A, 25-B, 26-A and 26-B, as shown on Plan No. P200/4944 of Case No. 2594, be approved and a public hearing waived. Motion Passed.

Council,  
March 16, 1972

Extension to a Non-conforming Building - 2793 Connaught Avenue

MOVED by Alderman Bell, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, the application for an extension to a non-conforming building to permit the construction of a 10' x 8'-6" addition at Civic No. 2793 Connaught Avenue, as shown on Plans Nos. P200/4950 and 4951 of Case No. 2593, be approved. Motion passed.

Subdivision of Lands of Chester Smith, Birch Street

MOVED by Alderman Bell, seconded by Alderman Connolly that, as recommended by the City Planning Committee, final approval of Lots S1 and S2, as shown on Plan No. P200/4928 of Case No. 2589, Lands of Chester Smith, Birch Street, be granted. Motion passed.

Resubdivision - Civic No. 6086 Quinpool Road

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the City Planning Committee, resubdivision of the property at Civic No. 6086 Quinpool Road, forming new Lot A-1, as shown on Plan No. P200/4964 of Case No. 2603, be approved and a Public Hearing waived. Motion passed with Alderman Moir against.

Resubdivision - Drysdale Park Subdivision, River Road, Spryfield

MOVED by Alderman Wentzell, seconded by Alderman Bell that, as recommended by the City Planning Committee, the application for resubdivision to create Lots 93A and 92B in the Drysdale Park Subdivision, River Road, Spryfield, as shown on Plan No. P200.4179 of Case No. 2219, be deferred until the results of the North-West Arm Feasibility Study are made known. Motion passed with Alderman Sullivan against.

Resolution of the Downtown Committee and Recommendation Re: "View From Citadel Hill"

The recommendation from the Committee was that the following resolution of the Downtown Committee be tabled:

"The Downtown Committee, while sympathetic with the concern expressed recently by many citizens on the subject of views from Citadel Hill, is also aware of the problems facing property owners attempting to draw up plans in the absence of clear legal guidelines on this matter. We would, therefore, respectfully request that as an interim measure, until a view by-law is discussed and voted on, City Council through its staff, recommend to developers that they consult with staff of the Downtown Committee regarding impact on views before presenting final design proposals to the City."

The recommendation, however, also had a second part to it:

"In the event that City Council wishes to approve the above resolution, that developers be directed to consult with the Development Department rather than directly

Council,  
March 16, 1972

"with the staff serving the Downtown Committee."

However, after some discussion it was agreed that the tabling of the recommendation was all that was required at this time.

MOVED by Alderman Moir, seconded by Alderman Connolly that, as recommended by the City Planning Committee the Resolution of the Downtown Committee Re: "View from Citadel Hill" be tabled. Motion passed with Alderman Sullivan against.

#### QUESTIONS

Question - Alderman Connolly Re: Advertisement for Senior Planner and Planner I

Alderman Connolly said that he had noticed an advertisement in the Friday, March 9th edition of the Mail Star for a Senior Planner and Planner I for City staff. He asked if the City Planner was to replace somebody who had recently left the City's employment, because he had moved deletion of that position at a budget meeting and his motion had been passed.

The City Manager said he was not contemplating filling any positions not approved by Council during the budget sessions and would check into the matter.

Question - Alderman Connolly Re: Job Evaluation

Alderman Connolly said it had come to his attention that a job evaluation was to be carried out by the City and by the Union, and asked the City Manager if this was true.

The City Manager said this matter had been reported to City Council, and that it was the recommendation of Judge Green when he mediated the dispute with Local 108 last year. He said the matter had been discussed with the Union with a view to seeing if a job evaluation could be carried out jointly by both the City and the Union than each doing a separate one. However, he added, the matter had not yet been resolved. Answering a question from Alderman Connolly, the City Manager stated that funds had been provided in the budget for this purpose under General Government.

Alderman Connolly said he understood that oncesuch an evaluation was completed it would be acted on by staff without being referred to City Council.

The City Manager said this was not so since any results of a job evaluation would be part of negotiations on a collective agreement, and as such would have to be sent to Council for approval.

