

Maritime Passenger Train Operations

MOVED by Alderman Bell, seconded by Alderman Stanbury that His Worship the Mayor write to the Canadian Transport Commission stating that the City of Halifax is satisfied with the present level of service of Passenger-train service and would prefer not to see it reduced.

Motion passed.

School Board Administration Building, Capital Funds Requested for Renovation

MOVED by Alderman Connolly, seconded by Alderman Hogan that the matter of spending \$150,000 over a two year period on the administration building at the corner of Brunswick and Sackville Streets be referred back to the School Board and that it be included in the School Board Capital expenditure request for 1973. Motion passed.

Interest Rate on Sewer Development Charge

MOVED by Alderman Bell, Seconded by Alderman Connolly that interest at the rate of 9% be charged on all charges levied under Ordinance Number 153, respecting a Sewer Development Charge.

Motion passed with Alderman Stapells against.

Spryfield Rink

The Recommendation from the Committee reads as follows:

"That the City do everything in its power to assist the Lions Club in obtaining their building permit to enable Construction of the rink to begin".

Discussion ensued on this matter and it was suggested that if Council passes a resolution stating it will do everything in its power to assist the club in obtaining their permit, it may lead to serious implications.

The City Manager advised that the latest figure which he has received indicates that the cost to build the road will be in the neighbourhood of \$40,000 rather than \$10,000 as indicated previously. He said that this involves some work on the existing road but with the bulk of the money for the proposed extension.

Alderman Wentzell referred to the work of the Lions Club on the project over the past two years and explained that it should be fully financed by next month. Alderman Wentzell felt that Council should do everything possible to make the rink become a reality and hoped that they would not be put in a position where they will loose the Federal Grant.

Alderman Sullivan felt that Council should have more information on the matter with respect to the actual amount of money involved and MOVED, seconded by Alderman Stanbury that the matter be deferred until the next regular meeting of the Committee of the Whole and that the City Manager present a report as to what exactly is involved in the matter.

The Motion to defer was put and lost with four voting for the same and six voting against it as follows:

For: Aldermen Meagher, Moir, Stanbury, and Sullivan - 4
Against: Aldermen Bell, Connolly, Hogan, MacKeen, Stapells, and Wentzell. - 6

Regarding the need for a road, Alderman Connolly referred to the School which is located approximately 400 feet from the site and suggested that cars could park on the school premises and people could walk to the rink. Alderman Connolly felt that the road was not absolutely necessary for construction of the rink to begin and enable the Club to take advantage of Federal funds.

Alderman Wentzell felt that the feeling at the last meeting was that the Committee had given the Lions Club some guidance in that the Building Inspection Department would do everything in helping them obtain a permit, Alderman Wentzell felt it was thought that the other problems could be worked out over the next few months and also said there was a suggestion of some financial assistance.

Further discussion ensued and it was MOVED in Amendment by Alderman Moir, seconded by Alderman Connolly that after the word "power", the following be inserted in the motion:

"Excluding the expenditure of funds",

The Motion to Amend was put and passed with Alderman Sullivan voting against.

It was MOVED by Alderman Moir, seconded by Alderman Connolly that the Motion as amended, be approved as follows:

"That the City do everything in its power, excluding the expenditure of funds, to assist the Lions Club in obtaining their building permit to enable construction of the rink to begin."

Amended Motion passed with Alderman Sullivan against.

His Worship said he felt that Council was of the understanding that this motion did not prevent the matter from again being considered at a future date.

Cowie Hill and Carson Street Schools - Architects

MOVED by Alderman Connolly, seconded by Alderman Bell that the Architects Mettam Wright Associates be accepted for the design of a 24-room elementary school for the Carson Street area.

Motion passed with Alderman MacKeen against.

MOVED by Alderman Bell, seconded by Alderman Stapells that the Architects Leslie R. Fairn & Associates be accepted for the design of a 24-room elementary School to be placed in the Cowie Hill Development Area.

The City Manager said that he presumed that it was Council's intention that these motions be approved on the basis that the schools come within the budget allocations to which Council agreed.

Deputy Mayor Moir said he hoped that the City Solicitor and City Manager will make sure that the changes which were indicated at the private meeting are made rather than the standard form of Contract.

The Motion was then put and passed.

Tenders - New Police Headquarters

MOVED by Alderman Meagher, seconded by Alderman Bell that the City follow option (a) as outlined in the City Manager's report of March 21, 1972 (To negotiate with the low bidder with a view to reducing costs to an expenditure that is within the budget) with the purpose of realizing a reduction in the price by \$800,000 and that this be completed within a period of three weeks, and if the final product is not satisfactory, the City is not committed to such price and may reject it.

Motion passed with Deputy Mayor Moir abstaining and Alderman Connolly voting against.

Deputy Mayor Moir referred to Sections 31 and 32 of Ordinance Number 103 respecting the Rules of Order of Council, and suggested that the City Solicitor give some consideration to these sections to make them more democratic.

REPORT - COMMITTEE ON WORKS

Drainage Problem - Redwood Avenue

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

"That the property owners adjacent to the problem area be asked to form a committee to solve the problem, and any Engineering suggestions could be made available from the City Engineering Staff".

