

Council
April 29, 1976

A questioning of staff and discussion on the matter ensued and it was MOVED by Alderman Sullivan, seconded by Alderman Meagher that the City entertain providing two physical education students from Dalhousie University to the volunteer committee at the Police Boys Club for an interim period until June 15, 1976, and that the City approach the Provincial Government to acquire cost sharing on the money that would be paid these people during the interim period of operation.

Alderman Meagher suggested that a Committee should be formed consisting of a Council representative, the Director of Recreation, a representative of the Police Boys Club to approach the Provincial Government with respect to cost sharing.

The City Manager expressed concern with Council approving money from a grant which the City does not know it will receive saying a report will be submitted to the next Committee of the Whole meeting on the matter suggesting there will have to be cuts made in the grants under the Social Services Department.

Further discussion ensued and the Motion was put and passed.

It was then MOVED by Alderman Sullivan, seconded by Alderman Meagher that a Committee be established immediately consisting of Alderman Sullivan, the Director of Recreation, a representative of the Volunteer Committee and the Ward #5 Resources Council, a member of the Social Planning Department, and a representative of the Board of Directors of the Police Boys Club, to approach the Provincial Government with respect to cost sharing.

In reply to a question from Deputy Mayor Connolly, Alderman Sullivan indicated he would Chair the Committee.

The Motion was put and passed.

DEFERRED ITEMS

Rezoning 247 Herring Cove Road from C-1 Local Business Zone to C-2 General Business Zone, and Lot No. 9 Catamaran Road from R-4 Multiple Dwelling Zone to C-2 General Business Zone

Council at this time returned to the above noted item which was briefly considered earlier in the meeting.

It was MOVED by Alderman Walker that the application to rezone Civic No. 247 Herring Cove Road from C-1 Local Business Zone to C-2 General Business Zone and Lot 9 Catamaran Road from R-4 Multiple Dwelling Zone to C-2 General Business Zone, lands of Edwards Fine Foods Limited, as shown on Plan No. P200/7277 of Case No. 3252, be approved by City Council.

There was no seconder to the Motion.

There being no further Motions put forth by Council, the Chairman moved to the next item on the agenda.

Rezoning 3 Sylvia Avenue from R-4 Multiple Dwelling Zone
to C-1 Local Business Zone

The above noted item was deferred until now from earlier in the meeting.

MOVED by Alderman Walker that the application to rezone Lot A Civic No. 3 Sylvia Avenue, lands of Philip Rizcallah from R-4 Multiple Dwelling Zone to C-1 Local Business Zone, as shown on Plan No. P200/7193 of Case No. 3246, be approved by City Council.

There was no seconder to the Motion.

There being no further Motions put forth by Council, the Chairman moved to the next agenda item under the report of the Finance and Executive Committee.

Proposed Lawn Bowling Green

MOVED by Alderman Meagher, seconded by Alderman Shannon that, as recommended by the Finance and Executive Committee, the City proceed with renovations and improvements to the green by extending the existing lawn bowling green facilities at St. Mary's to provide a 120' x 100' lawn bowling green for the use of the 1977 lawn bowling Championship.

Motion passed.

Possible Expropriation Settlement - 2255-57 Barrington
Street - MANSOUR

MOVED by Alderman Hanson, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, the expropriation of the property of Michael Mansour,

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known as Civic No. 2255-57 Barrington Street, be settled for \$17,400 plus 6% interest on the unpaid balance (excluding legal fees) from the date of possession to the date of settlement, as settlement in full for all claims.

Motion passed.

Assignment of Leases - 6100 Young Street -

Metropolitan Development Limited

MOVED by Alderman Meagher, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, City Council approve the assignment of leases from Metropolitan Developments Limited to M.E.P.C. Canadian Properties Limited and that the Mayor and City Clerk be authorized to execute the assignment on behalf of the City of Halifax.

Motion passed.

West House

MOVED by Alderman Meagher, seconded by Alderman Lawrence that, as recommended by the Finance & Executive Committee, City Council authorize the Mayor and City Clerk to sign the agreement attached to the staff report of April 15, 1976, on behalf of the City of Halifax, and that staff be instructed to conclude the transfer of title. Motion passed.

Possible Acquisition - 2529-31, 2537, & 2541 (rear)

Barrington Street - REID

MOVED by Alderman Moore, seconded by Alderman Meagher that, as recommended by the Finance & Executive Committee, the properties of Mr. Scott Reid known as Civic Numbers 2529-31, 2537, and 2541 (rear) Barrington Street, be purchased for \$53,000 as settlement in full for all claims. Motion passed.

Possible Acquisition - Sewer Easement - Shell Canada Limited -
Bedford Highway near Fairview Overpass

MOVED by Alderman Lawrence, seconded by Alderman Moore that, as recommended by the Finance & Executive Committee, the easement shown on Plan TT-20-21380 as Parcel 4-C be purchased from Shell Canada Limited for \$6,000.00. Motion passed.

Debenture Issuing Resolution - Harbour Interceptor Sewer

MOVED by Alderman Shannon, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee, a borrowing resolution in the amount of \$2,361,450.57 be approved and that the Mayor and City Clerk be authorized to sign the same on behalf of the City of Halifax.

Motion passed.

Tender 76-07 Winter Coats - Halifax Police Department

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the Finance and Executive Committee, authority be granted to award a tender to the lowest bidder, Gordon B. Isnor Ltd., 2171 Gottingen Street, Halifax, N. S., for the supply of winter coats for the Halifax Police Department at a total cost of \$16,262.00. Motion passed.

Tender 76-08 - Police and Fire Department Shirts

MOVED by Alderman Walker, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee, authority be granted to purchase shirts at a total cost of \$15,791.40 from Yamaska Shirt Ltd., P. O. Box 487, St. Hyacinthe, P. Q., who are the lowest bidder meeting all specifications. Motion passed.

Tender 76-41 to 76-45 Inclusive - Surplus Vehicles

MOVED by Alderman Lawrence, seconded by Alderman Moore that, as recommended by the Finance and Executive Committee, authority be granted to sell each vehicle as outlined in the staff report of March 29, 1976 to the highest bidder indicated by an asterisk. Motion passed.

1976 U.S. Bond Issue - Foreign Exchange Reserve

MOVED by Alderman Moore, seconded by Alderman Walker that, as recommended by the Finance and Executive Committee, provision be made in the 1977 budget and each year until 1996 of \$20,000 for an exchange reserve of 4% on the 1976 \$5,000,000 United States bond issue and that this reserve be utilized to absorb variances of exchange arising from payment of interest and amortization of the issue.

Motion passed.

Tender - Chip Sealing of Streets

MOVED by Alderman Meagher, seconded by Alderman Sullivan that, as recommended by the Finance & Executive Committee;

1. Contract 76-02 for chip sealing of streets listed in Appendix "A" of the staff report of April 6, 1976, be awarded to Flintkote Company of Canada for the unit prices quoted; and
2. The chip sealing program be adjusted as required to fully utilize the approved budget allocation of \$75,000.00.

Motion passed.