Alderman Bell - Re: Equipment at Bayer's Road Station, Rockingham  
and Spryfield Fire Departments

Alderman Bell said that on the previous day, Wednesday, he had visited the Bayer's Road Fire Station between 4 P.M. and 12 P.M., during which period at one point there was no equipment in the station. He said this was naturally of great concern to the residents.

The City Manager said he would check the matter out and report as to why the Station house was empty of fire fighting equipment.

Question - Alderman MacKeen Re: Wage Increase Limitation by  
Province

Alderman MacKeen said it had been reported that the Province had adopted an approximate 5% wage increase limitation per year, and asked if it were correct that the City had adopted a policy of approximately 7- $\frac{1}{2}$ % per year.

His Worship the Mayor replied that the City Council had been working on a 15% guideline for two years, although it had not yet been approved.

Question - Alderman Stanbury Re: Ruling for putting garbage out  
before 11 P.M.

Alderman Stanbury said she had not received an answer to her question put at a previous Council meeting regarding the ruling of not putting garbage out before 11 P.M. as it affected older people, who did not like having to go outdoors, at what to them was a very late hour.

The City Manager said the matter had not been overlooked and that he had been discussing the matter just yesterday and would be submitting a report shortly.

Question - Alderman Stapells - Empty House at 28 Withrod Drive

Alderman Stapells said he had previously questioned the City Manager about an empty house at 28 Withrod Drive which had been empty for the whole past year except for a short period when it was used to house an emergency case. He mentioned various groups such as the Kline Heights Advisory Committee, the Armdale Ladies Fastball Club, and others in the area which were desperately in need of a place to meet, and asked if this property would be suitable.

The City Manager said he preferred not to discuss the matter at this time, as there were one or two problems from the City's standpoint, although they were probably not ones that could not be solved. He said he would get together with Alderman Stapells and discuss the matter.

Question - Alderman Sullivan Re: Use of Man Power when Seeking Employees for City

Alderman Sullivan asked if the City were making use of the Man Power offices when seeking candidates for City employment. He said he was advised there were about 300 names of University graduates listed with the Centre.

The City Manager said this was normal practice when seeking non-specialized technical people, and that certainly under the Local Initiatives Program it was mandatory.

Question - Alderman Meagher re: Wage Increase Offer to Transit Personnel

Alderman Meagher asked what wage increase guidelines had been set for Transit personnel.

The City Manager said he did not feel this was the place to discuss the matter in view of the present negotiations going on with the Transit Union.

NOTICES OF MOTION

Notice of Motion - Alderman Connolly to Rescind Motion passed by City Council March 2, 1972 Re: Award of Tender - Harbour Interceptor

Alderman Connolly gave Notice that at the next meeting of City Council he would present a motion to Rescind the following motion which was passed by City Council at its meeting held on March 2, 1972:

"MOVED by Alderman Moir, seconded by Alderman Stapells that Council authorize the execution of a contract with Beaver Maritime Limited in the amount of \$4,866,863 or less, subject to:

- (a) withdrawal by the Company of the condition appended to their tender and satisfactory clarification of the price quoted for Item 23 on Page A-20 of the tender document;
- (b) approval of the Liaison Committee, and
- (c) provision by DREE of the balance of the financing required by way of grant and/or loan to ensure Federal grants total 50% of the cost."

In reply to a question put by Alderman Moir, the Acting City Solicitor ruled that since the governing section of Ordinance No. 103 did not clearly state that the motion to rescind must be given at a "regular" Council meeting, but only that the Notice of same must be at a regular meeting, such a motion could be presented at a Special Council meeting.



Council,  
March 16, 1972

Notice of Motion - Alderman Meagher Re: The Retail Shop Closing Ordinance

Alderman Meagher gave Notice that at the next regular meeting of the City Council of the City of Halifax to be held on Thursday, the 30th day of March, A.D., 1972, he would introduce an Amendment to Ordinance Number 121, the Retail Shop Closing Ordinance; the purpose of the amendment being to bring the provisions of the Ordinance into line with the enabling legislation (Section 579 of the City Charter) with respect to hours when shops shall remain closed, and to amend the exemption Section to provide that it includes a "general store shop where the business occupancy assessment is thirty-five thousand dollars or less" rather than thirty thousand dollars, as the Ordinance now reads.

