

Council
March 3, 1977

Alderman Walker noted that an information report has been circulated to members of Council with respect to the Cowie Hill Development and suggested the item should now go back to the Committee of the Whole Council in order that the requests of the petitioners can be considered.

His Worship asked if a representative of the petitioners wished to address Council, and Mrs. Myers came forward.

Mrs. Myers addressed the meeting and advised that Centennial Properties Ltd., has created a mountain of earth at the rear of her property and went on to outline problems which this creates with respect to children playing in the area.

Mrs. Myers said it is also her understanding that the company is to construct a high-rise building at the rear of her home which will reduce the sunlight, lower the value of the properties, and create traffic inconveniences.

His Worship noted the City may have a development agreement with the Company in which certain undertakings were given but said the concerns which have been expressed will be taken into account.

Mrs. Myers also said that according to an article which appeared in the newspaper at the time the development was being proposed, the scheme called for a gradual slope behind Margate Drive as well as other amenities but said the only thing that has been placed there is a large mountain of earth.

Following further questioning and discussion of the matter, His Worship advised that the item will be placed on the agenda of a Committee of the Whole meeting when the details may be discussed. His Worship said Council is awaiting additional staff information and said there will be an opportunity to discuss the item at the Committee of the Whole stage. His Worship advised that Mrs. Myers would be informed of the date of the meeting.

Council then agreed that the item be referred to staff for further consideration and report.

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REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on February 23, 1977, as follows:

Possible Expropriation Settlement - Sewer Easement -
192 Bedford Highway

MOVED by Alderman Lawrence, seconded by Alderman Connolly that, as recommended by the Finance and Executive Committee, the expropriation of the easement shown on Plan TT-22-21822 as Parcel 30, be settled for \$400.00; funds available from Account No. 804 449 DAP43 (Bedford Highway Interceptor Sewer).

Motion passed.

Possible Sale of City-Owned Land Abutting
103 Williams Lake Road

MOVED by Alderman Walker, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, the subject parcel be sold to the abutting owner for the sum of \$3,800 subject to the laying down of a new street line and the closing of this section of the street.

Motion passed.

Amendment to Maitland Street Parking Lot Agreement

MOVED by Alderman Downey, seconded by Alderman Shannon that, as recommended by the Finance and Executive Committee, Council authorize the Mayor and City Clerk to execute the amendment to the Maitland Street Parking Lot Agreement on behalf of the City of Halifax retroactive to January 1, 1976.

Motion passed.

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Metropolitan Halifax Regional Social Services Policy Manual

MOVED by Alderman Walker, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee:

1. City Council adopt the policy manual for the City of Halifax as attached to the staff report of February 14, 1977; and
2. City Council endorse the establishment of a 'Municipal Social Services Policy Review Committee' consisting of representatives appointed by the three Municipal Social Service Department Heads and the Provincial Department of Social Services Director of Municipal Assistance.

Alderman Connolly indicated he was in agreement with the Motion so long as it makes reference to the points made at the last Committee of the Whole meeting.

The Social Planner advised that the points raised at the Committee meeting will be made in the policy manual and that members of Council will receive corrected pages for insertion in their copies.

Motion passed.

Cost-Benefit Report on Training & Hiring
of Community Workers

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, City Council present a brief to the Minister of Social Services, the Honourable William MacEachern and to Treasury Board to elaborate Council's concerns and request their future monetary support which is necessary if the home care program is to be continued and further developed.

Motion passed.

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Resolution to Investigate the Need and
Demand for a "Senior Citizens Project"

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

An additional staff report dated March 2, 1977, was submitted.

MOVED by Deputy Mayor Moore, seconded by Alderman Hanson that City Council pass the Resolution to investigate the need and demand for a Senior Citizens Project as attached to the staff report of March 2, 1977.

Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on February 23, 1977, as follows:

Renaming of Second Street - Kearney Lake Road

MOVED by Alderman Lawrence, seconded by Alderman Walker that, as recommended by the Committee on Works, Second Street, Kearney Lake, be renamed Hill Court.

Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on February 23, 1977, as follows:

Parking Problem - Basinview Drive - On-Street Parking
Between Lady Hammond Road and Leeds Street

MOVED by Alderman Stanbury, seconded by Alderman Sullivan that, as recommended by the Safety Committee, staff and the Traffic Authority reconsider their findings and impose no parking restrictions on both sides of Basinview Drive between Lady Hammond Road and Leeds Street, on the basis of the survey results.

Motion passed.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Ordinance Number 169 (New) respecting "A Board of Police
Commissioners in City of Halifax" - SECOND READING

Proposed New Ordinance Number 169 was
submitted.

MOVED by Alderman Connolly, seconded by
Alderman Sullivan that Ordinance Number 169 (New)
respecting "A Board of Police Commissioners in the City
of Halifax", be read and passed a Second Time, as submitted.

Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on February 23, 1977, as follows:

Application for Rezoning from R-3 to C-1 - 2834 Windsor
Street - DATE FOR HEARING

MOVED by Alderman Connolly, seconded by Deputy Mayor Moore that, as recommended by the City Planning Committee, a date be set for a public hearing re the application to rezone Civic No. 2834 Windsor Street, lands of Halifax Tile Limited, from R-3, Multiple Dwelling Zone, to C-1, Local Business Zone, as shown on Plan No. P200/7660 of Case No. 3411. Motion passed.

The City Clerk advised that the public hearing is scheduled to be heard on Wednesday, April 6, 1977, at 8:00 p.m. in the Council Chamber.

Resubdivision of Lots 10 and 12 to Form Lots 12A and 12B -
6246 and 6254 Cedar Street

MOVED by Alderman Connolly, seconded by Alderman Shannon that, as recommended by the City Planning Committee, the resubdivision of Lots 10 and 12 to form Lots 12A and 12B (Civic Nos. 6246 and 6254) Cedar Street, as shown on Plan No. P200/7631 of Case No. 3396, be approved by City Council. Motion passed.

Quinpool Road Lands

MOVED by Alderman Lawrence, seconded by Alderman Stanbury that, as recommended by the City Planning Committee, staff be directed to negotiate with the developer with all appropriate speed and bring back the best draft development agreement re Proposal A, that staff is able to negotiate, for Council's perusal.