Alderman Stapells said that he has been informed that there is a catch-pit problem which the City may be responsible for and MOVED in Amendment, seconded by Alderman Wentzell that after the word "Committee", the following be added:

"To seek a solution together with representatives of the City Engineering Department"

The Motion to Amend was put and passed.

MOVED by Alderman Stapells, seconded by Alderman Wentzell that the Motion as Amended, be approved as follows:

"That the property owners adjacent to the problem area be asked to form a Committee to seek a solution together with representatives of the City Engineering Department."

The Amended Motion was then put and passed.

Official Plan - Section 18 G, DATE FOR HEARING

MOVED by Alderman Bell, seconded by Alderman Stanbury that as recommended by the Committee on Works, Council set a date for a Public Hearing to lay down official street lines on Water Street as shown on Section 18-G of the Official City Plan. Motion passed.

The City Clerk advised that the Hearing would be held at 8:00 p. m. on May 3, 1972.

Street Closure - Fawson Street, DATE FOR HEARING

MOVED by Alderman MacKeen, seconded by Alderman Meagher that as recommended by the Committee on Works, that Council in accordance with Section 358 of the Halifax City Charter, set a date for a Public Hearing to effect the closure of Fawson Street from Lower Water Street to Hollis Street as shown on City of Halifax Plan No. TT-16-19689. Motion passed.

The City Clerk advised that the Hearing would be held at 8:00 p. m. on May 3, 1972.

Alderman Meagher said that the Committee had agreed to include the right-of-way at the foot of Salter Street to be considered at the same Hearing so that the City would be in a position to negotiate and MOVED, seconded by Deputy Mayor Moir that at the Hearing to be held on May 3, 1972 when consideration is given to the closure of Fawson Street, that the matter of the closing of the right-of-way at the foot of Salter Street also be heard. Motion passed.

Encroachment Permit - Barrington Developments Limited

His Worship the Mayor advised that as requested at the meeting of the Committee of the Whole when this item was discussed, contact was made with representatives of Barrington Developments Limited and Central Mortgage and Housing Corporation and advised that both parties said that there is no possibility of a change in their position as far as the eventual conveyance of Barrington Street is concerned.

His Worship said that both parties are willing to defer the matter for approximately six months if the City can get an agreement for Harbour Drive along with a commitment for Federal and Provincial funds.

After further discussion, it was MOVED by Alderman Connolly, seconded by Deputy Mayor Moir that, as recommended by the Committee on Works, that the City authorize the Building Inspector to issue an encroachment permit to Barrington Developments Limited for a term of 50 years in accordance with Plan #TT-16-19693, and the City assure Barrington Developments Limited and Central Mortgage and Housing Corporation that the lands identified as Parcels 1A and 2D of Schedule A of the Agreement to Convey (being portions of the existing Barrington Street) will be conveyed on completion of the construction of the temporary diversion as authorized by City Council. Motion passed with Aldermen Sullivan and Stanbury against.

Suggested Relocation - Dunbrack Street

MOVED by Alderman Bell, seconded by Alderman Hogan that, as recommended by the Committee on Works, staff be asked to include in the terms of reference for the feasibility study, that the consultants consider the possibility of relocating Dunbrack Street to the West of the School. Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on March 22, 1972, with respect to the following matters:

Resubdivision of Lands of Citadel Properties Ltd.
- Citadel Inn Property.

MOVED by Alderman Stapells, seconded by Alderman Connolly that, as recommended by the City Planning Committee, that the resubdivision of lands owned by Citadel Properties Limited into Blocks X2A, X2B, and X2C, as shown on Plan No. P200/4966 of Case No. 2597, be approved and a Public Hearing waived.

Motion passed with Alderman MacKeen against.

Final Approval of Lot S-4 - Subdivision of Lands of Samuel Jacobson, Herring Cove Road

MOVED by Alderman Wentzell, seconded by Alderman Bell that, as recommended by the City Planning Committee, final approval for Lot S-4 as shown on Plan No. P200/4960 of Case No. 2601, be granted by City Council.

Motion passed.

Rezoning from P-Park and Institutional to C-2 General Business
2882 Gottingen Street, DATE FOR HEARING

It was MOVED by Alderman Stanbury, seconded by Alderman Bell that, as recommended by the City Planning Committee, City Council set a date for a Public Hearing to consider the matter of Rezoning from P-Park and Institutional to C-2 General Business, 2882 Gottingen Street. Motion passed.

The City Clerk advised that the Hearing will be held on May 3, 1972 at 8:00 p. m.

Tentative Approval - Portion of Drysdale Park Subdivision,
Whitman Crescent

It was MOVED by Alderman Wentzell, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, tentative approval be granted for Lots A5-A18 inclusive, A19B, and Lots A20-A22 inclusive, as shown on Plan No. P200/4941 of Case No. 2448, subject to:

1. Approval being granted by the Public Service Commission;
2. The joint certificate of approval being received from the Nova Scotia Water Resources Commission and the Department of Health.

Motion passed.