ADDED ITEMS

Award of Tender - Harbour Interceptor - Motion of Council passed at meeting of March 2, 1972

Alderman Connolly again brought up this matter on which he had already served Notice of Motion, and said that under Section 51 of Ordinance No. 103 an unanimous vote by the Council could suspend all other provisions of the Ordinance and permit the Council to Rescind the March 2nd resolution at tonight's meeting. The Alderman said he had made the previous Notice of Motion in the event this unanimous consent of Council was not forthcoming at this time.

MOVED by Alderman Connolly, seconded by Alderman Sullivan, that under Section 51 of Ordinance No. 103, Sections 44 and 48 of the Ordinance be suspended, so that the subject matter could be discussed at tonight's meeting.

Deputy Mayor Moir said he would not be supporting the motion because he felt that to rescind the March 2nd resolution and award the tender to another contractor at tonight's meeting would be improper, as there were the views of a number of persons to be heard before such a decision should be taken.

The motion was put and lost, Alderman Moir voting against it.

MOVED by Alderman MacKeen, seconded by Alderman Sullivan, that in accordance with Section 45 of Ordinance No. 103, a stay of proceedings be placed on the motion passed by Council at its meeting on March 2, 1972 which authorized the execution of a contract with Beaver Maritime Limited in the amount of \$4,866.863 or less.

The motion was passed unanimously.

Alderman Connolly asked when a Special

Council meeting could be held for consideration of his Motion of Rescission in this matter. The evening of Wednesday, March 22 was tentatively set for the meeting, and the City Clerk was asked to advise all concerned parties of the meeting.

Job Advertisement and Evaluation - Alderman Connolly

Alderman Connolly had already brought this matter up under the Question Period, but continued on the subject of job evaluations. For one thing, he said, he had been advised that the City had already carried out job evaluations on which no action had been taken, in which case he did not see why more money should be spent at this time and suggested that the information gathered previously should be used.

The City Manager said that he was not aware of an evaluation being done, but that in any event the present recommendation called for a joint evaluation. Furthermore, he said, if such an evaluation had been carried out some years ago much of the information gathered would not be applicable today since the values of certain kinds of jobs tend to change over the years. Concerning the cost of an evaluation, he said staff were still awaiting this information.

Chocolate Lake Out-Fall - Alderman Stapells

Alderman Stapells said that he had previously brought up the matter of children from the South Armdale School playing near a large five foot sewer outlet, which was a very dangerous situation, it not being too long ago that a child was drowned under such circumstances. He asked that staff correct the situation as quickly as possible, and report back to Council.

Local Initiatives Program - Information Report

Deputy Mayor Moir referred to an information report which stated that 15 of the 21 applications submitted by the City under the Federal Local Initiatives Program had been approved, and will employ approximately 220 workers per month at a total cost of \$556,000 of which \$70,411 would be the City's share and \$485,000 would be borne by the Federal Government.

Deputy Mayor said he wished to commend staff for their efforts in carrying out this program.

9:20 P.M. - Meeting adjourned.

HEADLINES

Minutes .....	111
Possible Expropriation - 9 Idlywylde Road, Kline Heights...	112
Possible Acquisition - 23 Marriott St. Kline Heights.....	112
Possible Acquisition - 11 Marriott Street, Kline Heights...	112
Possible Acquisition - 51 Withrod Drive, Kline Heights.....	113
Possible Acquisition - 2239 Brunswick Street .....	113
Possible Acquisition - 2507-11 Brunswick Street .....	113
Possible Acquisition - 5203 Duffus Street .....	113
Application for Use of City Crest - Colwell Bros. Ltd. ....	114
Possible Acquisition - 19 Idlwyld Road, Kline Heights.....	114
Street Closure - Dartmouth Ave. at Devonshire Ave. (Date for Hearing) .....	115

