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2. Council authorize staff to implement this project in 1978 on the understanding that a portion of the work is included in and is being carried out in advance of the 1979 Spending Program.

Alderman Meagher said he wanted to make sure residents along Windsor, Williams, and Robie Streets are notified of the project and that construction will result in the least amount of disturbance possible to the residents.

Alderman Meagher also noted that the staff report refers to a sewer extension across the Commons saying he was concerned about the project and the proposed expenditure saying he would like a report from staff with respect to the necessity of the project and also proving the large expenditure proposed.

His Worship advised that such a report could be submitted but noted the matter was debated during the Capital Budget and that staff have included in the budget what Council directed.

Motion passed.

Possible Acquisition - 341 Herring Cove Road

The above noted item was referred to staff for a second appraisal on the subject property at the Finance Committee meeting of July 5, 1978.

A supplementary confidential staff report dated July 11, 1978, was submitted.

MOVED by Alderman Wooden, seconded by Alderman Hanson that the property of Kathleen Pearl Stevens, known as Civic No. 341 Herring Cove Road, be purchased for the amount shown in the confidential staff report of June 20, 1978 as settlement in full, funds available from Account No. 806 449 HAF09, Land for Municipal Purposes.

Following a discussion of the matter, the Motion was put and Lost with Deputy Mayor Shannon and Aldermen Maley, Meagher, Sullivan, Clarke, and Downey against.

Proposed Multi-Purpose Terminal - Halifax Port

MOVED by Deputy Mayor Shannon, seconded by Alderman Maley that, as recommended by the Finance & Executive Committee at its meeting held on June 30, 1978, having heard of the plans for a multi-purpose terminal, Council record its enthusiastic support for it and express the hope that the Federal Government, in its appropriate processes of approval, will move as quickly as possible to allow the work to be undertaken.

Motion passed.

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REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 5, 1978 as follows:

Construction Cost-sharing Agreement #25

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Committee on Works, His Worship the Mayor and the City Clerk be authorized to sign Provincial/City Construction Cost Sharing Agreement No. 25.

Alderman Downey noted he asked if a new sidewalk could be installed on the west side of Maynard Street around the Armories at the time new sidewalks were being installed in the area and Mr. Sullivan of the Engineering Department advised that staff would submit a report on the matter.

Motion passed.

Private Roads and Lanes

The above noted matter was referred to City Council without recommendation.

An information report dated July 5, 1978, was submitted.

Following a questioning of staff on the matter it was MOVED by Deputy Mayor Shannon, seconded by Alderman Maley that:

1. City Council approve the review of all lanes and private roads (unaccepted) through the Municipal Development Plan detailed area planning process for the purpose of establishing the requirement for their maintenance, upgrading, and acquisition.
2. All lanes and private roads (unaccepted) not located in an area designated for detailed area planning will be dealt with in a similar manner after those in the designated area are completed.

Motion passed with Alderman Wooden against.

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REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on July 5, 1978 as follows:

High Speed Chase Responsibility

His Worship stated that he wished an opportunity to discuss the above matter with the Department.

MOVED by Alderman Lawrence, seconded by Alderman Meagher that the matter be referred to the next regular meeting of the Safety Committee. Motion passed.

Crosswalks

Alderman Lawrence suggested that the public relations program to be implemented re crosswalks be initiated around the time school reopens.

MOVED by Alderman Lawrence, seconded by Alderman Moore that staff, in co-operation with the Police/Traffic Division, be authorized and requested to carry out a public informational program on crosswalk use and intersection control immediately prior to the re-opening of schools in September 1978.

Alderman Moore emphasized that any such program should be directed to the public at large and he requested that staff pursue the possibility of cost sharing with the Department of Education in connection with such an awareness or educational program.

The motion was put and passed.

REPORT - BOARD OF HEALTH

Proposed No-Smoking Ordinance

A staff report dated July 12, 1978 with attached "Regulations Respecting Smoking in the City of Halifax" was submitted.

MOVED by Alderman Maley, seconded by Alderman Lawrence that the matter be referred to the next regular meeting of Committee of the Whole Council. Motion passed.

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REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on July 5, 1978 as follows:

Case No. 3520 - Application for Consolidation of Civic Nos. 5232, 5236 and 5242 (Lots 1, 2 and 3) Green Street under Schedule "C", Section 83, Subsections (c) and (d) of the Zoning Bylaw for the construction of a 53-unit Bachelor Apartment Building

A supplementary staff report dated July 12, 1978 was submitted.

Alderman Maley stated that, in her opinion, the contract as submitted in the supplementary report of July 12, 1978, does not fulfill the Municipal Development Plan, the NIP Concept Plan nor the DRDP.

MOVED by Alderman Maley, seconded by Alderman Wooden that the proposed contract be not approved until staff and the developer have discussed it in light of the Municipal Development Plan which was passed by City Council.