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Alderman Connolly stated that he could not accept or support the motion and reviewed financial aspects of the proposal. He suggested that there is no justification for the taxpayers to be subsidizing private commercial development. He felt that staff do not have room to negotiate and if Council embarks upon the route suggested in the motion, the development agreement becomes a formality downstream. Alderman Connolly stated that he is personally convinced that the developer is not prepared to work out any alternatives and therefore he could not support the development proposal or preparation of a development agreement based on the developer's proposal.

His Worship stated that members of Council owe it to themselves to find out whether their concerns in this matter can or cannot be satisfied. He suggested that the burden of the motion is to clarify to members of Council, to staff, to the Consortium, and to the public, that Council has narrowed the present deliberations to Proposal A. He further stated that Council is not at this time signing nor approving a development agreement.

Alderman Shannon addressed Council in opposition to the motion and reviewed the history of the matter. She cited various physical and financial aspects of the proposal which she could not support and suggested that serious traffic problems would be created in the area. She further suggested that a new call for proposals to assess the best development relevant to all factors gives the present developer an opportunity to refine his proposal as well as an opportunity to others to take part.

Alderman Meagher addressed Council stating he could not support the motion stating he felt the impact of the proposal on the surrounding neighbourhoods would be disastrous. He cited traffic problems, financial aspects, and lack of adequate open area and recreational space as matters of concern to him.

Alderman Stanbury addressed Council in support of the motion suggesting that the developer should have the opportunity to prove himself.

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Alderman Lawrence suggested that a time limit be inserted in the motion within which a draft development agreement would be submitted to City Council. His Worship suggested that staff advise within thirty days re the status of the negotiations.

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

FOR: Aldermen Stanbury, Walker, Hanson and Lawrence 4
AGAINST: Aldermen Connolly, Shannon, Downey, Meagher,
Sullivan and Deputy Mayor Moore 6

MOVED by Alderman Connolly, seconded by Alderman Shannon, that the City of Halifax now issue a new proposal call re the Quinpool Road lands.

Alderman Connolly suggested that most members of City Council are prepared to accept a proposal call based on the content shown in Proposal A.

Aldermen Meagher suggested that a proposal providing for a commercial strip along Quinpool Road and the majority of the land developed with the type of housing acceptable to most people, could be successful.

Alderman Sullivan suggested that the guidelines for a new proposal on Quinpool Road lands are the same as previously issued with one change, that is, as it is now apparent the City cannot get a full return on its costs, such a change can be made in the call for proposals that is to be issued.

Alderman Hanson requested that the motion be amended to provide for a time limit within which proposals would be received.

Alderman Shannon suggested that the guidelines should be broader than those set out for Proposal A and Council should view all proposals submitted on their merits.

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The City Manager requested, on behalf of staff, that more specific guidance be given as to what is to be included in the Call for proposals should the motion be passed. She presumed that Council would wish that the Call for Proposals be submitted for approval before it was published in the newspapers.

Alderman Downey stated that he would be unable to support the motion until he received a report on the amount of monies spent on this matter over the past year, that is, how much staff time was put into writing up reports, etc.

Alderman Connolly suggested that Council now deal with the motion with the clear understanding that, if approved, staff will endeavour to put together an actual development call, or submit alternatives, for the next regular meeting of Committee of the Whole Council, so that Council can make the actual Call and proposals can be received within sixty days.

The motion was then put and passed, six voting for the motion and four against as follows:

FOR:	Aldermen Connolly, Shannon, Meagher, Sullivan, Hanson and Deputy Mayor Moore	6
AGAINST:	Aldermen Stanbury, Downey, Walker and Lawrence	4

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MOTIONS

Motion - Alderman Connolly Re: Amendment to Ordinance
Number 155, the "Truck Routes Ordinance" -
FIRST READING

This matter was previously deleted from the
Order of Business.

Motion - Alderman Connolly Re: Amendment to Ordinance
Number 131, "Building And the Adoption of the
National Building Code" - FIRST READING

This matter was previously deleted from the
Order of Business.

MISCELLANEOUS BUSINESS

Tender 77-05, Duke Street and Granville Street Sewer
Construction

A staff report dated February 24, 1977, was
submitted.

MOVED by Alderman Connolly, seconded by Deputy
Mayor Moore, that tender 77-05 be awarded to the lowest
bidder, G. W. Mills Ltd. on the basis of tendered unit
prices and required funds be taken from Capital Account
Nos. DDA16 and DDA17. Motion passed.

Application for a Bill Poster's License - After School
Project Ltd.

A letter dated February 28, 1977, was received
from the applicant making application for a "Bill Poster's
License", copies of which were circulated to members of
Council.

MOVED by Alderman Connolly, seconded by Alderman
Shannon, that the application be referred to the next
regular meeting of Committee of the Whole Council and the
applicant be invited to attend. Motion passed.

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Appointments

A memorandum dated February 21, 1977, was submitted by His Worship the Mayor recommending an appointment to the Municipal Development Plan Committee.

MOVED by Alderman Connolly, seconded by Alderman Meagher that Gerald A. MacInnis be appointed as a member of the Municipal Development Plan Committee. Motion passed.

A memorandum dated February 24, 1977, was submitted by His Worship the Mayor recommending an appointment to the board of directors of the United Way for the Halifax-Dartmouth Metro Area.

MOVED by Alderman Walker, seconded by Alderman Shannon that Mr. H. Crowell, Social Planner, be re-appointed to the board of directors of the United Way for a further one-year term. Motion passed.

A memorandum dated February 28, 1977, was submitted by His Worship the Mayor nominating appointments to the Halifax Recreation Committee.

MOVED by Alderman Sullivan, seconded by Alderman Meagher, that the following nominations to the Halifax Recreation Committee be approved:

Alderman Brenda Shannon	- to October 31, 1977
Richard W. Aldhelm-White	- to February 28, 1980
Kenneth Bendelier	- to February 28, 1980
Mrs. Murray M. Ferguson	- to December 31, 1977
Jon Goldberg	- to February 28, 1980
Miss Nila Ipson	- to February 28, 1980

Motion passed.

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QUESTIONS

Question Alderman Connolly Re: Grain Elevator Operation

Alderman Connolly asked that staff review the grain elevator operation in the South end particularly with regard to the blowing of grain onto Atlantic and South Bland Streets.

Question Alderman Connolly Re: Walk-Through on the Sidewalk at Spring Garden Road and South Street

Alderman Connolly asked what the purpose of the walk-through is on the sidewalk at the corner of Spring Garden Road and South Park St. Mr. Calda advised that one of the buildings at that location is being reconstructed and the canopy is to protect pedestrians from falling objects.