Official Plan - Section 4-E (Date for Hearing) .....	115
Resubdivision of Lands - Carson Street .....	115
Resubdivision - Lots 25 and 26 Hartlen Avenue, Hollahan Subdivision, Spryfield .....	115
Extension to a non-conforming building - 2793 Connaught Avenue .....	116
Subdivision of Lands of Chester Smith, Birch Street ...	116
Resubdivision - Civic No. 6086 Quinpool Road .....	116
Resubdivision - Drysdale Park Subdivision, River Road..	116
Resolution of the Downtown Committee and Recommendation Re: View from Citadel Hill .....	116
Question - Alderman Connolly Re: Advertisement for Senior Planner and Planner I .....	117
Question - Alderman Connolly Re: Job Evaluation .....	117
Question - Alderman Bell - Re: Equipment at Bayer's Road Station - Fire Department .....	118
Question - Alderman MacKeen Re: Wage Increase Limitation by Province .....	118
Question - Alderman Stanbury Re: Ruling putting garbage out before 11 P.M. ....	118
Question - Alderman Stapells - Empty House at 28 Withrod Drive .....	118
Question - Alderman Sullivan Re: Use of Man Power when seeking employees for City .....	119
Question - Alderman Meagher re: Wage Increase Offer to Transit Personnel .....	119
Notice of Motion - Alderman Connolly to Rescind Motion Passed by City Council March 2, 1972 Re: Award of Tender - Harbour Interceptor .....	119
Notice of Motion - Alderman Meagher Re: The Retail Shop Closing Ordinance .....	120
Award of Tender - Harbour Interceptor - Motion of Council passed at meeting of March 2, 1972 .....	120
Job Advertisement and Evaluation - Alderman Connolly....	121
Chocolate Lake Outfall - Alderman Stapells .....	121
Local Initiatives Program - Information Report .....	121

WALTER R. FITZGERALD  
MAYOR AND CHAIRMAN

R.H. STODDARD,  
CITY CLERK

CITY COUNCIL  
SPECIAL MEETING  
MINUTES

*Record*

Council Chamber  
City Hall  
Halifax, N. S.  
March 22, 1972  
8:20 p. m.

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

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

Present: His Worship the Mayor, Chairman; Aldermen Bell, Hogan, Meagher, Stapells, Sullivan, Connolly, and Deputy Mayor Moir.

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

The City Clerk advised that the meeting was called to consider two items as follows:

1. Public Hearing - Zoning of Area "C", Southwest Corner of Quinpool Road and Robie Street to C-2 General Business;
2. Harbour Storm and Sanitary Interceptor Sewer, Contract #1.

PUBLIC HEARING - ZONING OF AREA "C", SOUTHWEST CORNER OF QUINPOOL ROAD AND ROBIE STREET TO C-2 GENERAL BUSINESS

A Public Hearing was held at this time into the above matter.

Mr. Ian Rankin, with the aid of maps, outlined the area involved and advised that the zoning is necessary so that the Developer can consolidate the land in question with his existing land holdings and in no way affects the building of the proposed hotel.

No persons indicated a wish to speak in favour of the application.

No persons indicated a wish to speak against the application.

It was then MOVED by Alderman Sullivan, seconded by Alderman Moir that a decision in the Zoning of Area "C" located on the southwest corner of Quinpool Road and Robie Street to C-2 General Business, as shown on Plan No. P200/4921 of Case No. 2585, be deferred until the next regular meeting of City Council to be held on March 30, 1972. Motion passed.

HARBOUR STORM AND SANITARY INTERCEPTOR SEWER, CONTRACT #1

At the last regular meeting of City Council held on March 16, 1972, Alderman Connolly gave Notice that at the next meeting of City Council he would present a motion to Rescind the following motion which was passed by City Council at its meeting of March 2, 1972:

"MOVED by Alderman Moir, seconded by Alderman Stapells that Council authorize the execution of a contract with Beaver Maritime Limited in the amount of \$4,866,863.00 or less, subject to:

- (a) withdrawal by the Company of the condition appended to their tender and satisfactory clarification of the price quoted for Item 23 on Page A-20 of the tender document;
- (b) approval of the Liaison Committee; and
- (c) provision by DREE of the balance of the financing required by way of grant and/or loan to ensure Federal grants total 50% of the cost."

Deputy Mayor Moir said that the intention of this meeting was to allow all parties concerned to be heard and MOVED seconded by Alderman Connolly that City Council adjourn to meet as Committee of the Whole Council. Motion passed.

8:30 p. m. - City Council adjourned to meet as Committee of the Whole Council with the same members being present.

8:30 p. m. - Alderman MacKeen arrives.