His Worship stated that it was his understanding that the supplementary staff report confirms the text of the undertakings passed in a series of motions approved by the City Planning Committee on July 5, 1978.

The Acting City Solicitor advised that the Legal Department is satisfied that the resolution contained in the supplementary staff report dated July 12, 1978 is in agreement with the motions passed by the City Planning Committee and can be incorporated in a contract.

Alderman Wooden requested a staff report on what controls must be kept to fulfill the Municipal Development Plan. She asked if Council, when it brought in the Municipal Development Plan, removed any of the controls it had up to that point. She stated she was under the impression that, under Schedule "C" a building would be required to conform to the rules and regulations always in force, and then there was a Schedule "C" blanket zoning in addition which allowed certain things.

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

FOR: Deputy Mayor Shannon, Aldermen Maley, Meagher and Wooden 4

AGAINST: Aldermen Downey, Sullivan, Clarke, Hanson, Moore and Lawrence 6

MOVED by Alderman Hanson, seconded by Alderman Lawrence that City Council approve:

1. The application for consolidation of Lots 1, 2, and 3 (Civic Nos. 5232-42 Green Street) as shown on Plan No. P200/8236 of Case No. 3520;
2. A modification of the requirements of Section 83, Subsection (a) of the new Zoning Bylaw in accordance with Section 83, Subsections (c) and (d);
3. the contract zoning of Civic Nos. 5232-42 Green Street subject to the terms and conditions that
 - (a) the building shall contain 53 bachelor units;
 - (b) the existing trees shown on Plan No. P200/8467 shall be protected during construction and retained on the lot and additional trees and shrubbery will be planted according to Plan No. P200/8467;
 - (c) a performance bond of \$75,000 be submitted by the applicant before a building permit is issued. The bond will be released when the project is completed to the City's satisfaction and all the requirements of the contract have been met;
 - (d) the Peninsula Zoning Bylaw angle controls be waived and the building be built according to the dimensions shown on Plan No. P200/8466 and the perspective drawing shown on Plan No. P200/8465;
 - (e) parking stalls be provided as shown on Plan No. P200/8466.

The motion was put and passed with Deputy Mayor Shannon, Aldermen Maley and Wooden voting against.

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Case No. 3597 - Modification of Zoning Bylaw at Linden Lane

No persons present wished to address City Council re the subject matter.

MOVED by Alderman Wooden, seconded by Alderman Hanson that, as recommended by the City Planning Committee, the application for a modification of the Zoning Bylaw to allow a day care centre on a lot at 18 Linden Lane, be approved by City Council and enter into a contract to contain the following:

1. that such day care centre be wholly contained within the existing dwelling and occupy a space in such dwelling not exceeding 500 square feet;
2. that such day care centre be restricted to the care of not more than twenty (20) children.

Motion passed.

Case No. 3595 - Lot Consolidation and Contract Zoning - 2074 Robie Street - DATE FOR PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman Clarke that, as recommended by the City Planning Committee, in accordance with Part 83(c) of the Peninsula Zoning Bylaw and Section 533 of the City Charter, Council set a date for a public hearing to consider the lot consolidation and contract zoning at 2074 Robie Street as set forth in a staff report dated June 21, 1978. Motion passed.

Alderman Meagher requested that the demolition of the buildings not take place until after the public hearing has been held.

The City Clerk advised that the public hearing is scheduled to be held on Wednesday, August 9, 1978 at 7:30 p.m. in the Council Chamber, City Hall.

Street Closure and Street Line Changes - Wood Avenue - DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Deputy Mayor Shannon that, as recommended by the City Planning Committee, a date be set for a public hearing to discuss the closure of a three to five foot portion of Wood Avenue along its eastern side, and the lifting of the eastern street line, and a portion of the northern street lines of Wood Avenue, as shown on City of Halifax Plan No. TT-25-23177. Motion passed.

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The City Clerk advised that the public hearing is scheduled to be held on Wednesday, September 6, 1978, at 8:00 p.m. in the Council Chamber.

NIP I Area - Building Permit Application T0597 - 2533
Agricola Street

MOVED by Alderman Downey, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, City Council authorize the Building Inspector to issue the building permit (application T0597) for 2533 Agricola Street. Motion passed.

NIP I Area - Building Permit Application T0534 - Construction
of an Illuminated Non-Encroaching Sign

MOVED by Alderman Downey, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, that City Council authorize the Building Inspector to issue the permit (application T0534) for an illuminated non-encroaching sign at 2386 Maynard Street, Halifax British Motors. Motion passed.

NIP II Area - Building Permit Application T0525 - 1355
Barrington Street

MOVED by Alderman Maley, seconded by Alderman Meagher that, as recommended by the City Planning Committee, City Council authorize the Building Inspector to issue a building permit to renovate the basement at 1355 Barrington Street once the By-law and Building Code requirements have been met. Motion passed.

Fairmount Subdivision

A supplementary staff report dated July 13, 1978 was submitted.