Question Alderman Hanson Re: Street Lighting

Alderman Hanson stated that, particularly in the mainland area, a number of street lights are damaged or not in service. He asked that, in view of the fact that the City is paying for such lighting, an assessment be made of the number of lights not in operation. Mr. Calda advised that a review will be made.

Question Alderman Shannon Re: Transformer Policy

Alderman Shannon referred to a recent problem re a transformer pad for a commercial property on Quinpool Road and stated that, at that time, staff were to prepare a policy re transformers. She asked if such policy has been developed. The City Manager stated that she will check and advise.

Question Alderman Walker Re: Hilden Heights

Alderman Walker noted that a portion of the Hilden Heights property is now advertised for tax sale. He asked whether legislation was prepared for submission

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to the present session of the Legislature. The City Solicitor advised that the legislation is prepared for submission and he will issue a report on the matter.

ADDED ITEMS

Purchase of Various Roadway Construction Material -
Dunbrack Street Project Phase IV

A staff report dated March 1, 1977, was submitted.

Alderman Connolly stated that he is a shareholder in Westward Industries Limited, which company submitted a tender re item No. 1 in Appendix "A" of the staff report. He advised that he would abstain from voting on the matter and retired from the Council Chamber.

MOVED by Alderman Shannon, seconded by Alderman Sullivan, that authority be granted to award orders to the lowest bidder as follows:

1. Quotation No. 26897-18 - One Overhead Box Truss
Highway Sign Structure
Westward Industries Limited \$10,494.75
2. Quotation No. 26894-18 - 37,800 lin. ft. 2" x 6"
Creosoted Lumber
Domtar Chemicals Limited \$12,600.63
3. Quotation No. 26891-15 - 352,000 ft. of #6 TWU
Copper Wire for street
lighting
General Wire & Cable Co. Ltd. \$45,724.80
4. Quotation No. 26886-15 - Traffic Signal Equipment
ITEM "A"
Canadian General Electric \$24,637.70
Company Limited

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ITEM "B"

L. F. E. Canada Limited \$9,749.37

Motion passed.

Alderman Connolly re-entered the Council Chamber.

Subdivision of Lot L-5 into V-1 to Z-4 Inclusive, Willett Street, Clayton Park (Bonding Arrangements)

A staff report dated March 1, 1977, was submitted.

The City Manager advised that the matter presently before Council deals only with the bonding arrangements and the subdivision request will be considered at the next regular meeting of Committee of the Whole Council.

Deputy Mayor Moore noted that the applicant and his solicitor were present and wished to address Council re the matter.

Alderman Lawrence stated that he had just recently received the report and did not have an opportunity to review the matter.

MOVED by Alderman Lawrence, seconded by Alderman Stanbury, that the matter be deferred to the next regular meeting of Committee of the Whole Council.

Alderman Meagher retired from the Council Chamber.

The motion was put and passed, five voting for the same and four against.

Meeting adjourned - 10:20 p.m.

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MAYOR EDMUND MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

SPECIAL COUNCIL
PUBLIC HEARING
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.
March 9, 1977
5:15 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 City Clerk, joined in reciting the Lord's Prayer.

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

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

His Worship advised that the meeting was called to consider the following:

1. Public Hearing Re: "An Amendment to the C-4 Professional Zone (Peninsula Zoning By-law) of the City of Halifax"
2. Motion - Alderman Connolly Re: Amendment to Ordinance Number 155, the "Truck Routes Ordinance" - FIRST READING
3. Motion - Alderman Connolly Re: Amendment to Ordinance No. 131, "Building and the Adoption of the National Building Code" - FIRST READING

Public Hearing Re: An Amendment to the C-4 Professional Zone (Peninsula Zoning By-law) of the City of Halifax

A public hearing was held at this time re the above subject.

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The City Clerk advised that the matter was duly advertised.

Mr. B. Algee, Development Department, responded to questions from members of Council.

His Worship called for those persons wishing to speak in favour of the amendment. No persons responded.

His Worship then called for those persons wishing to speak in opposition to the amendment. No persons responded.

Mr. R. N. Pugsley, solicitor for the applicant, submitted a letter with attached memorandum dated March 9, 1977, copies of which were circulated to members of City Council.

MOVED by Alderman Connolly, seconded by Alderman Shannon, that the matter be referred to the next regular meeting of City Council without recommendation. Motion passed.

Motion - Alderman Connolly Re: Amendment to Ordinance Number 155, the "Truck Routes Ordinance" - FIRST READING

MOVED by Alderman Connolly, seconded by Alderman Lawrence, that an amendment to Ordinance Number 155, the Truck Routes Ordinance, be now read and passed a First Time as follows:

"1. Schedule "A" to said Ordinance Number 155 is amended by inserting after Item 20 thereof the following Item:

20A Desmond Avenue - Beginning at the intersection of Scot Street and Desmond Avenue and proceeding southerly on Desmond Avenue to and not exceeding the intersection of Bayers Road and Desmond Avenue."

Motion passed.

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Motion - Alderman Connolly Re: Amendment to Ordinance No. 131, "Building and the Adoption of the National Building Code" - FIRST READING

MOVED by Alderman Connolly, seconded by Alderman Meagher that an amendment to Ordinance Number 131, the Building Code Ordinance, be now read and passed a First Time, as follows:

1 Section 1.5.11 of said Ordinance 131, as that Section is enacted and approved by the Minister of Municipal Affairs on the 28th day of August, 1974, is amended by striking out the words, symbols and figures:

"Estimated Cost - \$200 to \$1,000	\$6.00
\$1,000 and over	\$6.00 plus \$3 per \$1000 or part thereof over \$1000"

in the fifth, sixth and seventh lines thereof and substituting therefor the words, symbols and figures:

"Estimated Cost - \$1 to \$1000	No charge
\$1,001 to \$2,000	\$6.00
\$2,000 and over	\$6.00 plus \$3.25 per \$1,000 or part thereof over \$2,000"

Motion passed.

Meeting adjourned - 5:30 p.m.

HEADLINES

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MAYOR EDMUND MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

CITY COUNCIL
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.
March 17, 1977
8:00 p.m.