Tender 76-14 - Construction of Sidewalks

MOVED by Alderman Shannon, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, Tender #76-14 be awarded on the basis of the lowest individual bid price for each project and the Hollis Street, Glenforest Drive, Bayview Road (both sections), Carson Street, Gottingen Street, and University Avenue projects be awarded to Steed and Evans Maritime Limited, and the Laurel Lane project be awarded to Standard Paving Maritime Limited.

Motion passed.

Sports Organization Grant - Minor Hockey Associations

MOVED by Alderman Hanson, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, the sum of \$90,174 be approved for payment of Minor Hockey Associations as the first installment of 60% of the approved current budget allocation for sports organization grants.

Motion passed.

Local Government Career Exchange Program

MOVED by Alderman Meagher, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, City Council endorse the Local Government Career Exchange Program and authorize City staff to arrange for participation by appropriate persons.

Motion passed.

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Tenders 76-47 to 76-52 Inclusive - New Vehicles for
Works, Fire, and Police Departments

The above noted item was forwarded to City Council without recommendation.

MOVED by Alderman Lawrence, seconded by Alderman Moore that authority be granted to purchase equipment from the lowest bidders indicated by ** as attached to the staff report of April 20, 1976 with the exception of Tender #76-51 which is deleted at this time, and that authorization be given to allocate funds sufficient for this purpose from the Vehicle Replacement Reserve Account.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on April 21, 1976, as follows:

Local Improvement Charges - Willow Street Sidewalk

MOVED by Alderman Meagher, seconded by Alderman Stanbury that, as recommended by the Committee on Works, the petitions received opposing the proposed installation of sidewalks on Willow Street as a Local Improvement Charge be upheld and that the work not be carried out. Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on April 21, 1976, as follows:

Houses Scheduled to be Sold at Auction - Cook & Vaughan Avenue

The following is the recommendation of the Safety Committee:

"That Council endorse the resolution of the Citizens' Committee of Concern, and assure the residents of Vaughan Avenue, Cook Avenue, and Coleman Court that Council will not support any change in the present zoning of these particular lands."

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Alderman Moore referred to the recommendation of the Safety Committee and said he would like to propose a slight change as a result of discussions with staff.

MOVED by Alderman Moore, seconded by Alderman Lawrence that no rezoning be made with respect to the subject lands scheduled to be sold at auction without prior consultation with the residents of the area.

Motion passed.

Report of Special Committee on Safety and Rescue
in the Harbour and Approaches

The following is the recommendation of the Safety Committee with respect to the above noted matter:

"That the report of the Special Committee on Safety and Rescue in the Harbour and Approaches be tabled and that it be submitted to staff for consideration and costing. The report will then come back to Council for its consideration of items which it is considered should be implemented immediately."

A staff report dated April 23, 1976, was submitted.

MOVED by Alderman Moore, seconded by Alderman Lawrence that City Council approve the installation of the seven (7) telephone communication units, five located in Point Pleasant Park, one to be located in the Dingle Tower area, and one to be located near Hogan's Beach, Rockingham, and the money be allocated from the City Manager's Contingency Account for the year 1976. Motion passed.

MOVED by Alderman Moore, seconded by Alderman Lawrence that the Point Pleasant Park Commission be advised of Halifax City Council's recommendation that five emergency telephone communication units be installed in Point Pleasant Park and that the Commission be requested to obtain the appropriate authorization for said installations.

Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on April 21, 1976, as follows:

Modification of Lot Frontage and Lot Area 6040 Jubilee Road

MOVED by Alderman Shannon, seconded by Alderman Meagher, that the application to modify the lot frontage and lot area to permit conversion of a single-family dwelling to a four-unit apartment building, as shown on Plan No. P200/7350 of Case No. 3299, be refused. Motion passed with Aldermen Stanbury and Lawrence voting against.

Lot Consolidation - Lands of Clarence & Diane Riggs, Melville Avenue

MOVED by Alderman Hanson, seconded by Alderman Walker that, as recommended by the City Planning Committee, the application for lot consolidation to create Lot R, as shown on Plan No. P200/7318 of Case No. 3222, be approved by City Council. Motion passed.

Modification of Street Frontage - 1772 Oxford Street

MOVED by Alderman Shannon, seconded by Alderman Moore that, as recommended by the City Planning Committee, the application for the modification of the lot frontage requirement to permit the existing single-family dwelling at 1772 Oxford Street to be converted to a duplex be approved by City Council. Motion passed.

Resubdivision and Consolidation - Robie Street

MOVED by Alderman Moore, seconded by Alderman Walker that, as recommended by the City Planning Committee, the application to resubdivide and consolidate Parcel X and Portion C to be added to Lot 7 to form Lot 7C and Parcel Y and Portion E to be added to Lot 11 to form Lot D, as shown on Plan P200/7373 of Case No. 3283, be approved by City Council. Motion passed.

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Rezoning of Civic No. 2834 Windsor St. - Lands of Halifax
Tile Limited

MOVED by Alderman Stanbury, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the application for rezoning of the property known as Civic No. 2834 Windsor Street from R-3, Multiple Dwelling Zone, to C-2, General Business Zone, as shown on Plan No. P200/7321 of Case No. 3291, be refused by City Council. Motion passed.

Application for Subdivision - Lot 13 Hollahan Subdivision,
Hartlen Avenue

MOVED by Alderman Walker, seconded by Alderman Hanson that, as recommended by the City Planning Committee, the application for final approval of Lots 13A and 13B, as shown on Plan No. P200/7343 of Case No. 3271, be approved by City Council. Motion passed.

Resubdivision of Lots 1 & 2 Titus Street

MOVED by Alderman Moore, seconded by Alderman Lawrence that, as recommended by the City Planning Committee, that City Council approve the resubdivision of Lots 1 and 2 to create Lots 1A and 2B as shown on Plan No. P200/7320 of Case No. 3272. Motion passed.

Application for Amendment to the C-4 Zone (Peninsula Bylaw)
to Allow Offices for the Use of University Personnel
- Oxford St. and Coburg Road.

The Chairman advised that the solicitor for the applicant was present and wished to address Council.

It was agreed unanimously that the solicitor be heard.

Mr. R. Pugsley, representing Piercey Supplies Ltd., owners of the building, stated that University offices are permitted now in the C-4 zone and a University could purchase buildings north of Coburg Road and use them as student residences. He advised that the application involves 16,000

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square feet on three floors. He advised that the applicant is quite prepared to agree to certain restrictions in the event that Council is prepared to approve the application.

MOVED by Alderman Lawrence, seconded by Alderman Hanson, that a public hearing be held re the application for an amendment to the C-4 Zone to allow offices for the use of University Personnel - Oxford St. and Coburg Road.

In response to a question, the City Solicitor advised that under the Assessment Act educational buildings used for educational purposes are exempt from taxation so that any expansion of a University off its campus may or may not be taxable depending upon the use to which the property is being put.

Alderman Shannon pointed out that Council felt strongly enough about the principle of the containment of the University to go as far as the Supreme Court of Canada re one boundary and asked how could staff and citizens view Council's actions seriously if it now considers going to a public hearing for an application across the other boundary. She stated that on March 25, 1976, Council passed a further resolution strengthening its stand about the expansion of Dalhousie University.