A letter dated July 12, 1978 from Kenneth W. J. Butler, AACI, President Butler Bros., was received, copies of which were circulated to members of City Council.

His Worship asked that it be clear that the reference to 'entrance roadway' in recommendation #3 contained in the staff supplementary report dated July 13, 1978, is not necessarily confined to entrance, it may be also entry/exit. It was so agreed.

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The City Manager advised that the developer is in agreement with the staff recommendations. His Worship requested that the City Manager obtain the developer's concurrence in writing.

MOVED by Alderman Moore, seconded by Alderman Lawrence that Council authorize the Mayor and City Clerk to sign the Subdivision Agreement subject to the conditions that the developer will:

- (1) seek no further approvals in this subdivision until December 31, 1978, or until a decision is made on the second entrance, whichever comes first;
- (2) actively participate in the decision making until the end of 1978 for the location of the second entrance; but should a decision not be reached by that time, the developer is entitled to apply for further subdivision approvals; and if all the requirements for subdivision approval are met, these requested approvals shall be granted; and
- (3) pay for the construction of the second entrance/exit roadway within the boundaries of the development.

His Worship stated that the motion is based on the receipt of a written confirmation from the developer of the matters and the first permit will be signed at that time.

Motion passed.

Dunbrack Street - Recreational Use - TO BE TABLED

MOVED by Alderman Lawrence, seconded by Alderman Moore that, as recommended by the City Planning Committee, the matter be tabled until the City takes over the roadway and that, in the meantime, staff dialogue with representatives of the Ward 10 Community Association re their proposed recreational use. Motion passed.

MOTIONS

Motion Alderman Wooden re: Amendments to Ordinance No. 142
Respecting Streams and Drains - FIRST READING

MOVED by Alderman Wooden, seconded by Alderman Hanson that amendments to Ordinance Number 142, respecting

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Streams and Drains, as submitted, be now read and passed a First Time. Motion passed.

Motion Alderman Moore re: Amendment to Ordinance No. 131,
the Building Code Ordinance - FIRST READING

MOVED by Alderman Moore, seconded by Alderman Lawrence that an amendment to Ordinance No. 131, the Building Code Ordinance, as submitted, be now read and passed a First Time. Motion passed.

Motion Alderman Moore re: Amendments to Ordinance No. 132,
the Plumbing Ordinance - FIRST READING

MOVED by Alderman Moore, seconded by Alderman Lawrence that amendments to Ordinance No. 132, the Plumbing Ordinance, as submitted, be now read and passed a First Time. Motion passed.

Motion Alderman Moore re: Amendments to Ordinance No. 168,
the Fire Prevention Ordinance - FIRST READING

MOVED by Alderman Moore, seconded by Alderman Lawrence that, an amendment to Ordinance No. 168, the Fire Prevention Ordinance, as submitted, be now read and passed a First Time. Motion passed.

Motion Alderman Clarke re: Introduction of Ordinance
Number 166, respecting Signs, Billboards and
Advertising Structures - FIRST READING

MOVED by Alderman Clarke, seconded by Alderman Sullivan that Ordinance Number 166, respecting Signs, Billboards and Advertising Structures, as submitted, be now read and passed a First Time. Motion passed.

His Worship suggested that the matter of publicity of the foregoing amendments be placed on the agenda of the next regular meeting of Committee of the Whole Council for discussion.

MISCELLANEOUS ITEMS

Engineering & Works 1977 Annual Report

A staff information report dated July 4, 1978 was submitted.

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MOVED by Alderman Hanson, seconded by Alderman Lawrence that the Engineering and Works 1977 Annual Report be tabled. Motion passed.

Tender #78-74 - Sidewalk Renewals

A staff report dated June 30, 1978 was submitted.

MOVED by Alderman Lawrence, seconded by Alderman Moore that:

1. Projects listed as items 1, 2, 3, 4, 11 & 12 on Appendix "A" attached to the staff report dated June 30, 1978 be awarded to the lowest bidder, Steed & Evans Ltd.
2. Projects listed as items 5, 6, & 10 on Appendix "A" attached to the staff report dated June 30, 1978 be awarded to the lowest bidder, Ocean Contractors Ltd.
3. Projects listed as items 7, 8 & 9 on Appendix "A" attached to the staff report dated June 30, 1978 be awarded to the lowest bidder, G. & R. Kelly Enterprises Ltd.
4. Additional funds in the amount of \$15,606.16 be transferred from surplus funds available in Account No. CA561 to cover the cost of projects included in Account No. CA646.

Motion passed.

Fly Past - Canadian Armed Forces - July 24, 1978 8:00 p.m.

MOVED by Alderman Hanson, seconded by Alderman Moore that no objection be recorded by City Council to the aerial fly past over Halifax City of Canadian Forces aircraft on Monday, Natal Day, July 24, 1978, subject to the approval of the appropriate authorities and in compliance with Federal regulations. Motion passed.