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

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

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

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

MINUTES

Minutes of City Council meetings held on March 3 and March 9, 1977, were approved on Motion of Alderman Walker, seconded by Alderman Sullivan.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 9(a) Letter - Pat King Ltd., - Resubdivision Approval of lots, Herring Cove Road
- 20(a) Purchase of various roadway construction materials - Dunbrack Street Project, Phase IV
- 20(b) Trespass Action - 35 Simcoe Place
- 20(c) Legislation - Repeal and Re-enactment of Section 537 and Amendment to Section 538 of the Halifax City Charter

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

- 5(b) Rezoning from R-2 to C-1, Lot J, 253-7 Herring Cove Road, Lands of Allan F. & Catherine Bryden

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

- 9(b) Petition re Birchwood Terrace and Birchwood Terrace Court

At the request of the City Manager, Council agreed to delete:

- 10(c) Tender Award - Upgrading of Streets

The Order of Business, as amended, was approved.

DEFERRED ITEMS

Ordinance Number 168 (New) respecting "The Fire Protection Ordinance" - SECOND READING

A private and confidential memorandum dated March 8, 1977, was submitted by the City Solicitor.

MOVED by Alderman Shannon, seconded by Alderman Walker that Ordinance Number 168 (New) respecting "The Fire Protection Ordinance", be now read and passed a Second Time. Motion passed.

Rezoning from R-2 to C-1 - Lot J, 253-7 Herring Cove Road, Lands of Allan F. & Catherine Bryden

This matter was deleted from the Order of Business at the request of the City Clerk as a result of the applicant's letter to the Development Control Department dated March 14, 1977, in which he advised that he withdraws his application for rezoning.

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Amendment to the C-4 Professional Zone (Peninsula Zoning
Bylaw) of the City of Halifax

The above matter was the subject of three public hearings held on October 6, 1976, January 5, 1977 and March 9, 1977 respectively.

MOVED by Alderman Connolly, seconded by Alderman Meagher that City Council approve the following amendment to Part X, C-4 Professional Zone:

- (1) that drugstore, pharmacy and medical dispensary be included as permissible uses in Section 1(1) and that section 1(3)(d) be deleted.

Motion passed with Aldermen Shannon, Walker and Lawrence voting against.

MOVED by Alderman Connolly, seconded by Alderman Sullivan that City Council approve the following amendment to Part X, C-4 Professional Zone:

- (2) that Section 1(5)(2) be deleted.

Motion passed.

MOVED by Alderman Connolly, seconded by Alderman Shannon that City Council approve the following amendment to Part X, C-4 Professional Zone:

- (3) that no illuminated advertising, exterior or interior visible from the exterior of the building, be permitted for any of the uses set out in Part X, Section 1; this amendment to be inserted as Section 1 (6) of Part X.

Motion passed. with Alderman Stanbury and Walker voting against.

It was agreed that the Formal Resolution be approved.

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PETITIONS

Letter - Pat King Ltd., - Resubdivision Approval of Lots,
Herring Cove Road

A letter dated March 14, 1977, re the above subject was submitted by Mr. Patrick King.

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

Petition Re: Birchwood Terrace and Birchwood Terrace Court

A petition signed by ten residents of Birchwood Terrace re the proposed change in street name was submitted by Alderman Lawrence.

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

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on March 9, 1977, as follows:

Award of Tender 77-01 Kearney Lake Road Services

A confidential memorandum dated March 16, 1977, was submitted by the Legal Department.

MOVED by Alderman Connolly, seconded by Alderman Shannon, that tender 77-01, Kearney Lake Road Services, be awarded to the lowest bidder, Keltic Construction Limited, at the tender unit prices.

The motion was put and resulted in a tie vote, four voting for the same and four against as follows:

FOR: Aldermen Connolly, Meagher, Shannon and Walker 4

AGAINST: Aldermen Downey, Sullivan, Stanbury and Lawrence 4

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His Worship cast his vote against the motion and declared the same lost.

MOVED by Alderman Sullivan, seconded by Alderman Stanbury that tender 77-01 be awarded to the second lowest bidder, Raken Contracting Ltd. at the tender unit prices and that required funds be authorized from Capital Account Nos. DCH01 and DDAll; further, that authority be granted for the Mayor and the City Clerk to sign an agreement with the Public Service Commission for this joint contract.

The motion was put and passed with Aldermen Connolly and Shannon voting against.

MOVED by Alderman Meagher, seconded by Alderman Stanbury that the borrowing resolution be approved. Motion passed with Aldermen Connolly and Shannon voting against.

Application for a Bill Poster's License - After School Projects Ltd.

Alderman Shannon expressed concern that there was no improvement in the manner of delivery of papers by After School Projects Ltd. after Mr. Beech's assurances that appropriate measures were being taken.

It was noted that the Finance and Executive Committee recommended approval of the application and that the license 'be issued forthwith and the Committee's recommendation ratified at a later meeting of City Council.'

MOVED by Alderman Connolly, seconded by Alderman Meagher that the application for a Bill Poster's License by After School Projects Ltd. be approved and that Mr. Beech be invited to attend the next regular meeting of Committee of the Whole Council to discuss allegations that performance of deliveries has not been satisfactory. Motion passed with Aldermen Shannon and Lawrence voting against.

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Tender Award - Upgrading of Streets

This matter was deleted from the Order of Business at the request of the City Manager.

Tender 76-129(R) - One Set of Bucket Type Sewer Drags

MOVED by Alderman Sullivan, seconded by Alderman Walker that, as recommended by the Finance and Executive Committee:

- (1) authority be granted to award tender 76-129(R) to Tatton Equipment Ltd., who is the lowest bidder meeting specifications, at a cost of \$16,550.00;
- (2) the necessary funds be transferred from the vehicle replacement reserve account for this purpose.

Motion passed.

Naming of Allen Property

MOVED by Alderman Meagher, seconded by Alderman Stanbury that, as recommended by the Finance and Executive Committee, the property commonly referred to as the Allan Property be officially designated "Merv Sullivan Park".

His Worship advised that he had been in contact with Mrs. Sullivan and stated that Mrs. Sullivan and her family consider it a great and unsought honor in memory of their beloved husband and father and assent to the use of the name "Merv Sullivan Park".

His Worship addressed Mr. Grantham, author of the suggestion, who was present in the gallery, expressing Council's appreciation for his thoughtfulness and inviting him to the ceremony proposed for the official designation of the site.

The motion was put and passed unanimously with Alderman Sullivan abstaining.

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Appeal Against City Clerk's Refusal to Issue a Lord's
Day Permit to Metropolitan Refreshments

MOVED by Alderman Connolly, seconded by Alderman Walker that the appeal against the City Clerk's refusal to issue a Lord's Day Permit to Metropolitan Refreshments be denied and the decision of the City Clerk be upheld. Motion passed.