Alderman Lawrence stated that he wished a public hearing to be held in order to have further input re the matter.

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

FOR: Aldermen Downey, Meagher, Hanson and Lawrence 4
AGAINST: Aldermen Shannon, Sullivan, Stanbury, Walker
and Moore 5

MOVED by Alderman Shannon, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, the application to amend the C-4 zone (Peninsula Bylaw) to allow offices for the use of university personnel, being Case No. 3286, be refused by City Council.

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

FOR: Aldermen Shannon, Sullivan, Stanbury, Walker and Moore 5

AGAINST: Aldermen Downey, Meagher, Hanson and Lawrence 4

MOTIONS

Motion - Alderman Shannon re: Municipal Non-Profit Housing Corporation

This item was deleted from the Order of Business.

MISCELLANEOUS BUSINESS

Amherst Tourist Bill Board Sign

A staff report dated April 20, 1976, was submitted.

Alderman Moore asked if a rebate was due the City for the time the said sign was not upright. Mr. Chisholm, Director of the Tourist and Convention Bureau, indicated that he did not feel a rebate was due because the contract is for four months payment although the sign remains up all year round.

MOVED by Alderman Lawrence, seconded by Alderman Hanson, that Council approve the expenditure of \$1500 from the Bureau budget for the purchase of sign space at the Amherst entry point to Nova Scotia. Motion passed.

Resolution from A Cape Breton Zone Meeting re Assessment Appeals

The above resolution and attached letter dated April 9, 1976, from M. S. Moss, Secretary, Municipal Finance Officers Association, was submitted.

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MOVED by Alderman Lawrence, seconded by Alderman Moore, that this matter be referred to staff for a report.
Motion passed.

Local 268 - Fire Alarm 1976 Contract

A staff report dated April 26, 1976, was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Sullivan, that the proposed 1976 Agreement re Fire Alarm employees, as set out in the staff report dated April 26, 1976, be accepted by Council and that, on behalf of the City, His Worship the Mayor and the City Clerk be authorized to execute an agreement incorporating the stated changes.
Motion passed.

Possible Expropriation - Sewer Easements (tunnel) - Bedford Highway Interceptor Sewer

A staff report dated April 26, 1976, was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Stanbury, that Council authorize the expropriation of the easement interests at the recommended compensation as follows:

<u>Name</u>	<u>Plan No.</u>	<u>Parcel No.</u>	<u>Recommended Payment</u>
Anthony Ross	TT-22-21827	26A	\$24.00
Anthony Ross	TT-22-21828	26B	\$101.00
Rockingham Hardware	TT-22-21822	30	\$170.00
Francis & Catherine Whyte	TT-22-21823	46	\$80.00
Evelyn Ternan	TT-22-21824	52	\$90.00
	TT-22-21825	53	\$15.00
	TT-22-21826	54	\$80.00

Motion passed.

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QUESTIONS

Question Alderman Lawrence Re: Water - Sewer Report for
Wedgewood - Grosvenor Park area

Alderman Lawrence asked the status of the report requested some weeks ago re water and sewer in the Wedgewood - Grosvenor Park area. Mr. Calda indicated that staff are working on the report at the present time.

Alderman Lawrence stated that he only wished the report to include an update to the present time and what staff anticipate will be done in the next few months.

Question Alderman Lawrence Re: Drainage Plan for the Area
of Dakin Drive, Grosvenor Park

Alderman Lawrence stated that to his knowledge Mr. Dursi of the Engineering and Works Department was working on the drainage plan for the area of Dakin Drive, Grosvenor Park and asked when the plan would be available. The City Manager indicated that it would be part of the above mentioned report on water/sewer, Wedgewood-Grosvenor Park.

Question Alderman Sullivan Re: Planting of Flowers on
Boulevards by Senior Citizens

Alderman Sullivan stated that he had been contacted by a Mr. McLaughlin who was interested in organizing a group of senior citizens to plant flowers on boulevards. He asked that the matter be referred to Mr. Karttunen of the Parks and Grounds Division and that he contact Mr. McLaughlin to discuss the matter.

Question Alderman Sullivan Re: Remuneration to School
Crossing Guards

Alderman Sullivan noted that school crossing guards are paid only for days that school is in session

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and requested a report from staff re the cost per year to pay school crossing guards for days on which there were in-service sessions, etc.

Question Alderman Walker Re: Chip Sealing Program on
Fotherby and Marie Avenues

Alderman Walker stated that residents on Fotherby and Marie Avenues recently received notices that a chip sealing program would take place on these streets. He advised that he had petitions from 100% of the residents protesting the proposed program and asked that Mr. Calda review the matter to determine if the program could be postponed for at least one year.

Mr. Calda advised that a report would be submitted.

Question Alderman Walker Re: North West Arm Drive

Alderman Walker referred to a previously requested report re the above subject and stated that the report received from the City Manager indicates what has not been done. He asked that a report be submitted indicating what has been done.

Question Alderman Walker Re: Deferred Items on Order of
Business - April 29, 1976

Alderman Walker asked that, in view of the fact that no action was taken by Council on the rezoning requests, the items be dealt with by Council at this time. The Chairman stated that the items were considered although no action was taken by City Council. He advised that the matters could not be again dealt with at this meeting and suggested that Alderman Walker raise the same at the next meeting of Committee of the Whole Council.

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Question Alderman Stanbury Re: Litter

Alderman Stanbury stated she had raised the matter of litter at the last meeting of Committee of the Whole Council and asked if there is a possibility of Council approving a stiffer fine for people who litter.

It was indicated that staff will review the matter and submit a report.

Question Alderman Shannon Re: Recycling of Staff Report
on R-2 Zone and University Uses

Alderman Shannon asked that the above-noted staff report be recycled.

Question Alderman Lawrence Re: Pioneer Avenue

Alderman Lawrence requested that staff submit a report to Committee of the Whole concerning Pioneer Avenue in Rockingham re whether it should be opened or closed.

Question Alderman Downey Re: Ambulance Service in the City

Alderman Downey asked that a report be submitted re ambulance service in the City and the answering of emergency calls without a doctor in attendance.

Question Alderman Walker Re: "No Exit" sign on Melvins Rd.
and "No Trucks" sign on Sussex Street

Alderman Walker requested that staff investigate the possibility of placing a "no exit" sign on Melvins Rd. and consider designating Sussex Street a "no truck" route. The Chairman advised that a report would be submitted by staff.

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ADDED ITEMS

Appointment of Insurance Brokers "Property Insurance and
General Liability"

A confidential staff report dated April 28, 1976, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey, that Simpson-Hurst be appointed Insurance Broker for the City of Halifax for the 1976-77 requirement of general liability insurance and property insurance for a maximum fee of \$3,500 (subject to downward negotiation) and net premium basis. This insurance would replace coverage which now expires at 12:00 noon May 31, 1976. Motion passed.