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QUESTIONS

Question Alderman Lawrence Re: Evaluation of New Police Cars

Alderman Lawrence asked that an evaluation report be submitted by staff concerning the new Police cars, that is, how they are performing, are staff satisfied with them, etc.

Question Alderman Lawrence Re: Private Storm Sewers

Alderman Lawrence stated that it is felt that a higher amount of gravel for ice control in winter is used in the annexed areas of the City and it is thought that this gravel is blocking private storm sewer systems and the private owner does not have the equipment to remove the gravel from the pipe.

He asked that staff look at the Ordinance concerning private storm sewers with the thought of maybe assisting homeowners in these areas where a large amount of gravel is left on the roadway in the wintertime and gets into catchbasins.

Question Alderman Lawrence Re: Painting of Crosswalk on Duke Street

Alderman Lawrence asked when the crosswalk on Duke Street will be painted.

The City Manager advised that the crosswalk will be painted on Monday, July 17, 1978.

Question Alderman Wooden Re: Property Acquisition - 341 Herring Cove Road

Alderman Wooden asked that staff carry on further negotiations with the owner of the property at 341 Herring Cove Road to determine if an agreement can be reached.

Question Alderman Meagher Re: Area of Agricola, Moran, West, Sarah, Davison and John Streets

Alderman Meagher stated that approximately one month ago he toured the area of Agricola, Moran, West,

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Sarah, Davison and John Streets with the City Manager and a member of the Engineering and Works Department. He asked when he might expect the work to commence in that area.

The City Manager advised that a report will be submitted.

Question Alderman Meagher Re: Improvements to General Appearance of Area - Robie Street from Almon Street to North Street

Alderman Meagher stated that the west side of Robie Street from Almon Street to North Street has improved in appearance as many new businesses have located there but the sidewalks, curb and gutter and general appearance of the area needs improvement. He asked that staff look at the matter and put on a blitz to fix up the areas that are in bad shape.

Question Alderman Maley Re: City-Owned Waterfront Property at the End of Oakland Road

Alderman Maley asked that staff prepare a report on the City-owned waterfront property at the end of Oakland Road. She stated that the wharf located there appears to be falling apart and seems to be unsafe. She asked that staff estimate the cost of cleaning up this area and placing one or two picnic tables there.

Question Alderman Downey Re: Street Light Cleaning Program

Alderman Downey asked when the street light cleaning program will take place throughout the City.

The City Manager advised that a report will be submitted on the matter.

Question Alderman Downey Re: Security Guards - Central Playground on Weekends

Alderman Downey asked how many guards are assigned to security on weekends on the playgrounds.

The City Manager advised that the Alderman will be advised tomorrow.

Question Alderman Downey Re: Street Lighting - Cogswell Street between Gottingen and Brunswick Streets

Alderman Downey stated that the street lighting

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has been out on Cogswell Street between Gottingen and Brunswick Street for the past two or three days and asked what is the reason for the breakdown in service.

The City Manager advised that it will be reported immediately.

Question Alderman Sullivan Re: Zoning at Negro Point

Alderman Sullivan stated that during recent discussions re the Municipal Development Plan the zoning of Negro Point was considered and it was decided when the boundaries were determined City Council would proceed to rezone the area to Park and Institutional. He asked that staff now initiate the process and submit a report on the rezoning.

Question Alderman Sullivan Re: Crosswalks - Devonshire and Young Streets AND Devonshire and Richmond Streets

Alderman Sullivan stated that crossing guards have been assigned to Devonshire and Young Streets as well as Richmond and Devonshire Streets but there are no crosswalks painted in the said locations. He asked that staff place the noted crosswalks in the category for regular painting and have them painted during the regular program.

Question Alderman Clarke Re: Central Heating Plant - Windsor Park

Alderman Clarke stated that he has received reports that there is a smokey, oily substance being emitted from the central heating plant on the Army property at Windsor Park and he asked that staff deal with the proper personnel on the matter.

Question Alderman Clarke Re: Dublin Street Between North and Almon Streets

Alderman Clarke stated that there is an open thoroughfare on Dublin Street between North and Almon Streets which does not have any stop signs, etc. and he has had some complaints re speeding in the area. He asked for a recommendation from staff on how the matter could be dealt with.

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Question Alderman Clarke Re: Tenders for Demolition -
Abattoir Building and Negro Park Boundaries

Alderman Clarke asked that the City Manager contact the proper personnel at the National Harbours Board to determine when they will be advertising tenders for demolition of the Abattoir building.

Alderman Clarke further stated that as staff has prepared a report for Council's consideration to include the development of the park in the 1979 budget, and as much of the land there can be used although within the boundaries of the Container Pier site, he asked that the proposal staff bring forward include the original boundaries as conceived by him and Alderman Sullivan.