Atlantic Winter Fair

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee:

- (1) the City advise the Atlantic Winter Fair and the Province of Nova Scotia of tentative concurrence with the selection of the area identified on the drawing attached to the staff report dated March 8, 1977 noted as "Possible Location - Atlantic Winter Fair", subject to confirmation by the Department of Highways that access will be permitted from Bicentennial Drive to the general area and
- (2) the Public Service Commission consider and advise the City of the terms and conditions under which the land could be leased or otherwise made available.

His Worship commented on recent newspaper releases re a proposed site for the Atlantic Winter Fair.

The motion was put and passed.

Possible Sale - 1679 Bedford Row (Old Fire Station)

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the property known as Civic No. 1679 Bedford Row be sold to the Waterfront Development Corporation for the amount of \$195,000.00, proceeds to be deposited in the Sale of Land Account. Motion passed.

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Incinerator - Renewal of Fly Ash Baffles and Relining
Ash Hopper

His Worship advised that he is awaiting a reply from the Premier re financing of costs related to the above subject.

MOVED by Alderman Meagher, seconded by Alderman Stanbury that Council authorize the work as outlined in the staff report dated March 7, 1977, on the fly ash baffle system and ash hopper, to be carried out by Francis Hankin Co. Ltd., under the supervision of City staff during the scheduled shut down in March for repairs to the incline belt and that His Worship be requested to continue the financial negotiations with the Premier. Motion passed.

"Operation Stoplift" - Board of Trade

The City Manager advised that neither the Police Department nor the Legal Department have objections to the Petty Trespass Law. His Worship stated that he has profound personal objections to the proposed Law and requested that the matter be referred to the next Committee of the Whole Council for further discussion.

MOVED by Alderman Lawrence, seconded by Alderman Connolly that the matter of endorsement of a Petty Trespass Law be referred to the next regular meeting of Committee of the Whole Council. Motion passed.

MOVED by Alderman Connolly, seconded by Alderman Walker, that City Council confirm action taken at the previous Finance and Executive Committee meeting relating to Operation Stoplift. Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on March 9, 1977, as follows:

Building Permit Requirements - Repair Work

MOVED by Alderman Connolly, seconded by Alderman Walker that, as recommended by the Committee on Works,

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there be no permit or fee required for repair work until the cost exceeds \$500.00 and, further, that Ordinance No. 131 be so amended. Motion passed.

Proposed Amendment to Ordinance No. 153 (The Sewer Development Charge Ordinance)

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the Committee on Works, the amendments to Ordinance No. 153 as proposed in the staff report dated March 2, 1977, be approved with the exception that the sewer development charge remain at the amount of 30¢ per square foot of floor space, and, further, that the words 'at interest' be added to Section 3(5). Motion passed.

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March 17, 1977

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on March 9, 1977, as follows:

Additional Guard Rail Adjacent to Kearney Lake

MOVED by Alderman Lawrence, seconded by Alderman Sullivan that, as recommended by the Safety Committee;

1. Council approve the additional installation of about 3,000 feet of safety guard rail along the south side of Kearney Lake Road from Hamshaw Drive westward to the existing guard rail structure adjacent to the west City limit boundary line.
2. Council approve the installation cost of about \$7,500 (50% of \$15,000) be charged to Capital Budget Account CEA65.
3. Council request staff to notify the Department of Highways of the additional work approved for inclusion in our already approved Construction Agreement #16 and that the work be undertaken by the Department during their schedule work program for 1977.

Alderman Connolly asked that he be excused from voting on the matter.

Following a short questioning of staff, the Motion was put and passed with Alderman Connolly abstaining.

A. D. T. System - Fire Department

MOVED by Alderman Sullivan, seconded by Alderman Walker that, as recommended by the Safety Committee, notice be given to A.D.T. Security Systems to terminate the contract in accordance with the terms of the contract and that such notice be approved by the Legal Department.

Motion passed.

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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS

Ordinance #155 "Truck Routes Ordinance" SECOND READING

A proposed Amendment to Ordinance #155 was submitted which was given Second Reading by the Committee of the Whole Council on March 9, 1977.

MOVED by Alderman Connolly, seconded by Alderman Sullivan that the amendment to Ordinance #155, the Truck Routes Ordinance, be read and passed a Second Time.

Motion passed.

Ordinance #131 "Building and the Adoption of the National Building Code - SECOND READING

Amendments to Ordinance #131 were submitted which were read and passed a Second Time by the Committee of the Whole Council on March 9, 1977.

MOVED by Alderman Walker, seconded by Alderman Connolly that the proposed amendments to Ordinance No. 131 respecting "Building and the Adoption of the National Building Code", be read and passed a Second Time.

Following a short discussion and questioning of staff, the Motion was put and passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on March 9, 1977, as follows:

Lot Consolidation DS-1 & DS-2 (Civic Nos. 2652-2664) Robie St.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the City Planning Committee, City Council approve the consolidation of Lots DS-1 and DS-2 to form Lot DS-3 (Civic Nos. 2652-2664) Robie Street as shown on Plan No. P200/7706 of Case No. 3407.

Motion passed.

Subdivision of Lot L-5 into Lots V-1 to Z-4 Willett Street

MOVED by Alderman Connolly, seconded by Alderman Meagher that, as recommended by the City Planning Committee, Council approve the subdivision of Lot L-5 to grant:

1. Final approval of Lot V-1; and
2. Tentative (preliminary) approval to Lots V-2, V-3, W-1 to W-4, X-1 to X-4, Y-1 to Y-4, and Z-1 to Z-4 inclusive,

Willett Street, as shown on Plan No. P200/7682 of Case No. 3417.

Alderman Lawrence, in referring to a supplementary report which has been circulated under date of March 17, 1977 and entitled "Subdivision of Lot L-5 into Lots V-1 - Z4 Willett Street"; asked if a copy could be sent to the group which addressed the Committee of the Whole Council at the March 9th meeting. The City Manager advised that a copy would be forwarded.

The Motion was put and passed.

Subdivision of Lot L-5 into Lots V-1 to Z-4
Willett Street (Bonding Arrangements)

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

A supplementary report under date of March 17, 1977, was submitted on the matter.

His Worship referred to a letter attached to the submitted report from Mr. Block which states the owner will deposit with the City a Certified Cheque, Bank Letter of Credit, or marketable securities which have a value of not less than 10% of the value of work to be performed in item #1.