Tender 76-11(R) Two 8200 GVW Vans

A staff report dated April 29, 1976, was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Hanson, that authority be granted to purchase vehicles from the low bidder, Tanner Chrysler Plymouth (1967) Limited at a cost of \$13,484.00; and, that \$11,484.00 be transferred from the Vehicle Replacement Reserve Account. This amount represents the purchase price less estimated trade-in value of present units. Motion passed.

Tenders 76-53 and 76-62 Replacement equipment, Engineering
& Works Department

A staff report dated April 29, 1976, was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Meagher, that authority be granted to purchase equipment from the lowest bidders as follows:

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Tender No. 76-53 Five 1976 Model ½ Ton Trucks

Scotia Chevrolet Oldsmobile Limited \$21,793.05

Tender No. 76-62 One 1976 Model 23,000 GVW Truck Chassis

McDonald Chevrolet Oldsmobile Limited \$7,029.00

and that authorization be granted to allocate funds
sufficient for this purpose from the Vehicle Replacement
Reserve Account. Motion passed.

Jubilee Road - Alderman Shannon

Alderman Shannon stated that Jubilee Road is a very heavily travelled street on which drivers tend to speed as there are no stop signs or traffic lights thereon. She noted various accidents which have occurred on Jubilee Road and asked if a barrier could be placed behind the openings at the St. Thomas playground and the truck opening closed so that children have to slow down before they reach the sidewalk. She requested staff's advice as to what can be done to reduce traffic on Jubilee Road as it was not constructed to carry the traffic flow it now handles.

The City Manager indicated that a staff report will be issued.

Meeting adjourned - 10:20 p.m.

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DEPUTY MAYOR DENNIS CONNOLLY
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

record

CITY COUNCIL
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.
May 13, 1976
8:05 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; Deputy Mayor Connolly, Aldermen Shannon, Downey, Meagher, Sullivan, Walker, Hanson, Moore and Lawrence.

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

POINT OF PRIVILEGE

Alderman Walker, on a point of privilege, asked that His Worship the Mayor welcome Captain Fiander and Mrs. Clarke, District Commissioner of the 3rd Spryfield Girl Guides, and the Guides.

His Worship suggested that Alderman Walker's remarks be taken as a welcome from all members of City Council to District Commissioner Clarke, Captain Fiander and Guides.

MINUTES

Minutes of City Council meeting held on April 29, 1976, were approved on Motion of Deputy Mayor Connolly, seconded by Alderman Moore.

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APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

9(a) - Petition - Application for Approval of Lot of
Land, Located Between No. 12 and No. 14
Quarry Rd., Halifax, N. S.

9(b) - At the request of Alderman Sullivan, Council agreed
to add:

9(b) - Petition - Noise on Agricola Street

At the request of Deputy Mayor Connolly, Council
agreed to add:

20(a) - Elected School Boards - Recent Legislation Passed
by the Provincial Government

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

20(b) - Deferred Payments - Local Improvement Charges

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

4(a) - Rezoning of Civic No. 247 Herring Cove Road from
C-1 Local Business Zone to C-2, General Business
and Lot No. 9 Catamaran Road from R-4 Multiple
Dwelling Zone to C-2 General Business Zone

4(b) - Rezoning of Civic No. 3 Sylvia Avenue from R-4,
Multiple Dwelling Zone to C-1, Local Business
Zone

20(c) - Grassing - School Property

The Order of Business, as amended, was approved.

Council,
May 13, 1976

Rezoning of Civic No. 247 Herring Cove Road from C-1, Local Business Zone to C-2, General Business Zone, and Lot No. 9 Catamaran Road from R-4, Multiple Dwelling Zone to C-2, General Business Zone

A public hearing was held re the above matter on April 21, 1976.

MOVED by Alderman Walker, seconded by Alderman Sullivan, that the application to rezone Civic No. 247 Herring Cove Road from C-1, Local Business Zone, to C-2, General Business Zone and Lot 9 Catamaran Road from R-4, Multiple Dwelling Zone, to C-2, General Business Zone, lands of Edwards Fine Foods Limited, as shown on Plan No. P200/7277 of Case No. 3252 be approved by City Council.

The City Clerk advised that Aldermen Stanbury, Hanson and Lawrence were not present at the public hearing and are ineligible to vote on the matter.

The motion was put and lost, three voting for the same and four against as follows:

FOR: Aldermen Walker, Moore and Deputy Mayor Connolly 3

AGAINST: Aldermen Shannon, Downey, Meagher and Sullivan 4

Aldermen Hanson and Lawrence abstained.

Rezoning of Civic No. 3 Sylvia Avenue from R-4, Multiple Dwelling Zone to C-1, Local Business Zone

A public hearing was held re the above matter on April 21, 1976.

MOVED by Alderman Walker, seconded by Alderman Moore, that the application to rezone Lot A Civic No. 3, Sylvia Avenue, lands of Philip Rizcallah from R-4, Multiple Dwelling Zone to C-1, Local Business Zone, as shown on Plan No. P200/7193 of Case No. 3246, be approved by City Council.

The City Clerk advised that Aldermen Stanbury, Hanson and Lawrence were not present at the public hearing and are ineligible to vote on the matter.

Council,
May 13, 1976

The motion was put and lost, two voting for the same and five against as follows:

FOR: Aldermen Walker and Moore 2

AGAINST: Deputy Mayor Connolly, Aldermen Shannon,
Downey, Meagher, and Sullivan 5

Aldermen Hanson and Lawrence abstained.

DEFERRED ITEMS

To Confirm the Western, Eastern & Southern Official Street Lines - Pinewood Terrace from Kearney Lake Road to Dead End

A public hearing re the above matter was held on March 25, 1976.

A staff report dated May 11, 1976, was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Sullivan, that the street lines for Pinewood Terrace be approved as shown on Official Plan No. 65-A.

Deputy Mayor Connolly stated that he is aware of difficulties with residents of the area in relation to their lots, homes, etc., and asked that staff proceed with negotiations as quickly as possible to endeavour to bring about an amicable solution to the problems that exist.

The City Clerk advised that Deputy Mayor Connolly and Alderman Meagher were not present at the public hearing and are ineligible to vote on the matter.

The motion was put and passed with Deputy Mayor Connolly and Alderman Meagher abstaining.

PETITIONS AND DELEGATIONS

Petition - Application for Approval of Lot of Land, Located Between No. 12 and No. 14 Quarry Rd., Halifax, N. S.

A petition dated May 11, 1976, was submitted.

Council,
May 13, 1976

MOVED by Alderman Lawrence, seconded by Alderman Moore, that this matter be referred to staff for consideration and report. Motion passed.

Petition - Noise on Agricola Street

Alderman Sullivan presented to the City Clerk a petition, with forty-three signatures attached thereto, re noise on Agricola Street.

MOVED by Alderman Sullivan, seconded by Alderman Moore, that this matter be referred to staff for consideration and report. Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on May 5, 1976, as follows:

Cost Sharing - Social Planning Budget

His Worship advised that, in accordance with the Finance and Executive Committee's recommendation "that a Committee be formed to approach the Minister of Social Services and the Premier, re the implications of the reduction in cost sharing for social planning programs", such meeting has been scheduled to take place on Tuesday or Wednesday of next week.