Question Deputy Mayor Shannon Re: Senior Size Soccer Pitch

Deputy Mayor Shannon stated that during recent discussions of the Wanderers Grounds the need for a senior size soccer pitch in the City was put forth and staff were going to look into the matter. She asked if staff are pursuing the matter and that a report be submitted re the sites being considered.

Alderman Lawrence stated that he had previously requested that staff clean the area of Mount Road, Lady Diamond Road and Windsor Street. He suggested that it has not taken place and the street cleaning program has not improved the situation. He requested that the matter of street cleaning be placed on the agenda for the next regular meeting of Committee of the Whole Council.

Alderman Lawrence further referred to areas of the Bicentennial Highway, Dutch Village Road, the extension of Barrington Street, the approaches to the Bridges, Spring Garden Road opposite the YMCA and the Lord Nelson, and asked that some cleaning take place in such areas prior to the Committee of the Whole meeting.

He requested that staff provide for the Committee of the Whole meeting a schedule on where the street cleaning machines go, how many times a month they clean certain streets, etc.

Grass Cutting - Alderman Lawrence

Alderman Lawrence stated that the matter of grass cutting is related to the foregoing item and asked that it also be placed on the agenda for the next regular meeting of Committee of the Whole Council. He requested that a schedule for grass cutting in public areas and playgrounds be submitted and that the same be done prior to the Committee of the Whole meeting, particularly at the overpass and entrances to the City.

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NOTICE OF MOTION

Notice of Motion - Alderman Maley Re: Amendment to Ordinance No. 109 Respecting the Opening of Stores, Canteens, Fruit Stands, Laundromats, Billiard Halls and Pool Rooms on the Lord's Day

Alderman Maley gave notice that at the next regular meeting of City Council of the City of Halifax, to be held on the 27th day of July, A.D. 1978, she proposes to introduce an amendment to Ordinance Number 109, the Lord's Day Ordinance.

She stated the purpose of the amendment is to provide an easement of the requirements of section 3(1)(c) which deals with tourist related stores to allow such stores to open on a Sunday.

ADDED ITEMS

Street Cleaning - Alderman Lawrence

Alderman Lawrence stated that he had previously requested that staff clean the area of Kempt Road, Lady Hammond Road and Windsor Street. He suggested that it has not taken place and the street cleaning program has not improved the situation. He requested that the matter of street cleaning be placed on the agenda for the next regular meeting of Committee of the Whole Council.

Alderman Lawrence further referred to areas of the Bicentennial Highway, Dutch Village Road, the extension of Barrington Street, the approaches to the Bridges, Spring Garden Road opposite the YMCA and the Lord Nelson, and asked that some cleaning take place in such areas prior to the Committee of the Whole meeting.

He requested that staff provide for the Committee of the Whole meeting a schedule on where the street cleaning machines go, how many times a month they clean certain streets, etc.

Grass Cutting - Alderman Lawrence

Alderman Lawrence stated that the matter of grass cutting is related to the foregoing item and asked that it also be placed on the agenda for the next regular meeting of Committee of the Whole Council. He requested that a schedule for grass cutting in public areas and playgrounds be submitted and that more grass trimming be done prior to the Committee of the Whole meeting, particularly at the overpass and entrances to the City.

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Interceptor Sewer - Duffus and Barrington Streets -
Alderman Sullivan

Alderman Sullivan expressed his dissatisfaction with a staff information report dated June 30, 1978 re the odour problem associated with the interceptor sewer at Duffus and Barrington Streets. He stated that, as a result of a staff report dated March 21, 1978, it was his understanding that a direction was given to staff to bring forward a recommendation as to what had to be done at the site to eliminate the odour problem as well as what funds, if any, would have to be designated in the capital budget. He stated that the staff information report dated June 30, 1978 indicates to him that nothing has been done since March when the matter was originally brought up.

Alderman Sullivan stated he discussed the matter with the Acting Director of Engineering and Works yesterday and requested some assurance from the City Manager that there is going to be some action on the matter.

The City Manager advised that he has authorized hiring a consultant to bring forward a recommendation for rectification of the problem and the process will commence shortly.

His Worship asked that the City Manager determine whether Alderman Meagher's representation of last year to have the federal authority consulted about the possibility of doing some dredging in the head waters of the North West Arm was able to be prospered at that time or can it be prospered now.

Alderman Hanson advised that he has received a memorandum dated July 5, 1978 from staff which indicates that a report is being prepared on the matter.

Intersection - Abbott Drive and Ashburn Avenue - Alderman
Moore

Alderman Moore stated that he has previously requested that a four-way stop be installed at the intersection of Abbott Drive and Ashburn Avenue and, for various reasons, was informed by staff that it could not be done. He advised that last night the third accident in three weeks has occurred at the intersection.

He advised that one set of stop signs are located at the intersection but the visibility of one of the signs is curtailed by tree growth. He stated that a very large hedge at the northeast corner of the intersection obstructs

the visibility of motor vehicle drivers as well.

Alderman Moore requested that staff initially improve the visibility problems at the intersection with a view to installing a four-way stop control at that location.