Amendment to Ordinance No. 121 - First Reading.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that the following amendment to Ordinance Number 121 Respecting the Closing and Observation of Holidays of Certain Classes of Shops in the City of Halifax, be read and passed a First Time:

BE IT ENACTED by the City Council of the City of Halifax, that Ordinance Number 121, The Retail Shop Closing Ordinance, as enacted and approved by the Minister of Municipal Affairs on the 23rd day of August, 1967, and subsequently amended and approved by the Minister of Municipal Affairs on the 21st day of August, 1968, the 25th day of August, 1970, and the 14th day of January 1972 respectively, be and the same is hereby further amended as follows:

1 Clause (s) of Section 5 of said Ordinance Number 121 is amended by striking out the work "thirty" in the second line thereof and substituting therefor the work "thirty-five".

2 Subsection (2) of Section 6 of said Ordinance Number 121 is repealed and the following substituted therefor:

(2) Barber shops shall open in the City not earlier than five o'clock in the forenoon and shall close not later than six o'clock in the afternoon on each day, with the following exceptions:

(a) they may remain open until eight o'clock in the afternoon on Friday and on any day except Sunday preceding a public holiday;

(b) they shall close on Saturday during the whole of such day;

(c) they shall remain closed on every day mentioned in Section 4 herein.

Motion passed.

MISCELLANEOUS BUSINESS

Expropriation Settlement - 2301, 2303, 2307-9, and 2311-13
Gottingen Street; 2362 and 2366 Maitland Street - Properties of
Charles J. McGinn and Estate of Jane Murray

A staff report dated March 24, 1972, was submitted on the above noted matter.

MOVED by Alderman MacKeen, seconded by Alderman Stapells that City Council approve the settlement of this expropriation compensation claim at \$52,587.50 and authorize the payment of the final amount of \$29,000.00 to Mr. Charles J. McGinn, subject to the approval of Central Mortgage and Housing Corporation.

Motion passed.

QUESTIONS

Question - Alderman Wentzell Re: Feasibility Study, Spryfield Sewer

Alderman Wentzell asked when the feasibility study for the sewer in Spryfield will be completed and also, if this takes into account the severe storm drainage problem throughout the entire area.

His Worship the Mayor said that he has met with Mr. Drummie who is a member of the Joint Planning Committee and was advised that they are hopeful that it will be started early in April.

The City Manager said he felt the study was based on the problem of sanitary sewage but said he would check the terms of reference and report back with respect to the storm drainage.

Question Alderman Sullivan Re: Report on Damage of Flooding which occurred last Summer.

Alderman Sullivan asked if His Worship would give a brief summary of proceedings to date with respect to claims filed as a result of last summer's flooding.

His Worship then advised that the citizens were given a telephone number at which they could report the amount of their damages and said that these figures were compiled and sent to the Provincial Government for assistance along with claims from other affected municipalities.

His Worship said that the Mayors involved met with the Hon. Allan Sullivan and were informed that the Federal Government would not assist under the terms. His Worship said that the Hon. Allan Sullivan later renegotiated and was informed that the Federal Government would not be responsible for loss of businesses nor was there any assurance that anything would be done with respect to private homes. His Worship said that one meeting has been held since that time but said there does not appear to be much hope.

Question - Alderman Stapells Re: Meeting Place in Armdale

Alderman Stapells said that he would like to have a positive answer on 28 Withrod Drive regarding the request which he made on behalf of the Ward #8 Association in Armdale with respect to this matter.

Question - Alderman Stapells Re: Telegram to Douglas Contracting Ltd.

Alderman Stapells requested information as to the results of the Telegram which the City sent to Douglas Contracting Ltd., regarding the stoppage of work until the necessary grading of roads etc., was carried out.

Question Alderman Stanbury Re: Storm Drains Rosedale Ave.

Alderman Stanbury asked if there would be a possibility of the City inspecting the storm drains on Rosedale Avenue. Alderman Stanbury said that she has received a letter from one of the residents saying that there is no problem with flooding in the area until the storm drains themselves become plugged.

Question Alderman Stanbury Re: Control of Smoke Stacks

Alderman Stanbury referred to the nuisance which smoke stacks cause the residents and asked if the City will ever have control over their operation.

The City Solicitor advised that the City presently has legislation before the House which if approved, will allow the City to deal with the situation.

Question Alderman Moir Re: Transient Youth Accommodation

The Deputy Mayor asked if staff have received a letter from the Youth Employment Service in which they are requesting some assistance in finding space for transient youth for this coming summer.

His Worship advised that Mr. Harold Crowell, Social Planner has a copy of the letter and that he has requested Mr. Crowell to assist in a reasonable manner and to do a preliminary survey and to report back to Council.

Deputy Mayor Moir said that some groups had supplied food on a once a day basis last year and felt this question should be checked at the same time.

Question Alderman Meagher Re: Street Sweeper Operation

Alderman Meagher asked if it would be possible to have the street sweepers go out a few nights before the overnight ban on car parking ends for the purpose of cleaning up the City. Alderman Meagher referred to areas of Wards 3, 4, and 5, which have a heavy volume of traffic and particularly to the area from Oxford Street easterly.

Question Alderman MacKeen Re: Project Engineers, Phase #2 Harbour Interceptor Sewer

Alderman MacKeen asked if the Project Engineers have yet been hired by the City for the second phase of the Harbour Interceptor sewer, to which the City Manager replied that no work has yet been assigned.