His Worship said this is in addition to the four items set forth in the recommendations proposed by Mr. Block in his memorandum attached to the staff report of March 1, 1977.

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MOVED by Alderman Connolly, seconded by Alderman Lawrence that City Council approve the method of bonding as proposed by the developer as outlined in the Memorandum of Mr. Block attached to the staff report of March 1, 1977, and as contained in a letter dated March 10, 1977 from Mr. Marvin C. Block, in order that the developer can now proceed with engineering drawings for the 300-unit housing development.

Motion passed.

Rezoning Parcel S-2 Beech Street from R-2 to
C-2 - DATE FOR HEARING

MOVED by Alderman Meagher, seconded by Alderman Connolly that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to rezone Parcel S-2 as shown on Plan No. P200/7646 of Case No. 3406 from R-2 Second Density Residential to C-2 General Business.

Motion passed.

The City Clerk advised that the public hearing has been scheduled for April 6, 1977 at 8:00 p.m.

Modification of Lot Frontage at 7165 Quinpool Road

MOVED by Alderman Connolly, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, City Council approve of the application to modify the lot frontage requirement of the Zoning By-law from 90 ft. to 74.33 ft., to allow the construction of a 32-unit apartment at 7165 Quinpool Road, Halifax, Nova Scotia.

Motion passed.

Quinpool Road Lands - Call for Proposals

The above noted item was referred to Council with staff to submit a draft call for development proposals.

10:00 P. M. - His Worship the Mayor leaves the Chair and takes a seat in Council and Alderman Meagher assumes the Chair.

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His Worship said it will be recalled that Council recently approved a Motion that staff be asked to prepare a new call for Development Proposals and also noted that the City's own banker in a news letter which is distributed to members of Council, indicated that interest rates are falling. His Worship advised that he enquired of the consortium with respect to the basis of its proposal on interest charging and asked them whether there would have been any mobility in its interest chargings.

His Worship advised that Mr. John Fiske told him that such was the case and again stated that it had been his expectation and wish that staff would have made that, and other requests of him and that he would have been in a position of providing an answer and wanted an opportunity to do so. His Worship advised that Mr. Fiske supplied a memo yesterday afternoon which His Worship then circulated to members of Council.

His Worship then proceeded to read the memo which contained two alternate methods by which the City's financial position on the Quinpool Road project may be improved, a copy of which is in the Official File of this meeting.

His Worship said it would be his suggestion that Council authorize staff to continue going forward with all speed to prepare a new call for Development Proposals, and at the same time, talk to the proposal which Council is presently in possession of. His Worship suggested that if a satisfactory agreement could not be reached, no time will have been lost for staff will have prepared a new call for proposals.

10:20 P. M. - His Worship resumes the Chair and Alderman Meagher takes his normal seat in Council.

MOVED by Alderman Stanbury, seconded by Alderman Lawrence that City staff be authorized to proceed with all diligence with preparation of a draft call for new Development Proposals and simultaneously, to negotiate with the consortium on its Proposal A and to report to Council on both matters as quickly as possible.

Alderman Connolly questioned why it was that staff had not submitted the draft call for proposals.

The City Manager advised that staff have been working on the matter and that a report was delivered to her yesterday but that she had requested further changes to be made. The City Manager suggested that Council may feel there is a clear and precise formula for the preparation of the Call but said it is the opinion of staff that there are differences of opinion on Council and there may be some alternatives which should be looked at.

The City Manager said that staff feel the report will be ready for the next meeting of the Committee of the Whole Council.

Discussion ensued on the matter and Alderman Sullivan noted that Council has made a decision on the matter saying he would like an opportunity to examine the submitted memo.

MOVED by Alderman Sullivan, seconded by Alderman Connolly that the matter be deferred to the Committee of the Whole Council.

The Motion to defer was put and resulted in a tie vote, four voting for the same and four voting against it as follows:

For: Aldermen Connolly, Shannon, Sullivan, & Meagher - 4
Against: Aldermen Downey, Lawrence, Stanbury, & Walker - 4

The Chairman cast his vote against and declared the Motion to be lost.

Following a further short discussion, the Main Motion was put and resulted in a tie vote four voting for the same and four voting against it as follows:

For: Aldermen Downey, Stanbury, Walker, & Lawrence - 4
Against: Aldermen Connolly, Shannon, Meagher, & Sullivan - 4

The Chairman cast his vote in favour of the Motion and declared same to be passed.

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March 17, 1977

Alderman Connolly requested an opinion from the City Solicitor as to whether or not tonight's Motion on this matter was in Order.

Alderman Shannon said that if the City is again counting the \$1,200 per day interest charges, could staff bring in a report on what the total cost is.

MISCELLANEOUS BUSINESS

Amendment to Section 3 - City Council Resolution of January 27, 1977 Re: Exemption from Taxes (Alderman Sullivan)

Alderman Sullivan said he would like staff to look at the financial implications of raising the requirement in the resolution from \$3,500 to \$5,000.

Alderman Sullivan said that at the same time, he would like staff to see if there is any Provincial or Federal funding available to extend the Home Care program which the City has in effect under the Social Planning Department for widows and senior citizens to include such items as minor repairs to housing, and snow removal etc.

Alderman Sullivan expressed the feeling that if there were some way of providing more assistance, it may relieve some of the pressure and would encourage such persons to stay in their own homes. Alderman Sullivan said he would like staff to look at the matter before he introduces a Motion on the item.

Agreement on Detailed Criteria - Waterfront Development Corporation and the City of Halifax

A staff report dated March 9, 1977, was submitted.

MOVED by Alderman Shannon, seconded by Alderman Downey that the Mayor and City Clerk be authorized to sign the agreement between the Waterfront Development Corporation and the City of Halifax.

Motion passed.

Alderman Lawrence leaves the meeting.

Council
March 17, 1977

Appointments

A memo under date of March 11, 1977 was submitted from His Worship the Mayor nominating for appointment all present members of the Municipal Development Plan Committee for a further term expiring on August 31, 1977.

MOVED by Alderman Walker, seconded by Alderman Sullivan that all present members of the Municipal Development Plan Committee be appointed for a further term to expire August 31, 1977.

Motion passed.

QUESTIONS

Question Alderman Walker Re: No Parking Signs -
One Side of Clovis Avenue and Circle Drive

Alderman Walker asked that the Traffic Department give consideration to instituting No Parking signs on one side of both Clovis Avenue and Circle Drive and to report to Council.