Demolition - Kent Street - Alderman Maley

Alderman Maley stated that the demolition of three buildings on Kent Street has been underway for the past two weeks and at this time not one building has been fully removed. She stated that the products from the demolition are being stacked on the sidewalk.

She stated she would like some position action taken re the matter and asked for a report on what legal recourse the City has in this matter.

Crosswalk Painting - Alderman Downey

Alderman Downey asked when crosswalk painting will take place on Spring Garden Road where the street has been resurfaced.

The City Manager stated the matter has been brought to the attention of the contractor and it is anticipated that it will be proceeded with shortly.

Meeting adjourned - 11:05 p.m.

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MAYOR EDMUND MORRIS

G. I. BLENNERHASSETT (MRS.)
CITY CLERK

Date Approved: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, N. S.
July 27, 1978
8:15 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 Shannon, Aldermen Maley, Downey, Meagher, Sullivan, Clarke, Wooden, Hanson, Moore and Lawrence.

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

PRESENTATION - AWARD OF MERIT - MR. ARTHUR T. CONRAD
- DIRECTOR OF EDUCATION

His Worship, on behalf of the members of City Council and all citizens, paid tribute to Mr. Arthur T. Conrad, retiring Director of Education for the City of Halifax, following a career in education, both as a teacher and administrator, as well as, for a time, Acting City Manager for the City of Halifax.

Deputy Mayor Shannon presented to Mr. Conrad the City of Halifax Award of Merit.

PRESENTATION - AWARD OF MERIT - MR. G. O. ROBINSON
- CHIEF OF POLICE

His Worship, on behalf of the members of City Council and all citizens, paid tribute to Mr. G. O. Robinson, retiring Chief of Police for the City of Halifax, following a distinguished career of thirty-two years in the civic service.

Alderman N. P. Meagher presented to Police Chief Robinson the City of Halifax Award of Merit.

MINUTES

Minutes of City Council meeting held on July 13, 1978 were approved on Motion of Alderman Lawrence, seconded by Alderman Moore.

City Council,
July 27, 1978

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

20(a) - Recommendations - Tax Concessions and Grants
Committee

20(b) - Tender 78-100 - NIP I Project - Joseph Howe
School Grounds Improvement

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

20(c) - Lot Consolidation - Spring Garden Road

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

20(d) - Pedestrian Crosswalks

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

9(a) - Petition - Fencing - Isleville Street Playground

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

9(b) - Petition - Long Lake

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

20(e) - Cogswell Street Ramp

PUBLIC HEARINGS, HEARINGS, ETC.

Appeal of the Refusal of a Lord's Day Permit - Rogues
Gallery Limited

Copy of a letter of appeal dated July 10, 1978
from Mr. Wayne T. MacDonald, President, Rogues Gallery
Ltd. was circulated to members of City Council.

Mr. MacDonald, nor a representative, was present
in the gallery to present his appeal.

MOVED by Alderman Hanson, seconded by Alderman
Lawrence, that the appeal be deferred to the next regular
meeting of City Council. Motion passed.

City Council,
July 27, 1978

Appeal of the Refusal of a Minor Variance - 5441 Rector St.

A staff report dated July 21, 1978 was submitted.

Mr. W. Campbell, Acting Development Officer, addressed Council and advised that an application for a minor variance to allow a partially constructed rear addition to the building at 5441 Rector Street to be located 3.2' from the north property line was received. He stated that the variance of 0.8' applies to approximately 7' of the addition on the east side of the dwelling and does not appear to affect the adjoining property.

Mr. Holland, the appellant, advised that he had obtained a building permit to construct the addition and subsequently, after construction commenced, it was found that there was a violation of the four foot sideyard requirement, as determined by surveys.

MOVED by Alderman Sullivan, seconded by Alderman Moore that the appeal be granted and a minor variance at 5441 Rector Street approved. Motion passed.

PETITIONS AND DELEGATIONS

Petition - Fencing - Isleville Street Playground

Alderman Sullivan submitted a petition containing three signatures of residents of Isleville Street requesting that the present fencing construction underway at the Isleville Street playground be extended to abut their properties and that cost-sharing not be required.

It was agreed that the petition be referred to staff for review and report to the next regular meeting of Committee of the Whole Council.

Petition - Long Lake

Alderman Wooden submitted a petition containing approximately 425 signatures of residents of Spryfield requesting Halifax City Council to open that portion of the Watershed Lands which lies within the City limits for the purpose of passive recreation during daylight hours.

It was agreed that the petition be referred to staff for review and report.

His Worship suggested that staff consult with the Public Service Commission re the matter when their review is underway.

City Council,
July 27, 1978

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on July 19, 1978 as follows:

Tender 78-96 - Demolition of Incinerator Chimney

A staff information report dated July 27, 1978, was submitted.

Mr. Messenger advised that the advertised tender for the sale of brickwork FOB the site was closed this date at noon and no bids were submitted.