Question Alderman MacKeen Re: Course recently completed by Mr. M.J.E. Sheflin, Director of Works

Alderman MacKeen referred to the course recently completed by Mr. Sheflin, Director of Works and asked if his marks could be circulated to the Aldermen.

The City Manager said he was not sure the course produced a grading of the type which Alderman MacKeen was referring to but would look into the matter.

Question Alderman Connolly Re: Repairs to City Streets

Alderman Connolly asked if staff have any plans on the rehabilitation of city streets so that work can start as soon as possible.

The City Manager said that staff are in a much better position this year than in the past due to Council's approvals in the Capital and Current budgets and said that work should be able to start early after the frost is out of the ground.

Alderman Connolly asked if there were any plans as to where and when work will start in the City to which the City Manager said that he would report back on this matter.

Question Alderman Connolly Re: Demolition of House on West Street

Alderman Connolly said that the City had ordered in January that a certain house on West Street be demolished by the 30th of that month. Alderman Connolly said that the house is still standing and asked that the City Manager look into the matter.

Question Alderman Bell Re: Fairview Sewer

Alderman Bell referred to the serious flooding conditions in Fairview and asked if he could be informed of a tentative date when the work will begin on the sewer and the streets where work will begin.

His Worship advised that the Contractor has been asked to start the work as soon as possible and said that he has indicated that he will begin sometime in the month of April.

Question Alderman Wentzell Re: Blasting

Alderman Wentzell referred to blasting taking place in the Carson Street development and said that he has received complaints that it is cracking plaster etc. in houses in the area. Alderman Wentzell said that most blasts are acceptable but that quite often there is an exceptionally large blast and asked if the Contractor could be requested to lower these charges.

ADDED ITEMS

Accounts over \$5,000

A staff report dated March 30, 1972 entitled Cogswell Street Interchange, Contracts 1 and 2, was submitted requesting authority for a payment of \$34,266 to Dineen Construction (Atlantic) Limited, for the agreed settlement concerning Judge O'Hearn's findings on the safeway Wrecking claim. The report also advised that the payment covers \$27,267 credit for undemolished buildings and \$6,999.80 for salvage claims.

MOVED by Alderman Bell, seconded by Alderman Stanbury that authority be granted for the payment of \$34,266.80 to finally clear the contract liability with Dineen Construction (Atlantic) Limited. Motion passed.

DATE FOR NATAL DAY

Alderman Wentzell stated he had given careful consideration to a date for Natal Day. He then MOVED, seconded by Alderman Meagher, that Natal Day be celebrated July 26, 1972.

Motion passed.

Lacewood Sewer

Alderman Hogan referred to construction which is taking place on the Lacewood Sewer and said that six weeks ago Lacewood Drive was closed for a period of five days and advised that it has not yet opened. Alderman Hogan also said that flooding in the area seems worse than before the installation of new pipe and asked if he could have some information on the subject.

The City Manager said he would look into this matter.

Alderman Sullivan also referred to a letter dated March 23, 1972, from residents of 28 Laurentide Drive who were requesting information on the matter, and asked if he could have a copy of staff's reply to the letter.

Pockwock Water System

Alderman Sullivan referred to the recent news that monies have been authorized for consultants to prepare the design for the Pockwock Water Development and said that this is very encouraging for the City of Halifax. Alderman Sullivan said that when this project is completed, it will release 10,500 acres of watershed lands which will result in a great deal of development in the western section of the City.

Truck Routes Re: Noise Ordinance

Alderman Connolly advised that at the end of McLean Street there is a Truck Depot and said that large trucks go down this street at 3 and 4 o'clock in the morning for gas and oil. Alderman Connolly said that after the trucks reach the depot, they sit outside and blow their horns which is a great cause of annoyance to the residents of the area. Alderman Connolly asked if this was in violation of the Noise Ordinance.

The City Solicitor said that the blowing of horns in such a manner did violate the Ordinance and felt it was a matter of enforcement. With respect to the operation of the vehicles themselves, the City Solicitor felt this did not constitute an offence of the Ordinance and suggested that the way to deal with the matter was the establishment of Truck Routes. The City Solicitor said there is a section of the City Charter which deals with industrial and commercial noises basically, but did not think it was intended to apply to the operation of trucks.

Alderman Connolly asked if he could be supplied with a report on the matter to which the City Solicitor agreed.

10:00 p. m. - Meeting adjourned.

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

MAYOR WALTER R. FITZGERALD
CHAIRMAN

Present: Mayor FitzGerald, Mayor Pro Tem, Deputy Mayor Moir, Aldermen Mackean, Galloway, Stapells, Mesgher, Wentzell, Bell, Connolly, and Brown.

Also Present: Mr. Sullivan, Acting City Manager; Mr. Stoddard, City Clerk, and other staff members.

R. H. STODDARD
CITY CLERK

MINUTES

Minutes of City Council meeting held on March 30, 1972 were approved on Motion of Alderman Connolly, seconded by Alderman Sullivan.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 20(a) - Possible Expropriation - 9 Idleyde Road.
- 20(b) - Ordinance #153 - Sewer Development Charge.

DEFERRED ITEMS

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

At the meeting of the Committee of the Whole held on April 5, 1972, this matter was deferred to tonight's meeting.

At the request of the City Solicitor, Council agreed to a further deferment of the item.