Question Alderman Walker Re: Report on Sewer & Water -
Drysdale Road

Alderman Walker noted it is proposed that some street resurfacing be carried out on Drysdale Road. Alderman Walker said there are at least two properties on the street not serviced with sewer and water and questioned whether consideration should be given to installing these services before carrying out the resurfacing work.

Question Alderman Walker Re: Request of Dog Catcher

Alderman Walker asked if the Dog Catcher could be requested to increase patrols in the Clearview St. and Rockingstone Road area.

Question Alderman Connolly Re: Paving on Young Avenue

Alderman Connolly referred to the special paving process used on Young Avenue last year noting it created quite a mess of the curbs etc., and burnt much of the grass. Alderman Connolly said the material that was applied has now lifted and asked if the Engineering Department could review the matter in terms of whether the City has any claim against the firm that did the work and to take under advisement the suggestion that this process not be used again.

Question Alderman Connolly Re: Statement of Revenue
and Expenditures

Alderman Connolly made reference to the March 3, 1977 statement of revenue and expenditures and noted that revenue was less than forecasted as the Province did not pay as much in education debt charges as was anticipated. Alderman Connolly questioned why the Province did not pay the amount anticipated as he was of the understanding that a formula was used in this regard.

The Director of Finance said he would like to report back to Council with respect to the question.

Question Alderman Downey Re: Tax Sale, 2421 Creighton St.

Alderman Downey noticed in last week's newspaper, three properties were advertised for tax sale saying he was concerned with the property at 2421 Creighton Street which is in the NIP Plan for a Tot Lot. Alderman Downey asked whether it would be possible for the City to purchase the property before another party does.

The City Manager advised that staff had thought the necessary procedures had been carried out to purchase the property but said that under the new Assessment Act, it is necessary to advertise the matter twice. The City Manager advised that it was necessary to advertise the property again.

Question Alderman Downey Re: Traffic Lights - Corner of North and Brunswick Streets

Alderman Downey advised that the lights at the above noted intersection have been flashing on a 24-hour basis for some time. Alderman Downey said he previously reported the matter and questioned when the condition will be rectified. Alderman Downey said he was of the understanding that staff are waiting for a part.

Question Alderman Meagher Re: Fishermans' Market

Alderman Meagher referred to the recent campaign carried out by the Fishermans' Market in an attempt to determine if the public was in support of the Market remaining in its present location. Alderman Meagher asked if the matter will be looked at objectively to see if the Market can be retained in its present position as part of the Waterfront Redevelopment.

His Worship advised that he has had communications with the Waterfront Development Corporation saying it has never been their intention to close down the Fishermans' Market. His Worship said that in the total Plan, it is hoped to achieve public access to the waterfront and it is also hoped to bring forward a program to develop a Farmers' Market of which the sale of fish produce might be combined in the immediate adjacent area of Chebucto Square.

Council
March 17, 1977

His Worship advised that Mr. Thomas of the Corporation has said that he is confident the final result of conversations between the Market and the Corporation will be satisfactory to the citizens and the Market.

Question Alderman Stanbury Re: Point Pleasant Park Fireplaces

Alderman Stanbury said she has been contacted by some residents who frequently visit Point Pleasant Park saying she was asked if the City could look at the fireplaces in the Park. Alderman Stanbury asked whether they could be more securely constructed at the first of each season and made reference to the dangers of fire in the Park as a result of the Fireplaces being in their present condition.

His Worship advised the matter would be referred to the Commission.

NOTICE OF MOTION

Notice of Motion Alderman Connolly Re: Amendment to Ordinance #153 - The Sewer Development Charge Ordinance

Alderman Connolly gave notice that at the next regular meeting of City Council to be held on March 31, 1977, he proposes to introduce a Motion to amend Ordinance #153, The Sewer Development Charge Ordinance.

ADDED ITEMS

Purchase of Various Roadway Construction Materials
Dunbrack Street Project, Phase IV

A staff report dated March 15, 1977, was submitted.

MOVED by Alderman Walker, seconded by Alderman Sullivan that authority be granted to award orders to L. & A. Machine Works Limited in the amount of \$90,992.35 (Quotation #27583-28), D. C. Keddy Limited in the amount of \$21,476.87 (Quotation #26892-22), New Brunswick Wire & Fence Company Limited in the amount of \$14,381.00 (Quotation #27585-28, Item 1) and Purves Industrial Sales Limited in the amount of \$6,580.00 (Quotation #27585-28, Item 2) as contained in the staff report of March 15, 1977.

Motion passed.

Alderman Connolly noted that he had abstained from voting on item 12(a) "Additional Guard Rail Adjacent to Kearney Lake", when it was actually the present agenda item which he wished to be excused from voting on.

His Worship advised that note would be taken that Alderman Connolly had intended to abstain from voting on this agenda item.

Trespass Action - 35 Simcoe Place

A private and confidential staff report dated March 15, 1977, was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Walker that Council authorize the payment into Court at this time in the amount of \$300.00, and that the quantum of damages claimed be contested.

Motion passed.

Legislation - Repeal and re-enactment of Section 537 and Amendment to Section 538 of the Halifax City Charter

A staff report dated March 16, 1977, was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Downey that Section 537 of the City Charter be repealed and the new Section 537 be substituted therefor; and that Section 538 of the Charter be amended as proposed in the Bill attached to the staff report of March 16, 1977, and that the proposed amendments be submitted to the present Sitting of the House of Assembly.

Alderman Connolly noted the proposed amendments have been suggested by the Department of Municipal Affairs and questioned whether the City is placing all of its rights and responsibilities in the hands of the Minister. Alderman Connolly asked why it was Minister wants to approve the Plan.

The Director of Development advised that neither the Planning Act or the City Charter permit the City to impose a plan on a particular area saying the proposal is an attempt to find a way of being able to designate a plan for the NIP area.

Mr. Grant said the plan which the City imposes on an area could involve a change in use saying the legislation was discussed in general terms with the Department of Municipal Affairs and that the City wanted to avoid the necessity of holding a series of rezonings.

Further discussion ensued and His Worship questioned whether it would be agreeable that the City attempt to have the legislation approved with the exception of Clause 4 (7) but that it not be held up if this is not possible, to which agreement was expressed.

Motion passed.

11:45 P. M. - Meeting adjourned.