MOVED by Alderman Sullivan, seconded by Alderman Lawrence that, as recommended by the Finance and Executive Committee, authority be granted to award contract to Chase Masonry & Steeplejacking Ltd., P.O. Box 161, Sackville, N. S. in the amount of \$13,896.00 to demolish the incinerator chimney and that the debris be removed by G. & R. Kelly Enterprises Ltd. on an hourly basis estimated not to exceed \$4,500.00, and that a transfer of \$8,396.00 from account 105-1D920 to 017-8A105 be authorized to complete this work. Motion passed.

Ordinance No. 122 (Tax Concession Ordinance) - One Sackville Place Limited vs. City of Halifax

His Worship suggested that the matter be deferred and that staff consider approaching the Province of Nova Scotia to see whether they will accept some liability for having drafted a law which the Courts have decided does not contain that which was sought in the draftsmanship.

MOVED by Alderman Sullivan, seconded by Alderman Maley that the recommendation of the Finance and Executive Committee of July 19, 1978 be deferred to the next regular meeting of City Council and that, in the interim, representation be made to the Province of Nova Scotia to direct their attention to the difficulty in which the City now finds itself as a result of the decision of the Appeals Court. Motion passed.

Disposal of One Surplus 1978 Dodge Sedan (Car 9)

MOVED by Alderman Lawrence, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, authority be granted to sell this vehicle to the highest bidder, Ace Towing Ltd., 2858 Gottingen Street, Halifax, N. S. for the bid amount of \$1,805.00. Motion passed.

Council,
July 27, 1978

Tax Receipt Allocation

MOVED by Alderman Sullivan, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, City Council resolve that in accordance with present practice, tax receipts be applied to taxpayers' accounts, firstly to any and all interest outstanding and then to the earliest principal outstanding. Motion passed.

Recommendations - Tax Concessions and Grants Committee

MOVED by Alderman Meagher, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, payment of the following grants be authorized:

Atlantic Symphony Orchestra	\$ 9,500.00
Gilbert and Sullivan Society	\$ 250.00
Joseph Howe Festival	\$10,000.00
Neptune Theatre	\$15,000.00
N. S. Kiwanis Music Festival	\$ 1,000.00
N. S. Youth Orchestra	\$ 500.00
Boy Scouts of Canada	\$ 5,000.00
Community Appeals Review Board	\$ 1,000.00
Ecology Action Centre	\$ 1,000.00
Grace Maternity Hospital	\$12,000.00
Halifax Senior Citizens Housing Corporation	\$92,500.00
Pine Hill Divinity Hall	\$ 1,400.00
Victoria Hall	\$ 2,000.00
Atlantic Child Guidance	\$ 4,965.00
Age & Opportunity (Senior Citizens)	\$ 6,750.00
Canadian Association for the Mentally Retarded	
Oxford Street Centre	\$ 4,000.00
Windsor Street Centre	\$ 1,250.00
Canadian National Institute for the Blind	\$ 3,000.00
Canadian Mental Health Association (5739 Inglis St.)	\$ 3,000.00
Canadian Red Cross Society	\$20,000.00
Canadian Paraplegic Association	\$ 2,500.00
Callow Veterans	\$ 1,250.00
Halifax Welfare Rights	\$ 475.00
Halifax Youth Clinic	\$ 3,500.00
Home of the Guardian Angel	\$ 3,000.00
Metropolitan Mental Health Group Homes Association	\$ 600.00
North End Community Health Association	\$ 2,000.00
Salvation Army Men's Social Service Centre	\$ 8,250.00

City Council,
July 27, 1978

Victorian Order of Nurses	\$ 2,800.00
Halifax Junior Bengal Lancers	\$ 5,000.00
Halifax Police Boys Club	\$20,000.00
Inner-City Youth	\$ 750.00
Spryfield Lions Club	\$ 8,300.00
Ward 5 Resources Council	\$30,500.00
Maskwa Aquatic Club	\$ 1,000.00
Halifax Boxing Club	\$ 1,500.00

Motion passed.

It was agreed that the request of the Armdale Children's Centre be referred back to the Committee for further consideration.

City Council agreed to consider at this time item 20(a) - Recommendations - Tax Concessions and Grants Committee.

A report from the Committee dated July 26, 1978 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Maley that City Council authorize payment of the following grants:

Downtown Noon Hour Concerts	\$ 1,000.00	
MicMac Friendship Centre	\$ 2,500.00	(funds to be released on the recommendation of the Social Planning Department)
St. John Ambulance Association & Brigade	\$ 2,500.00	
Community YMCA	\$ 4,000.00	
National Youth Orchestra	NIL	
Rebound Industries	NIL	
Eye Level Gallery	NIL	
St. Joseph's Day Care	NIL	
IWK Allergy Clinic	NIL	
IWK Child Life Department	NIL	

Motion passed.