Petition Re: Alternate Exit - Idleyde Road, Kline Heights

This item was deferred from the last meeting of City Council held on March 30, 1972, and a staff report was to be submitted on the matter.

Alderman Stapells referred to a report which he had received dated April 11, 1972, which advised that the City Manager has authorized an expenditure up to \$4,000 from the Kline Heights Funds to provide an alternate exit from Idleyde Road during the period of installation of services.

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, N. S.
April 13, 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; Deputy Mayor Moir, Aldermen MacKeen, Sullivan, Stanbury, Stapells, Meagher, Wentzell, Bell, Connolly, and Hogan.

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

MINUTES

Minutes of City Council meeting held on March 30, 1972 were approved on Motion of Alderman Connolly, seconded by Alderman Sullivan.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

20(a) - Possible Expropriation - 9 Idlwyld Road.

20(b) - Ordinance #153 - Sewer Development Charge.

DEFERRED ITEMS

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

At the meeting of the Committee of the Whole held on April 5, 1972, this matter was deferred to tonight's meeting.

At the request of the City Solicitor, Council agreed to a further deferment on the item.

Petition Re: Alternate Exit - Idlwyld Road, Kline Heights

This item was deferred from the last meeting of City Council held on March 30, 1972, and a staff report was to be submitted on the matter.

Alderman Stapells referred to a report which he had received dated April 13, 1972, which advised that the City Manager has authorized an expenditure up to \$4,000 from the Kline Heights Funds to provide an emergency exit from Idlwyld Road during the period of installation of services.

The report advised that the temporary road will be located on City owned land between Idlwyld Road and Margaret Road and stated that when traffic is resumed on Idlwyld Road, the connection will be abandoned. The report also advised that the connection will be constructed 3 weeks prior to the installation of services on Idlwyld Road.

MOVED by Alderman Stapells, seconded by Alderman Sullivan that an expenditure of up to \$4,000 be authorized from the Kline Heights Funds to provide an emergency exit on City owned land from Idlwyld Road to Margaret Road during the period of installation of services, and that when Idlwyld Road is opened to traffic again, this emergency exit be abandoned; such connection to be constructed 3 weeks prior to installation of Services on Idlwyld Road.

Motion passed.

PETITIONS & DELEGATIONS

Petition Re: Settling of Transit Strike

Petitions were submitted by Alderman MacKeen containing approximately 325 names and it was advised by Alderman MacKeen that the majority of the names were those of senior citizens requesting that the Transit strike be settled as soon as possible.

At the suggestion of His Worship the Mayor, Council tabled the petitions and agreed that copies of the petitions be sent to Transit Corporation for their information.

In reply to a question from Alderman Sullivan as to whether or not there have been any new proceedings on the matter, Mr. Sheflin advised there have been no new developments but said that the Transit Corporation is willing to negotiate at any time.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on April 5, 1972, with respect to the following matters:

Possible Acquisition - 5 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Hogan, that, as recommended by the Finance and Executive Committee, the land designated as Lot #149 B on Plan #TT-15-19472, and containing 933 square feet, be purchased by the City of Halifax, and that the owners be paid the sum of \$298.25 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 7 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Hogan that, as recommended by the Finance and Executive Committee, the land designated as Lot #151B on Plan #TT-15-19474, and containing 742 square feet, be purchased by the City of Halifax and that the owner be paid the sum of \$305.50 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 8 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Stanbury that, as recommended by the Finance and Executive Committee, the City of Halifax purchase the land designated as Lot #150B on Plan #TT-15-19483, and containing 1,234 square feet and that the owner be paid the sum of \$12,438.85 as compensation in full for all claims subject to the conditions as outlined in the staff report of March 21, 1972; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 9 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee, the land designated as Lot #153B on Plan #TT-15-19475, and containing 644 square feet, be purchased by the City of Halifax and that the owner be paid the sum of \$344.00 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 13 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Bell that, as recommended by the Finance & Executive Committee, the land designated as Lot #156B on Plan #TT-15-19479, and containing 330 square feet, be purchased by the City of Halifax and that the owner be paid the sum of \$413.50 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 17 Mayo Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Stanbury that, as recommended by the Finance & Executive Committee, the land designated as Lot #157B on Plan #TT-15-19480, and containing 33 square feet, be purchased by the City of Halifax, and that the owner of the property be paid the sum of \$28.25 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 7 Idlwyld Road, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Connolly that, as recommended by the Finance & Executive Committee, the land designated as Lots 146B and 146C on Plan #TT-15-19470 be purchased by the City of Halifax, and that the sum of \$353.75 be paid to the owner as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 13 Idlwyld Road, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee, the land designated as Lot #143-B on Plan #TT-15-19461, and containing 1,281 square feet, be purchased by the City of Halifax and that the owner be paid the sum of \$650.25 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 17 Idlwyldde Road, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman MacKeen that, as recommended by The Finance & Executive Committee, the land designated as Lot #141-B on Plan #TT-15-19459, and containing 497 square feet, be purchased by the City of Halifax, and that the owner of the property be paid the sum of \$934.25 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 29 Idlwyldde Road, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Wentzell that, as recommended by the Finance & Executive Committee, the land designated as Lot #136 on Plan #TT-14-19154, and containing 563 square feet, be purchased by the City of Halifax and that the owner be paid the sum of \$235.75 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 18 Marriott St., Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Bell that, as recommended by the Finance & Executive Committee, the land designated as Lot #106 on Plan #TT-14-19128, and containing 216 square feet, be purchased by the City of Halifax, and that the owner be paid the sum of \$74.00 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 4 Osborne Street, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Bell that, as recommended by the Finance & Executive Committee, the land designated as Lot #154-B on Plan #TT-16-19560, and containing 242 square feet, be purchased by the City of Halifax, and that the owners of the property be paid the sum of \$80.50 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 17 Idlwyldde Road, Kline Heights, Part Taking