Possible Acquisition of Pipeline Privilege - Bedford Highway
Near Kearney Lake Road

MOVED by Deputy Mayor Connolly, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to sign the License on behalf of the City of Halifax. Funds can be made available from Current Account No. 119-083 (Sewer Rentals). Motion passed.

Council,
May 13, 1976

Possible Leasing by the City of CNR Land, Bedford Highway
Near Kearney Lake Road

MOVED by Alderman Sullivan, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to sign the lease on behalf of the City of Halifax. Funds can be made available from Account No. 806 083 DAP43. Motion passed.

Former Captain William Spry School

A staff report dated May 11, 1976, was submitted.

MOVED by Alderman Shannon, seconded by Deputy Mayor Connolly, that staff be requested to invite public competitive proposals based on the assumption that the land could be zoned R-4 and, in the interest of public safety, that the building be demolished as soon as possible. Funds can be made available from Account No. 806 189 HAF09 (Land for Municipal Purposes). Motion passed with Alderman Hanson voting against.

City of Halifax Mailing Address - Alderman Moore

MOVED by Alderman Moore, seconded by Alderman Walker that, as recommended by the Finance and Executive Committee, the City Manager be requested to apply for, and make subsequent use of, P.O. Box 1749, Halifax. Motion passed.

Police Boys Club - Alderman Sullivan

Alderman Sullivan advised that this matter is being given serious consideration by the Premier who is awaiting a report.

MOVED by Alderman Sullivan, seconded by Alderman Meagher, that this matter be deferred to the next meeting of Committee of the Whole Council, pending further communication from the Premier's office. Motion passed.

Council,
May 13, 1976

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on May 5, 1976, as follows:

Street Closure & Official Street Lines - Kempt Road - DATE FOR HEARING

MOVED by Deputy Mayor Connolly, seconded by Alderman Walker that, as recommended by the Committee on Works, Council set a date for a public hearing to discuss the closures of Parcels N, Q-1, and J-1, as shown on Plan No. TT-22-21839 and the removal of the existing south street line and laying down of a new south street line on Kempt Road east of Hood Street and as shown on Official Plan 7Q. Motion passed.

The City Clerk advised that the said public hearing is scheduled to be held on WEDNESDAY, June 23, 1976, at 8:00 p.m. in the Council Chamber.

Award of Tender 76-31 - Construction of Recreation Capital Project

MOVED by Alderman Hanson, seconded by Alderman Walker that, as recommended by the Committee on Works, Tender No. 76-31 be awarded by Council on the basis of the lowest combined bid price and the tender be awarded to Standard Paving Mar. Ltd., the lowest bidder, and that Council authorize a transfer of funds in the amount of \$4120. from Account No. FAA51 to Account No. FAA66; further, that Council authorize a transfer of funds in the amount of \$3460. from Account No. FAA59 to Account No. FAA34.

Deputy Mayor Connolly requested that staff be cognizant of his conversations with them re the siting of the tennis courts on Gorsebrook Avenue in view of the awarding of the tender.

The motion was put and passed.

Council,
May 13, 1976

Tender #76-15, Sidewalk Renewals

A substitute report dated May 6, 1976, was submitted.

MOVED by Alderman Hanson, seconded by Alderman Walker that:

1. Tender 76-15 be awarded to the lowest bidder "Fred Smithers Concrete Contracting Ltd. together with Oilcon Services Ltd." at a total combined bid price of \$59,668.50. Total project cost is estimated at \$71,304.39.
2. Staff be authorized to advance sidewalk renewal projects proposed for 1977 and 1978.
3. Only those projects be advanced which are not subject to a local improvement charge.

Motion passed.

Tender #76-16, Sidewalk Renewals

A substitute report dated May 6, 1976, was submitted.

MOVED by Alderman Hanson, seconded by Alderman Walker that:

1. Tender 76-16 be awarded to the lowest bidder "Fred Smithers Concrete Contracting Ltd. together with Oilcon Services Ltd." at a total combined bid price of \$40,170.50. Total project cost is estimated at \$48,204.60.
2. Funds in the amount of \$998.00 be transferred from Account No. CA550 to CA552.
3. Staff be authorized to advance sidewalk renewal projects proposed for 1977, and
4. Only those projects be advanced which are not subject to a local improvement charge.

Motion passed.

Council,
May 13, 1976

Hilden Heights

A private and confidential staff report dated May 11, 1976, was submitted.

MOVED by Alderman Walker, seconded by Deputy Mayor Connolly, that this matter be referred to the next regular meeting of Committee of the Whole Council and a further staff report be issued, in view of the differences of opinion, so as to avoid legal technicalities. Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on May 5, 1976, as follows:

Limitation of Taxicabs in the City of Halifax, and Taxi Fare Increases - DATE FOR PUBLIC MEETING

It was agreed that a public meeting be held to enable all interested parties to participate in discussion re the above.

The City Clerk advised that the public meeting is scheduled for MONDAY, May 17, 1976, at 7:00 p.m. in the Council Chamber.

North West Arm Patrol Services - 1976 - Captain G. Perry

MOVED by Deputy Mayor Connolly, seconded by Alderman Sullivan that, as recommended by the Safety Committee, Captain George Perry be retained at the rate of \$9.00 per hour for patrol services on the North West Arm from May 22 to June 6 on Saturdays and Sundays, June 7 until September 6, seven days per week and from September 7 to September 26 on Saturdays and Sundays. The craft will operate daily on a 12-hour shift from 10:00 a.m. until 10:00 p.m. and for extended periods as necessary. Motion passed.

Council,
May 13, 1976

Misuse of Emergency Equipment

MOVED by Deputy Mayor Connolly, seconded by Alderman Shannon, that, as recommended by the Safety Committee, the recommendations contained in the staff report dated April 30, 1976, prepared by the City Solicitor, be noted and that the misuse of emergency equipment continue to be dealt with by criminal charges under the criminal code. Motion passed.

Council
May 13, 1976

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on May 5, 1976, as follows:

Application for Rezoning of Lots A-1 & A-2 from R-3 Zone to C-2 Zone - Lands of Halifax Professional Centre

The following is the recommendation of the City Planning Committee:

"That the application to rezone Lot A-1 and A-2, Civic No. 5750-70 South Street, lands of Halifax Professional Centre Limited, from R-3 Residential Multiple to C-2 Commercial General, as shown on Plan No. P200/7266 of Case No. 3270, be refused by City Council."

A supplementary staff report was submitted in response to a question put forth at the City Planning Committee meeting. The report indicated that the applicants are now in agreement with a caveat which would restrict the use of 5750-70 South Street to a parking lot subject to obtaining the necessary C-2 zoning. The report had attached a letter of consent from Halifax Professional Centre Limited.

MOVED by Deputy Mayor Connolly, seconded by Alderman Hanson that a date be set for a public hearing with respect to the application to rezone Lot A-1 and A-2, Civic No. 5750-70 South Street, lands of Halifax Professional Centre Limited, from R-3 Residential Multiple to C-2 Commercial General as shown on Plan No. P200/7266 of Case No. 3270.