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MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

CITY COUNCIL
SPECIAL MEETING
MINUTES

Council Chamber
City Hall
Halifax, N. S.
March 28, 1977
12:20 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 City Clerk, joined in reciting the Lord's Prayer.

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

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

The meeting was called especially to consider:

Request for an Order-in-Council - Setting of
Tax Rates for the year 1977

His Worship advised that eight members of Council and the Mayor agreed on Friday afternoon to convene a special meeting at this time to consider requesting a further Order-in-Council concerning the setting of the tax rate.

Deputy Mayor Moore arrives at the meeting.

His Worship then proceeded to read a proposed resolution requesting the Minister of Municipal Affairs to seek an Order in Council further extending the time within which the City of Halifax may establish a tax rate for the year 1977, to a date not later than midnight the 6th day of April, 1977.

Following a short discussion of the matter it was MOVED by Alderman Meagher, seconded by Alderman Connolly that the following resolution be approved:

"Whereas, pending further conversation with the Province scheduled for April 4, 1977, the City of Halifax requires additional time in which to complete the preparation of its 1977 Current Budget,

Therefore be it resolved that pursuant to the Municipal Taxation Time Extension Act, that the Minister of Municipal Affairs be requested to seek an Order in Council further extending the time within which the City of Halifax may establish a tax rate for the year 1977, to a date not later than midnight the 15th day of April, 1977, and that no further extension for 1977 will be sought."

Motion passed.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that the meeting be adjourned.

Motion passed.

2:30 P. M. - Meeting adjourned.

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MAYOR EDMUND L. MORRIS
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

CITY COUNCIL
MINUTES

Council Chamber,
City Hall,
Halifax, N. S.
March 31, 1977
8:15 p.m.

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

After the meeting was called to Order, Reverend J. J. Hennessey, S.J. led the members of Council attending in reciting the Lord's Prayer.

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

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

MINUTES

Minutes of City Council meetings held on March 17, 1977 and March 28, 1977 were approved on Motion of Alderman Downey, seconded by Alderman Stanbury.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

to add: At the request of Deputy Mayor Moore, it was agreed

- 20(a) - Appointment - General Manager - Halifax Metro Centre
- 20(b) - World Two-Ton Yachting Regatta
- 20(c) - Stipends Committee Report

The Order of Business, as amended, was approved.

Council,
March 31, 1977

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on March 23, 1977 as follows:

Amendments - Halifax Superannuation Act

A supplementary information report dated March 30, 1977 was submitted by staff.

Alderman Connolly, referring to amendment no. 1, expressed concern as it is his belief one should be pensioned on the basis of the time one participates in the Plan as opposed to necessarily the length of time employed by the City of Halifax. He further stated he believes that in most pension plans the employer's contribution in refunds on termination is applied as a credit for future contributions made on behalf of the employer and that is what he hoped will take place. He stated that he felt it should be used as a credit to the total contribution required by the employer in a given year.

Alderman Connolly, referring to amendment no. 2, commented that, as there are survivor benefits, the statement in the staff report justifying the amendment is not totally accurate, in his opinion. He further suggested that employees reaching retirement age whom the City wish to retain, should in fact retire and be rehired on a consultant basis.

Alderman Connolly, referring to amendment no. 3, stated that he felt downstream there is some cost factor, which may well be a minuscule amount, but it was his belief that this Council had shown a real desire to aid those pensioners who retired previous to 1973 who do not have the benefit of an escalation attached from that period of time onward in their pension plans. He stated that it was his belief that before any further benefits would accrue to any existing members in the Plan, the Plan would indeed apply any further benefits to pick up the escalation for those who had retired prior to 1973.

Council,
March 31, 1977

MOVED by Alderman Sullivan, seconded by Alderman Stanbury that the amendments to the Halifax Superannuation Act, as attached to the Retirement Committee report dated March 21, 1977, be approved as submitted and, further, that the points raised by Alderman Connolly be referred to the Retirement Committee for consideration. Motion passed.

Possible Sale - City-owned Land Kempt Road, McDonald's Restaurants

MOVED by Alderman Walker, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, Parcel J-1 as shown on Plan No. TT-22-22066 be sold to McDonald's Restaurants of Canada Limited at a price of \$50,000, the sale to be subject to completion of the street reconstruction in accordance with the new approved alignment and to issuance of a building permit respecting proposed improvements subsequent thereto. Motion passed.

Convoy Place - DATE FOR PUBLIC MEETING

It was agreed that a date be set for a public meeting to be held for the purpose of informing local residents of the current situation with regard to Convoy Projects Limited and Kaiser Construction Limited.

The City Clerk advised that the meeting is scheduled to be held on Monday, May 2, 1977, at 7:30 p.m. in Richmond School.

Write-off of Uncollectible Accounts

MOVED by Alderman Lawrence, seconded by Deputy Mayor Moore that City Council authorize staff to write off the uncollectible accounts as contained in the staff report of March 17, 1977, with the exception of item no. 11, which item is to be the subject of a further staff report. Motion passed.

Council,
March 31, 1977

Overspend 1976

MOVED by Alderman Shannon, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, City Council, under Section 201(1) of the City Charter, authorize the following over-expenditure for 1976:

<u>Department</u>	<u>Appropriation</u>	<u>Expenditure</u>	<u>Overspend</u>
003 City Clerk	87,890	88,498	608
011 Scotia Square	339,110	350,229	11,119
033 Inspection			
Services	469,978	473,168	3,190
051 Works, Admin.	514,730	535,764	21,034
056 Engineering	1,098,305	1,099,737	1,432
058 Snow & Ice			
Control	1,006,710	1,016,408	9,698
105 City Dump	142,368	166,518	24,150
110 Sewers	544,390	563,078	18,688
203 Centennial Pool			
Maintenance	90,040	94,764	4,724
230 Ferry Landing	2,240	2,619	379

Motion passed.

Hemlock Ravine

A confidential report from staff dated March 31, 1977, entitled "Purchase of G. Donald Hogan Lands - SUPPLEMENTARY REPORT" was considered.

Alderman Connolly stated that he had requested information re the total cost of acquiring, what the gift is to be, what the Conservancy would be, the total numbers of dollars, where the funding is coming from and how it all fits into place. He noted that such information was not contained in the report.

MOVED by Alderman Lawrence, seconded by Deputy Mayor Moore that:

- (1) His Worship the Mayor and the City Clerk be authorized to execute an Agreement of Purchase and Sale substantially in the form attached to the staff report of