MOVED by Alderman Stapells, seconded by Alderman Stanbury that, as recommended by the Finance & Executive Committee, the land designated as Lot #142-B on Plan #TT-15-19460, and containing 544 square feet, be purchased by the City of Halifax, and that the owner of the designated property be paid the sum of \$836.00 as compensation in full for all claims arising from this acquisition; funds to be made available from Account #54-33. Motion passed.

Possible Acquisition - 5179 Gray Street

MOVED by Alderman Bell, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee, the property of the Estate of Thomas Joseph McGrath known as 5179 Gray Street be purchased for the sum of \$7,100 as settlement in full for all claims; funds to be drawn from the Sale of Land Account. Motion passed.

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

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

Motion passed with Aldermen Connolly & Meagher against.

RESOLUTION - City of St. Catharines - Incentive Program

MOVED by Alderman Hogan, seconded by Alderman Bell that, as recommended by the Finance & Executive Committee, the resolution of the Council of the City of St. Catharines dated March 21, 1972, relating to the Government of Canada Works Incentive Programmes, be tabled by City Council.

Motion passed.

Centennial Pool Rate Changes

MOVED by Alderman Bell, seconded by Alderman Stapells that, as recommended by the Finance & Executive Committee:

1. the public swimming rates for the Centennial Pool be changed as recommended on the attached sheet of the staff report dated March 21, 1972; and
2. these rate changes become effective July 1, 1972.

Motion passed.

Annual Payment of \$500 - Downtown Halifax Business Association

The recommendation of the Finance & Executive Committee reads as follows:

"That the annual payment to the Downtown Halifax Business Association in the amount of \$500 cease as of January 1, 1972, for the reasons set forth in the staff report dated March 28, 1972."

Mr. J. Dowell of the Downtown Halifax Merchants Association appeared before Council and referred to the \$2,500 mentioned in the Staff report which was submitted at the last Finance meeting and said that this was a repayment of what in effect, was a loan to the City to keep the lot operating and said that it came from the Revenues of the lot and not the taxes.

Mr. Dowell referred to meetings mentioned in the staff report and felt that it was decided that the Association has incurred the \$500 debt in the past so that in the future they would be reimbursed this amount each year. Mr. Dowell said that he has been informed that the minutes of these meetings are not available.

Mr. Dowell then outlined the operation of the parking lot and circulated to members of Council a list showing the Administration and Secretarial requirements of the Lot.

Mr. Dowell also advised that in 1971, the revenues amounted to approximately \$22,000 and that the net return to the City was in the order of \$10,000. Mr. Dowell said that the Association administers the lot and maintains an office and suggested that they are not being paid out of line for the work which they are doing.

After questioning of Mr. Dowell by the members, it was MOVED by Alderman Sullivan, seconded by Deputy Mayor Moir that the matter be deferred to the next meeting of the Committee of the Whole to be held on April 19, 1972, and that a report be submitted at that time clarifying the matter.

Motion passed with Alderman Connolly against.

Tax Concessions - Policy Re: Hotels

MOVED by Alderman Bell, seconded by Alderman Connolly that, as recommended by the Finance & Executive Committee, no tax Concessions or Grants be approved for hotels in the City of Halifax other than that provided by Ordinance #122.

Motion passed.

Confirmatory Deed - Rear of 5257 Duffus Street

MOVED by Deputy Mayor Moir, seconded by Alderman Bell that, as recommended by the Finance & Executive Committee, His Worship the Mayor and the City Clerk be authorized to sign a Confirmatory Deed to Mr. Charles William Robinson, the present owner of the property at the rear of 5257 Duffus Street to correct an error in the description. Motion passed.

Agreement - City of Halifax and Central Mortgage and Housing Corporation Re: Historic Waterfront Buildings.

MOVED by Deputy Mayor Moir, seconded by Alderman Hogan that, as recommended by the Finance & Executive Committee, His Worship the Mayor and the City Clerk be authorized to execute the Agreement between the City of Halifax and Central Mortgage and Housing Corporation which provides that Administrative matters will be referred to Central Mortgage and Housing Corporation prior to mortgage advances relating to the restoration of the Historic Waterfront Buildings.

Alderman Sullivan referred to Paragraph no. 6 of the agreement attached to the staff report on the matter which states: "The City agrees that upon the expiration of the term of the lease between the City and Historic Developments Ltd. or upon earlier termination of the said lease, the City will not permit the buildings to be demolished, removed, or disposed of without prior consultation with the Minister", and asked that if the project were to fall through before the expiration of 35 years, could the City demolish the buildings.