The City Clerk advised that the public hearing is scheduled for June 23, 1976 at 8:00 P. M.

Motion passed.

Subdividing Lot J & W - Albion Road and Kirk Road -
Lands of John Way

MOVED by Alderman Hanson, seconded by Deputy Mayor Connolly that, as recommended by the City Planning Committee, Council subdivide the lands of John Way, Albion Road, approving Lot J and leaving Lot W as residual land, as shown on Plan No. P200/7365 of Case No. 3303.

Motion passed.

Council
May 13, 1976

Resubdivision of Lots 55 & B to form Lots 55A & B1, and
Modification of Street Frontage at 2450 & 2470-74 Quinn Street

The above noted item was forwarded to City Council without recommendation.

Alderman Hanson said that a considerable amount of time has been spent on this matter between City staff, himself and the neighbours in the area saying that the people in the area in question feel the application will do nothing but enhance the Street. Alderman Hanson advised that one of the residents, Mr. Crawley on Westmount Street, was concerned about the location of one of the Surveyor's stakes but said that at a meeting held this afternoon, Mr. Crawley expressed agreement with the plan which is now before Council.

It was MOVED by Alderman Hanson, seconded by Alderman Lawrence that the application for resubdivision of Lot 55 and Lot B to form Lot 55A and Lot B1 and modification of street frontage for Lot 55A, as shown in Case No. 3290 on Plan No. P200/7375, be approved by City Council.

Motion passed.

Role of the Landmarks Commission

MOVED by Deputy Mayor Connolly, seconded by Alderman Shannon that, as recommended by the City Planning Committee, His Worship be authorized to invite present members of the Landmarks Commission whose terms may have expired, to continue in office for a period of 90 days. Motion passed.

MISCELLANEOUS BUSINESS

Insurance Claim (Alderman Meagher)

Alderman Meagher said he did not realize the item was to be placed on tonight's agenda and MOVED, seconded by Deputy Mayor Connolly that the matter be deferred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

QUESTIONS

Council
May 13, 1976

Question Alderman Lawrence Re: Service Station Property -
Kempt Road

Alderman Lawrence referred to the above noted property and asked if he could be supplied with some information at the Committee of the Whole meeting as to what is taking place.

Alderman Lawrence also asked that the matter of Pioneer Avenue be on the agenda of the next Committee of the Whole meeting.

Question Alderman Hanson Re: Letter from resident of Flemming
Park

Alderman Hanson advised that he has received a letter from a resident of Flemming Park who has expressed concern about work that is taking place in the area of the parking lot and the Frog Pond.

The Director of Works advised that City staff are creating a parking lot entrance to the park.

Alderman Hanson referred to a partially submerged pole located in the lake and questioned whether this could be removed, and Mr. Calda advised that he would check into the matter.

Question Alderman Shannon Re: Announcement, Minister of
Development

Alderman Shannon referred to the recent announcement by the Minister of Development with respect to the Halifax Waterfront and questioned whether there would now be a resolution to the inconveniences being caused to the private property owners in the area.

His Worship said it was his understanding that negotiations for the acquisition of some properties under the Agency agreement will now be proceeding. The City Manager also indicated that the Province is now in the process of negotiating for the acquisition of some of the properties.

Question Alderman Shannon Re: Lights at Pedestrian Crosswalk -
Jubilee Road and Preston Street

Alderman Shannon questioned why it takes so long to repair the lights at the above noted location, and the Director of Works indicated he would check into the matter.

Council
May 13, 1976

Question Alderman Shannon Re: Jubilee Road & Pepperell Street

Alderman Shannon asked staff to check the holes on Jubilee Road, south side, between Chestnut and Walnut Streets. Alderman Shannon also referred to a large puddle in front of 6909 Pepperell Street as well as to a crack running down Pepperell Street and asked staff to check into these matters.

Question Alderman Downey Re: Report on City Property -
Brunswick & Barrington St. Areas

Alderman Downey said there appears to be a lot of debris existing on City property in the Brunswick and Barrington Street areas and asked if he could have a report on the matter.

Question Alderman Walker Re: Tourist Bureau

Alderman Walker said that he occassion to visit the new tourist bureau this week and was surprised to find it was necessary to pay for parking. Alderman Walker also noted that the Provincial Tourist bureau is located in the same complex and questioned whether a certain amount of duplication was not taking place.

His Worship noted that the location of the bureau was given a great deal of thought and it was thought it would be a further help in having the Provincial bureau located nearby. With respect to the matter of parking, His Worship said there have been discussions between the bureau and the staff of the Nova Scotia information Bureau as well as the proprietors of Historic Properties Limited in the hope that the merchants will assist visitors in the way of parking space such as presently takes place in the Downtown Merchants parking lot.

Alderman Walker noted there are no signs posted directing people to the bureau and His Worship advised that appropriate signs have been ordered. His Worship said staff will investigate the matter to see if temporary signs can be erected.

Alderman Sullivan noted that the proposed Satellite Stations were deleted during budget discussions and questioned whether the bureau has given any thought to obtaining space on one of the arteries leading into the City for the purpose of distributing information.

Alderman Stanbury arrives.

Alderman Meagher advised that consideration is being given to obtaining a location along the Bedford Highway saying the problem the bureau is having relates to funds. Alderman Meagher suggested that following the next meeting of the Tourist Committee, there may be additional information to be presented to Council on the matter.

ADDED ITEMS

Elected School Boards (Deputy Mayor Connolly)

The above noted item was added to the agenda at the request of Deputy Mayor Connolly.

Deputy Mayor Connolly suggested that Council is aware of the legislation recently proposed by the Provincial Government on the matter of elected school boards. Deputy Mayor Connolly questioned whether Council has any objections to elected school boards and also referred to the matter of the City seeking to recover whatever financial implications the legislation will have to the City in the way of conducting such elections.

Alderman Moore said there are certain provisions in the legislation with respect to the qualifications for elected school board members saying that the qualifications are the same as those for Aldermen. Alderman Moore noted that under the existing contract teachers are considered to be employees of the Province saying that if this is to continue to be the case, then teachers would not be excluded from running and possibly being elected and exercising a management role with respect to the Union of which they are a member.

His Worship referred to a meeting of the Union of Nova Scotia Municipalities which was held with the Premier and Cabinet and said it was his understanding that the Province would give consideration to the matter of cost sharing. His Worship further advised Council of discussions which took place at the meeting and discussion ensued on the matter.

Deputy Mayor Connolly said there were two points which he was concerned with, one being the matter of whether the Province is prepared to make a commitment to pay the costs of electing school board members. The Deputy Mayor said it is Provincial Legislation and felt the question should be asked and an answer received. Deputy Mayor Connolly said the other point related to the matter of whether the Province is prepared to make a commitment to the City on the matter of who is eligible to run for school board office and whether a school teacher is eligible.