A letter dated March 22, 1972, was submitted from MacLaren Atlantic Limited, Consultants for the City of Halifax, commenting on the tenders received from the various Companies involved.

Mr. T. G. Simms, General Manager of MacLaren Atlantic Limited then appeared before the Committee and outlined why all tenders received were informal. Mr. Simms further explained various aspects of the tender call and answered numerous questions from the Committee.

Mr. Francklyn, Vice-President of Dineen Construction (Atlantic) Limited appeared before the Committee and referred to various sections of the letter from MacLaren Atlantic Limited and stated that their Company met all the qualifications. Mr. Francklyn also referred to an accompanying letter which was submitted from Beaver Maritime Limited, and suggested that if the City accepts qualifying tenders, it will result in serious complications in the future.

Discussion then ensued on this point, and it was advised by the City Solicitor that all tenders were rejected by a Council resolution of March 2, 1972. The City Solicitor said that Council was advised at that time that if this procedure were not followed, it may result in the establishing of a bad precedent.

His Worship the Mayor referred to a letter dated March 22, 1972, from the Construction Association of Nova Scotia in which they recommended "that the City pursue the policy suggested by their consultants inasmuch as they, the consultants, could judge whether the qualification has financial significance or not", and asked the representatives if the low tenderer on the project contains a serious qualifying condition in their opinion.

8:45 p. m. - Alderman Stanbury arrived.

The representatives of the Association advised that it was indicated to them that the qualification was serious, but that they were not prepared to judge the seriousness of the qualification.

Mr. Francklyn of Dineen Construction Limited was then questioned by members of the Committee with respect to the tender call.

10:25 p. m. - Meeting adjourned for five minutes.

10:35 p. m. - Meeting reconvened with the same members being present.

Mr. John S. Newman, Chairman of the Beaver Group of Companies, appeared before the Committee on the matter. Mr. Newman outlined the work of their Company in the past and referred to the letter which accompanied their tender saying that it was one of clarification in which they stated they intended to work 24 hours per day and also that they offered to substitute a more expensive pipe for 2,000 feet of the cut which would reduce the risk to their company.

Mr. Newman said that the letter was one of clarification with respect to hours of work and type of material. He said it was not a part of the tender document and was not signed by a member of the Beaver Company with signing powers. Mr. Newman then asked the City Solicitor for a ruling on the matter.

The City Solicitor said he would make no comment on the intent of the letter but said that it was worded in such a way that he could find no fault in the interpretation which was made by Mr. Simms of MacLaren Atlantic Limited.

Mr. Newman then went on to answer individual questions which were raised earlier by the Aldermen.

Mr. Dowe of Beaver Maritime Limited also addressed the Committee and elaborated on the type of work that would be involved during construction and the different hours in which each would be carried out to conform with the City's Noise Ordinance.

Mr. John Hall representing Northern Construction appeared before the Committee on the matter. Mr. Hall referred to the fact that if the tunnel were not completed within the time allotted, there maybe some problems with financing and said that one of the reasons their tender was higher than the other two, was that they added additional facilities which would ensure that the job would be completed on time.

Mr. Hall suggested that if the City were to negotiate a conditional tender with one contractor, it would be defeating the tender system and felt that all tenderers should be able to renegotiate.

After further discussion, it was MOVED by Deputy Mayor Moir, seconded by Alderman Meagher that the Committee of the Whole Council adjourn to meet as City Council. Motion passed.

12:00 p. m. - Committee of the Whole Council adjourned to meet as City Council with the same members being present.

Alderman Connolly said that his original Motion with regards to the Harbour Interceptor Sewer was to reject all tenders and to re-call on the basis of attempting to affect savings on the project, and said that this Motion was eventually lost.

Alderman Connolly suggested that if the tenders were rejected, that the contractors involved in the initial tendering should have the opportunity to tender on the changes made in the contract and felt that this would bring about savings for the tax payers of the City.

It was then MOVED by Alderman Connolly, seconded by Alderman MacKeen that City Council rescind the following motion which was approved by City Council on March 2, 1972:

"That Council authorize the execution of a contract with Beaver Maritime Limited in the amount of \$4,866,863.00 or less, subject to:

- (a) withdrawl by the Company of the condition appended to their tender and satisfactory clarification of the price quoted for Item 23 on Page A-20 of the tender document;
- (b) approval of the Liaison Committee; and
- (c) provision by DREE of the balance of the financing required by way of a grant and/or loan to ensure Federal grants total 50% of the cost."