The City Solicitor replied that the buildings could be demolished and said that the Section referred to only states that the City will first consult with the Minister but that they are not obligated to do so.

The Motion was then put and passed.

REPORT - BOARD OF HEALTH

Council considered the report of the Board of Health from its meeting held on April 5, 1972 with respect to the following matter:

Garbage Placement on Sidewalks

MOVED by Alderman Moir, seconded by Alderman Bell that, as recommended by the Board of Health, no changes be made in the regulations regarding the placement of garbage on sidewalks prior to collection.

Alderman Stanbury asked if it would be possible to exclude senior citizens from the regulations, but His Worship the Mayor replied that any such law must apply to all citizens. The only other solution, he said, was to change the regulations.

The motion was put and passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND COMMISSIONS

Amendment to Ordinance No. 121, Respecting the Closing and Observation of Holidays of Certain Classes of Shops in the City of Halifax (SECOND READING)

MOVED by Alderman Meagher, seconded by Alderman Connolly that, as recommended by the Committee of the Whole, the Amendment to Ordinance No. 121, Respecting the Closing and Observation of Holidays of Certain Classes of Shops in the City of Halifax, be read and passed a Second Time.

A discussion ensued on the effect of the Ordinance on Barber Shops; however His Worship the Mayor said that the Ordinance itself was not under discussion, but merely several amendments to make its application more effective.

The motion was put and passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on April 5, 1972 with respect to the following matters:

Modification of Lot Frontage Requirement - Nos. 6255-6259 Coburg Rd.

MOVED by Alderman Stapells, seconded by Alderman Wentzell that, as recommended by the City Planning Committee, the modification of the lot frontage requirement permitting the construction of a 20-unit apartment building at Civic Nos. 6255-6259 Coburg Road as shown on Plan No. P200/5001 and 5011 of Case No. 2581, be approved by City Council. Motion passed with Deputy Mayor Moir against.

Resubdivision - T.J. Wallace Subdivision - Lots 43C and 62B

MOVED by Alderman Wentzell, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, the resubdivision of Lots 43C and 62B Seaview Avenue, T.J. Wallace Subdivision, forming new Lot 43D as shown on Plan Nos. P200.4972, 4978 of Case No. 2607, be approved by City Council and a Public Hearing waived. Motion passed.

Extension to a Non-Conforming Building - Civic No. 63 Rufus Ave.

MOVED by Alderman Hogan, seconded by Alderman Bell that, as recommended by the City Planning Committee the extension to a non-conforming building, which will permit the construction of a one-storey garage to the east side of a single-family dwelling at 63 Rufus Avenue, as shown on Plan No. P200/4988-4989 of Case No. 2610, be approved by City Council. Motion passed.

Modification of Lot Frontage - Civic No. 5851 Point Pleasant Drive

MOVED by Alderman Connolly, seconded by Alderman Wentzell that, as recommended by the City Planning Committee, the application for modification of lot frontage to permit the construction of a 4-unit apartment building at 5851 Point Pleasant Drive as shown on Plan No. P200/4993 of Case No. 2611, be approved. Motion passed with Alderman MacKeen abstaining.

Extension to a non-Conforming Building - No. 45 Crown Drive

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the extension to a non-conforming building which will permit the construction of a 26-foot by 14.5 foot one-storey addition to the rear of a single-family dwelling at No. 45 Crown Drive as shown in Case No. 2614 be approved by City Council. Motion passed.

Request of Randall Park Developments Limited for cost-sharing on sewers in Apollo Court

The City Clerk advised that he had received a request from the Solicitor representing Randall Park Developments that the matter be referred back to the Committee of the Whole where they could make a presentation.

MOVED by Deputy Mayor Moir, seconded by Alderman Sullivan that the matter be referred to the next meeting of the City Planning Committee. Motion passed.

Beechwood Park - 5% Cash in lieu of Parklands

The recommendation of the City Planning Committee read as follows:

- "1. The Planning Committee, under the authority of Ordinance No. 140 accept the amount of \$10,072.50 in cash, being 5 per cent of the assessed value of lots approved in Beechwood Park in 1967 by the County of Halifax and in 1969 and 1971 by the City of Halifax; this amount is in lieu of a reservation of

"land for public purposes, and the amount shall be paid to the City Treasurer and held in a separate account to be used for the purpose of acquiring and developing parks and playgrounds within the City; and

"2. The Planning Committee under the authority of Ordinance No. 140 accept the sum of \$10,100 in cash in lieu of a reservation of land for public purposes, and that the amount be paid to the City Treasurer prior to the final approval of Lots 16 to 30 inclusive and 50 to 63 inclusive Beechwood Park, and that the amount of \$10,100 be paid to the City Treasurer and held in a separate account to be used for the purpose of acquiring and developing parks and playgrounds within the City."

A discussion followed on the practice of accepting money in lieu of lands. Alderman Stapells suggested that the Council go on record as clearly stating that this was a special case and in no way created a precedent for the practice of accepting cash in lieu of recreation lands.

MOVED by Alderman Meagher, seconded by Alderman MacKeen that the recommendation of the City Planning Committee be approved. Motion passed with Aldermen Connolly, Hogan, and Sullivan against.