The City Solicitor in referring to the matter of teachers becoming school board members, said that under the City Charter it would not be possible for a Halifax teacher to become an Alderman. Mr. Murphy suggested that if the qualifications for running for the school board are the same as they are for Alderman, it would appear that a teacher would not be eligible to become elected to the Board.

Mr. Murphy also referred to the suggestion made that it may be that because of the contractual relationship between the Union and the Province, that the teachers become employees of the Province rather than the City, and said he is not that familiar with the terms of the contract but suggested this would be unusual and felt there would have to be something in the Education Act to make them employees of the Province. Mr. Murphy suggested the contract could not affect the provisions of the City Charter saying that if it were just a question of interpreting the contract against the City Charter, the provisions of the Charter would prevail.

MOVED by Deputy Mayor Connolly, seconded by Alderman Moore that City Council place before the Law Amendments Committee tomorrow a request for the retrieval of the costs associated with the election of school boards, and also raise the matter of clarification on the teacher/board relationship.

The Motion was put and passed unanimously.

His Worship asked if the City Solicitor could make the representation, and Mr. Murphy replied that he could.

Deferred Payment of Local Improvement Charges

Alderman Shannon referred to a memo from the City Solicitor on the matter of Local Improvement Charges for widows and senior citizens and suggested it would be helpful if the report were circulated to other members of Council. Alderman Shannon also requested that the report to be submitted by staff on the whole question of local improvement projects take into account the memo from the City Solicitor.

His Worship advised that the memo would be circulated and would also be taken into account in the staff report respecting local improvement projects.

Grassing of School Property

Alderman Walker questioned whether staff, through the School Board, could present a report on the possibility of seeding some of the School properties. Alderman Walker referred specifically to Pinegrove, B.C. Silver, and Rockingstone Schools and suggested the services of the Nova Scotia Department of Highways Grass Seeder should be engaged in order to improve the appearance of the grounds.

His Worship advised that staff will take the matter up with the School Board.

11:00 P. M. - Meeting adjourned.

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MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

PUBLIC MEETING
M I N U T E S

Council Chamber
City Hall
Halifax, N. S.
May 17, 1976. 7:20 PM.

A public meeting was held on the above date to discuss the following:

- (1) Limitation of Taxi Cabs in the City of Halifax,
- (2) Taxi fare increase.

Present: His Worship the Mayor, Chairman;
Aldermen Shannon, Stanbury, Moore, Sullivan, Downey, Meagher and Lawrence.

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

Two written briefs were submitted at the beginning of the meeting.

- (1) from Bruce H. Wildsmith Solicitor on behalf of Patrick Garety and the Taxi Fare Increase Petitioners.
- (2) from Ivan Sprague, representing the taxi driver-owner and T.U.N.S.

His Worship opened the proceedings and asked Mr. Bruce Smith, City staff to speak to this matter.

Mr. Smith referred to his report dated April 22, 1976 on "Limitation of Taxicabs in the City of Halifax" and a supplementary report dated May 17, 1976.

In reply to a question by Alderman Meagher, Mr. Smith said that of the 840 taxis, the police estimated that 760 are operational, and 50 fewer licences have been issued this year.

Mr. Ivan Sprague, President of the Taxi Union of Nova Scotia spoke, saying he represented the taxi-driver owner and the T.U.N.S. Mr. Sprague referred to the brief submitted on behalf of these people, and enlarged upon the subject matter.

Mr. Sprague said that at meetings held last year with the Labour Relations Board it had become apparent that taxi-drivers are not employees of the broker or agent. There is no employer-employee relationship within the meaning of the Act. Mr. Sprague asked the City Solicitor for clarification of the Motor Vehicle Act, and Ordinance Number 116, and stated that the Revised Statutes of Nova Scotia appear to give the City the power to regulate the industry.

Public Meeting
May 17 1976

Mr. Moreash, Acting City Solicitor, said the interpretation in the past has been that this authorized Council only to limit the number of persons authorized to operate, not the number of vehicles.

The City Manager said if Council desired to extend its powers to enable a limit to be placed on the number of vehicles plying for hire, a request would have to be made to the Provincial Government for a change in the Motor Vehicle Act.

Mr. Sprague said that according to the statistics given in the supplementary report, it would appear that Halifax has a much higher ratio of taxis per head of population than any of the other Cities shown, and said this was a contributory factor to the long hours spent by drivers waiting to be hired. Mr. Sprague felt that a limit of 500 cabs would result in better service as a higher calibre of person would go into the business. Mr. Sprague felt that the requirements of the Ordinance are not being enforced resulting in poor service, badly kept cabs and untidy personnel, and said the more stable elements employed would welcome a tightening of inspection.

Mr. John Mason, owner taxi-driver then spoke stating he is in support of a limit being placed on the number of vehicles available for hire, and added that some of the drivers obtaining licences are in ignorance of the location of many of even the main buildings in the City. He urged that stricter controls be enforced.

His Worship said that if legislation is sought, the City may include the proviso that only full-time drivers will be permitted, and may ask for a guarantee of service. Regarding a question put by Alderman Sullivan regarding the difficulty of obtaining a taxi between the hours of 11 p.m. and 2 a.m., Mr. Mason said this is due to violence suffered by taxi-drivers and their vehicles between those hours.

Mr. Bruce H. Wildsmith, Solicitor, of Stewart, MacKeen and Covert, speaking on behalf of Patrick Garety and the Taxi Fare Increase Petitioners then addressed Council, stating he represented a faction who are against the limitation of taxi-cabs, this being against the philosophy of free enterprise,

Public Meeting
May 17 1976

resulting in a closed industry. Mr. Wildsmith presented a written brief together with three appendices in support of his client's submission.

Mr. Wildsmith said this group, whilst in opposition to the limitation of taxi-cabs, supports a 30% increase in operating revenue, this being necessary due to increased operating costs. Mr. Wildsmith said a monopolistic element has entered the industry and this would be encouraged if limitation is engendered.

Mr. Daniel Chisholm, taxi-driver said it is his belief that some hotels would like to open up their taxi ranks but feared this would have a detrimental effect on procuring business from Halifax airport, which at the moment is served only by Yellow Cab.

Mr. Wildsmith said there is some danger that should a limitation be placed on taxis this would attract a certain type of illegality whereby a taxi-owner may rent out his licence. With regard to a suggestion that licences be bought, Mr. Wildsmith said he felt only the initial owner would benefit as he obtained it without paying a premium. Mr. Chisholm said he felt a driver should be permitted to build up an equity which would give him some security against the time when he is no longer able to operate a taxi.

Mr. Burke suggested that an open vote be taken on the limitation issue, with only taxi owners permitted to vote. A suggested was made that the numbers be frozen at the present level, with attrition bringing about a reduction, and a Board set up to control and police the industry. A taxi-pool was also suggested.

Fare Increases.

Mr. Wildsmith said the staff report dated April 27, 1976 clearly demonstrated the necessity of a 30% increase, as the operating costs have risen by approximately 35% over the last two years. Mr. Wildsmith referred to the suggested increases contained in the appendix to his brief.

The Mayor requested staff to investigate whether this amount would be in contravention of the Wage and Price

Public Meeting
May 17 1976

Guidelines laid down by the Federal Government.