Dartmouth Natal Day (August 7, 1978)

MOVED by Alderman Hanson, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, all civic offices of the City of Halifax, excepting those providing emergency services, be closed at 12:00 o'clock noon on Monday, August 7, 1978, and all civic employees be granted a half holiday in honor of Dartmouth Natal Day. Motion passed.

City Council,
July 27, 1978

Proposed Amendments to Ordinance Number 166, Signs,
Billboards and Advertising Structures
(DATE FOR PUBLIC MEETING)

MOVED by Alderman Clarke, seconded by Alderman
Wooden that, as recommended by the Finance and Executive
Committee, proposed amendments to Ordinance No. 166,
Signs, Billboards and Advertising Structures, be referred
to a public meeting and thereafter be considered by
Committee of the Whole Council. Motion passed.

The City Clerk advised that the public meeting
will be held at 7:30 p.m. on Tuesday, September 12, 1978
in the Council Chamber, City Hall.

Statement of Revenue and Expenditure (Period Ending June
30, 1978) - TO BE TABLED

MOVED by Alderman Sullivan, seconded by Alderman
Moore that, as recommended by the Finance and Executive
Committee, the Statement of Revenue and Expenditures,
dated July 13, 1978, be tabled and referred to the
Expenditure and Revenue Sub-Committee. Motion passed.

Scotia Square (Stage IX South Apartment Building)

MOVED by Alderman Sullivan, seconded by Alderman
Moore that, as recommended by the Finance and Executive
Committee, Council accept the proposal, subject to final
drawing specifications meeting all current building codes.
Motion passed.

Deputy Mayor Shannon stated that the podium
along the east side of Market Street at Scotia Square
has never been landscaped as shown on drawings. She
requested that staff meet with representatives of
Halifax Developments Limited to determine if they will
improve the appearance of the podium.

Insurance Status

MOVED by Deputy Mayor Shannon, seconded by
Alderman Sullivan that, as recommended by the Finance
and Executive Committee, City Council ratify placement
of the following insurances:

City Council,
July 27, 1978

<u>POLICY</u>	<u>1977/78 PREMIUM</u>	<u>1978/79 PREMIUM</u>
Property Insurance	\$ 54,480.00	\$ 46,730.00
General Liability	\$ 26,800.00	\$ 27,500.00
Fleet Insurance	\$ 61,294.00	\$ 43,127.00
TOTALS	\$142,574.00	\$ 117,357.00

MOTION PASSED.

Appointments

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

1. Alderman (Deputy Mayor) Brenda Shannon, Alderman Graham Downey, Alderman Nancy Wooden and Mayor Edmund Morris be appointed Directors of the Municipal Non-Profit Housing Corporation for terms to expire October 31, 1980;
2. Alderman (Deputy Mayor) Brenda Shannon, Alderman Dan Clarke and Mayor Edmund Morris be appointed to the Metropolitan Authority of Halifax, Dartmouth and the Municipality of the County of Halifax for terms to expire October 31, 1980;
3. Alderman (Deputy Mayor) Brenda Shannon and Edwin C. Harris, Q.C. be appointed to the Metropolitan Transit Commission for terms to expire October 31, 1980.

Motion passed.

Property Acquisitions

MOVED by Alderman Downey, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the property of Mr. & Mrs. Norman E. Johnstone, known as Civic No. 5225 Lockman Avenue be purchased for \$16,500.00 as settlement in full, subject to concurrence by Central Mortgage and Housing Corporation; funds to be made available from Account Number 806 449 HAA02 (Uniacke Square). Motion passed with Alderman Meagher voting against.

City Council,
July 27, 1978

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on July 19, 1978 as follows:

Rockingham North Sewers

A staff information report dated July 26, 1978 was submitted.

It was agreed that the City Clerk arrange a tentative public meeting re Rockingham North services for Thursday, September 7, 1978 at Grosvenor-Wentworth School.

Petition - Oxford School Parent-Teachers Association

A supplementary staff report dated July 25, 1978, was submitted.

Mr. Fred Bradbrook, Engineering and Works Department, advised various traffic counts on streets in the area affected by the proposed temporary closure. He suggested that there will not be undue pressure on streets in the area in view of the said traffic counts.

Alderman Clarke requested that staff do a traffic count during peak hours prior to setting up the proposed barrier and three months after its installation a comparison be made to determine how traffic has increased on Dublin Street.

MOVED by Alderman Meagher, seconded by Alderman Clarke that, as recommended by the Committee on Works, staff install a temporary closure of Willow Street where it intersects Chebucto Road and, further, staff be asked to include in the proposed 1979 Capital Budget a design for, and funding for, a permanent cul de sac in approximately the same location, to be so designed so as not to require the acquisition of any private property in the area.

Alderman Meagher requested that residents on Willow Street from the proposed site to Windsor Street, and residents on Chebucto Road from the proposed site to Windsor Street, be advised by letter of the street changes.

The motion was put and passed.