The Motion was then put and lost, three voting for the same and six voting against it as follows:

For: Aldermen Connolly, MacKeen, and Sullivan - 3

Against: Deputy Mayor Moir; Aldermen Bell, Hogan, Meagher, Stanbury, and Stapells. - 6

12:06 a. m. - Meeting adjourned.

HEADLINES

Public Hearing - Zoning of Area "C", Southwest Corner of  
 Quinpool Road and Robie Street to C-2 General Business .... 123  
 Harbour Storm and Sanitary Interceptor Sewer, Contract #1 ... 123

MAYOR WALTER R. FITZGERALD  
CHAIRMAN

R. H. STODDARD  
CITY CLERK

Council Chamber  
City Hall  
Halifax, N. S.  
March 30, 1972  
8:00 P. M.

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

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

Present: His Worship the Mayor, Chairman; Aldermen Connolly, Stanbury, Stapells, Meagher, Hogan, Wentzell, Bell, Sullivan, MacKeen, and Deputy Mayor Moir.

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

MINUTES

His Worship the Mayor advised that Minutes of March 16, & 22, 1972 are before the Council for approval.

Alderman Connolly referred to the March 16, 1972, minutes regarding the matter of the use of the City Crest by Colwell Brothers, and said that he felt he voted in the affirmative rather than the negative as shown by the minutes.

The Minutes of March 16, & 22, 1972, were then approved with the understanding that the item mentioned by Alderman Connolly would be checked and the minutes amended if necessary.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 20(a) - Accounts over \$5,000.
- 20(b) - Date for Natal Day.

As requested by Alderman Hogan, it was agreed to add:

- 20(c) - Lacewood Sewer.

At the request of Alderman Sullivan, Council added:

- 20(d) - Pockwock Water System.

As requested by Alderman Connolly, Council added:

- 20(e) - Truck Routes Re: Ordinance Number 113.

DEFERRED ITEMS

Zoning of Area "C", Southwest Corner of Quinpool Road  
and Robie Street to C-2 General Business

MOVED by Alderman Meagher seconded by Alderman Sullivan that the Zoning of Area "C", located on the southwest



corner of Quinpool Road and Robie Street to C-2 General Business, as shown on Plan No. P200/4921 of Case No. 2585, be approved by City Council.

Motion passed with Deputy Mayor Moir voting against.

A Formal Resolution was submitted giving effect to the foregoing Motion of Council.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that the Formal Resolution as submitted, be approved by City Council.

Motion passed with Deputy Mayor Moir voting against.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee with respect to the following matters:

Amendment to Ordinance Number 113 "Noise" - Permits to Clear Snow at Night

The recommendation from the Committee of the Whole reads as follows:

"It is recommended that the City Solicitor prepare an Amendment to Ordinance #113, Respecting the Control of Noise, allowing special permits to be issued for snow removal in emergency situations when needed, such as the plowing of Shopping Centres; such permits to be on a 24 hour basis".

The City Solicitor said that there is a technical problem involved on this matter and asked that it be deferred to the next meeting of City Council.

It was then MOVED by Alderman Meagher, seconded by Alderman Sullivan that the matter be deferred to the next regular meeting of City Council to be held on April 13, 1972. Motion passed.

Petition Re: Alternate Exit - Idlwyld Road, Kline Heights

Alderman Stapells said that when this was discussed at the Committee meeting, it was pointed out that in order to make a second exit to Idlwyld Road, the total cost would be in the order of \$160,000 to bring Idlwyld Road to grade, for expropriation of the houses involved, and for the widening of Idlwyld Road as a result of the increased traffic.

Alderman Stapells advised that in talking to the Engineering Department this week, he was advised that the City owns a piece of land that would provide a connection from Idlwyld Road to Margaret Road and suggested that this may be the answer to the problem.

It was then MOVED by Alderman Stapells, seconded by Alderman Sullivan that the matter of the Alternate exit to Idlwyld Road be deferred and that staff prepare a report on the possibility of using the City owned land as an alternate exit; such report to be submitted at the next regular meeting of City Council. Motion passed.