Alderman Meagher asked that an enquiry be made into the reason for some licences not being renewed.

Alderman Sullivan asked if a fare increase would not limit the number of taxis.

Mr. Graham Hicks said he was of the opinion that if limitation is imposed, leading to a greater amount of business per driver, a fare increase of this size would not be necessary.

Mr. James Mullins, Casino Taxis, said he feels the fare increase is too high, and would have a depressing effect on the industry.

Alderman Meagher said he would be interested to know how much operating costs have risen during the last year. Mr. Mullins estimated that for him, costs had risen by \$1800, but said this amount is variable as insurance costs for some drivers are up to \$2000. He pays \$756. ✓

It was MOVED by Alderman Meagher, seconded by Alderman Lawrence that this matter be brought to Committee of the Whole on June 9, 1976. Motion passed.

His Worship told those present that should a change in the legislation be required, there would be some delay before this could be enacted as the House would be in recess.

The meeting adjourned - 10:20 PM.

HEADLINES

Limitation of taxi cabs in the City of Halifax.....1
Fare increases.....3

mek

MAYOR EDMUND L. MORRIS
Chairman.

CITY COUNCIL
SPECIAL MEETING
MINUTES

Record
Council Chamber
City Hall
Halifax, N. S.
May 19, 1976
8:10 P. M.

A special 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 Acting City Clerk, joined in reciting the Lord's Prayer.

Present: Deputy Mayor Connolly, Chairman; Aldermen Shannon, Downey, Meagher, Sullivan, Stanbury, Moore, and Lawrence.

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

The Chairman advised that the meeting was called as a public hearing with respect to the following matters:

1. Rezoning of Civic No. 2025 Kline Street from R-2 Residential General Zone to C-2 Commercial General Zone; and
2. Amendments to the Zoning By-law, Peninsula Area R-3 Multiple Dwelling Zone.

Public Hearing Re: Rezoning of Civic No. 2025 Kline Street from R-2 Residential General Zone to C-2 Commercial General Zone

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

Mr. Boyd Algee of the Development Department addressed Council and, with the aid of maps, outlined the area in question. Mr. Algee said the property is presently occupied by a single family dwelling and advised that if the rezoning is granted, it is proposed that the dwelling be removed and the site developed as a parking lot in conjunction with the Bank of Commerce.

Mr. Algee advised that staff have recommended against the application on the grounds that it is a further intrusion into the residential area saying that staff feel the rezoning will form a wedge along Kline Street that will bring pressures for rezonings across the street and on Oxford Street. Mr. Algee also noted that the type of zoning in question does not conform to the Municipal Development Plan.

Mr. Algee then responded to questions put forth by members of Council.

The Chairman then called for those persons wishing to speak in favour of the proposed rezoning.

Mr. Robert MacKeigan addressed Council on behalf of the applicant, the Bank of Commerce, in support of the application. Mr. MacKeigan noted the staff report indicates the bank is seeking the rezoning to expand its parking facilities saying parking difficulties have been experienced in this particular area.

Mr. MacKeigan advised that approximately 275 submissions have been filed with the City Clerk which are signed by customers of the bank who are in support of the application and who have indicated they have experienced some parking problems when visiting the bank. Mr. MacKeigan suggested that a lack of parking facilities may have an affect on the neighbouring residential area saying that if parking is not adequate, there is a tendency to seek parking spots in the residential area. Mr. MacKeigan said the bank would like to think that by having these additional parking spaces, it is helping the traffic problems in the residential area.

Mr. MacKeigan further spoke on the matter and said it is the bank's submission that there should be adequate parking facilities in the area in question and expressed the hope that the application will be granted in order that the bank may be better served and to generally improve parking problems in this area of the City.

Mr. MacKeigan then responded to questions put forth by members of Council.

Mr. Thomas Trainor of 6489 Jubilee Road addressed Council in support of the application. Mr. Trainor, a former member of Council, said that during his term of office, Council always welcomed those individuals who came forward and attempted to provide off-street parking. Mr. Trainor suggested that Council strongly consider the rezoning application for the purpose intended.

Mr. Trainor advised that he uses the bank in question saying they do provide some parking but said it is often necessary to drive around the block several times in order to find a spot which results in a very frustrating situation.

Mr. Trainor also suggested that Quinpool Road will be designated as a transit thoroughway in the future and, as a resident of the area, suggested that the rezoning request is a valid one.

Mr. Trainor then responded to questions put forth.

Mr. Lloyd Sandwith, Manager of the Bank of Commerce, addressed Council in favour of the application. Mr. Sandwith referred to a question previously raised regarding the future plans of the bank in terms of possible further expansion, and said that due to the location of the bank and neighbouring dwellings, it would not be possible to build further back on the lot. Mr. Sandwith said that in 1970 when renovations were being made at the bank, parking was provided on both sides of Kline Street. He said that during construction, parking was temporarily removed from one side of the street and has never been re-instated.

Mr. Ernest Robinson of 2038 Kline Street addressed Council in support of the application and advised that he is a new resident of the City and has experienced difficulties with respect to the matter of availability of parking.

There being no further persons wishing to speak in favour of the proposed rezoning, the Chairman called for those persons wishing to speak against.

Mr. Lee of 2029 Kline Street addressed Council opposed to the rezoning and suggested that parking presents a problem that cannot be solved. Mr. Lee referred to the construction of the Tex-Park garage and the Grafton Street parking lot saying that at that time, it was felt these facilities would solve the parking problem in the area but noted it is now almost impossible to secure a space unless one arrives early in the morning.

Mr. Lee also referred to the matter of parking presently being permitted only on one side of Kline Street and felt that if the rezoning were approved, it would lead to further traffic problems in the area as vehicles would have a tendency to line up on the No Parking side of the Street while waiting to gain access to the parking facility.

Mr. Peter Schwenger of 2046 Oxford Street objected to the proposed rezoning saying that he was speaking for 38 residents of Oxford Street who have signed a petition to that effect. Mr. Schwenger suggested that most of the points against the rezoning have been presented but pointed out that the Bank of Commerce is the only bank in the area which has its own parking area, with the exception of the Bank of Montreal which has a very small parking facility, saying he could not see any reason why this bank should be given special consideration.

Mr. Schwenger referred to the petitions submitted by the bank and suggested the customers of the bank would naturally sign this type of petition. Mr. Schwenger also made reference to the residential dwelling which is proposed to be removed and suggested this could be a valuable asset in the particular area of the City for the housing of university students. Mr. Schwenger responded to questions put forth by members of Council and submitted his petition.

Mr. Alan Ruffman of Ferguson's Cove addressed Council and noted that the proposed C-2 Zone permits all types of buildings under that zone saying it is possible that another bank manager may decide that the best use for the land may be another use entirely.

Mr. Reg Wamboldt of 2031 Kline Street addressed Council in opposition and noted that he forwarded a letter to Council on the subject matter. Mr. Wamboldt suggested that all residents on the Street are of the same opinion and felt it was not proper to keep eliminating good housing for the purpose of establishing parking lots.