City Prison Lands - Convoy Place Development

MOVED by Alderman Sullivan, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, City Council go on record as being in general agreement with the staff report dated March 30, 1972, entitled "Convoy Place", and with the development concept for the City Prison Lands and the Allen property as prepared by Convoy Developments Limited; and if it is possible that a low rental senior citizens proposal can be included in this project, the developer be requested to look into this possibility.

Deputy Mayor Moir said that persons had expressed concern to him about the need for parklands in this area, and also that there should be a 99-year lease and nothing else. Other concerns, he said, concerned noise in the area and roadway problems.

The motion was put and passed.

Barrington Street Semi-Mall

The recommendation of the City Planning read as follows:

"It is recommended that the City Council approve in principle the Barrington Street Pedestrian Mall as presented for 1972, and that Council take steps to pass the required Ordinances providing that the Downtown Halifax Business Association agree to carry out the project without any financial assistance from the City of Halifax, subject to detailed plans being presented to Council for consideration on or before April 24, 1972."

Question - Alderman Stanbury
Alderman MacKeen referred to a report dated April 12, 1972 from the Halifax Transit Corporation which outlined some of the difficulties which a Barrington Street Mall would cause for the transit operations, and felt that in light of this report the matter should go back to Committee for further discussions.

COMMITTEE THIS MATTER CAUSED SOME CONCERN PARTICULARLY AT THIS TIME OF THE YEAR WHEN
MOVED by Alderman MacKeen, seconded by Alderman Connolly that in view of the further report from the Halifax Transit Corporation on the effects of the proposed Barrington Street Pedestrian Mall on transit operations, the matter be referred back to the Committee of the Whole for further discussion. Motion passed.

MISCELLANEOUS BUSINESS

Authority to Call Tenders for Fairview Junior High School

Building Inspector's Department
City each day, and he
MOVED by Alderman Bell, seconded by Alderman Hogan, that the Halifax Board of School Commissioners be given authority to call tenders for Fairview Junior High School.

Question - Alderman Stanbury Re: Re-opening Kelly Street
His Worship the Mayor outlined discussions he had had with the Province on the matter of financing school construction and it was hoped that an arrangement would be worked out to set a formula for capital construction costs on all schools, so that each one did not have to be dealt with separately.

The motion was put and passed.

QUESTIONS

Question - Alderman Stanbury Re: Expenditures at Hogan's Point
Alderman Stanbury said that many
had expressed concern over
set aside in the budget for recreation
Question - Alderman Wentzell Re: Road Conditions - Lower part of Herring Cove Road

interested parties be
Alderman Wentzell asked when something was going to be done about the rough conditions existing on the lower part of Herring Cove Road between the I.P.C. store and Bedley's. He said he had been assured at a previous meeting that this was the contractor's responsibility.

Question - Alderman Wentzell Re: Road Conditions - Hilden Drive
actually a privilege
and felt the matter

Alderman Wentzell referred to a two-foot ditch which had been created on Hilden Drive where a builder had put in water and sewer and allowed the drainage to create this depression. He said it was like that for over a week and a half and on several occasions milk trucks had to be pulled out. He asked if there was not something staff could do to make contractors fix these roads up immediately when they cause such conditions.

Question - Alderman Sullivan Re: Abandoned Cars

Alderman Sullivan asked if the Building Inspector's Department had any kind of campaign under way to cut down on the number of abandoned cars on vacant lots throughout the City. He said at a recent meeting of the Beautification Committee this matter caused some concern, particularly at this time of the year when the problem seemed more acute.

The City Solicitor said that no Municipality across the country had come up with the answer to this problem. At the present the only answer was to give the owner of the land notice to clean up his lot, and the City as owner of land was subject to the same treatment, so that in cases where the owner of the car could not be traced the owner of the land where it was dumped had the responsibility for removing the abandoned car.

Alderman Sullivan said he understood the Building Inspector's Department had men out covering the entire City each day, and he asked that these men report abandoned cars to their department rather than it being necessary for the Aldermen to receive calls on the matter.

Question - Alderman Stapells Re: Re-opening of Kelly Street

Alderman Stapells said that presently all exits and entrances in and out of Kline Heights were via Herring Cove Road and there was none to the Bay Road, since Kelly Street was closed at the time the Keddy Nursing Home was built. He asked that Mr. Sheflin report on the possibility of reopening Kelly Street.

Question - Alderman Stanbury Re: Expenditures for recreation at Hogan's Point

Alderman Stanbury said that many persons had expressed concern over the report that there had been \$9,000 set aside in the budget for recreation purposes at Hogan's Point. She said the C.N.R. looked on the matter unfavourably because it did not feel the area was suitable for recreation due to the railway crossing. She asked that before any action is taken, interested parties be given an opportunity to express their views.

Question - Alderman Stanbury Re: Attitude of Neighbourhood Center towards St. George's Church

Alderman Stanbury said that she felt the Neighbourhood Centre people were taking as a right what was actually a privilege in their use of St. George's Church property, and felt the matter should be drawn to their attention.

Alderman MacKeen said that it was his understanding that there was a commercial lease between the two parties, so that it was not just a matter of "privilege".

His Worship the Mayor said that Council could ask for some clarification of the matter, but he did not feel it should get involved in any dispute.