

Council,  
November 30, 1978

AND BE IT FURTHER RESOLVED that staff bill each affected property owner as shown on the Local Improvement Tax Roll, as soon as the sewer is ready to accept the hook-up from each property. These charges would be payable upon billing or in installments over a maximum term of 20 years at 10% interest with the first payment due 30 days after the billing date on the understanding that at any time within the term, property owners may pay any portion of the total balance with interest thereon to the time of payment.

AND BE IT FURTHER RESOLVED the Council accept the terms of the letter of the Minister of Municipal Affairs of the Province of Nova Scotia dated November 16, 1978, addressed to His Worship the Mayor.

AND BE IT FURTHER RESOLVED that the Council authorize staff to finalize by appropriate applications grants from other levels of government.

Motion passed.

MOVED by Alderman Moore, seconded by Alderman Hanson that Council authorize His Worship the Mayor and the City Clerk to sign an agreement with the Public Service Commission of Halifax, for appropriate cost sharing, and the City acting as Project Manager on behalf of the Public Service Commission of Halifax; and that

City Council approve the application of the Special Grant as described in the letter of the Minister of Municipal Affairs to His Worship the Mayor of November 16, 1978, in the first instance to offset the full cost of the Capital Contribution requirement of the Public Service Commission from property owners for water services including \$200.00 for primary plant, such costs estimated at this time at \$1,115,000.00.

Motion passed.

MOVED by Alderman Moore, seconded by Alderman Hanson that the Council authorize His Worship the Mayor and the City Clerk to sign an Agreement with Standard Paving Maritimes Limited for an all-inclusive lump sum price for the project of \$9,373,963.00; and that Council authorize the expenditures for the project at a total project cost of \$10,150,000.00 gross from capital account No. DAA48-51 and amend the Capital Budget with no increase in the net funding.

Motion passed.

Council,  
November 30, 1978

MOVED by Alderman Moore, seconded by Alderman Hanson that Council expropriate sewer easements in respect of properties identified on Official City Plan Numbers:

TT-25-23109	TT-25-23110
TT-25-23132	TT-25-23133
TT-25-23134	TT-25-23135
TT-26-25339	TT-26-25340
TT-26-25341	TT-26-25342
TT-26-25343	

Motion passed.

Take-Over of Services - Convoy Place - Alderman Sullivan

Alderman Sullivan requested a report from staff on the possible takeover of services on the roadway from Northridge Road into Convoy Tower, and from the roadway into Convoy Place. He requested that in the report staff address the possible takeover of street maintenance, street lights, garbage, snow removal, police surveillance, regulatory signs, all or any portion of such services. He asked that staff point out in the report any problems involved, whether or not it falls within established City policy for private roadways, and a comprehensive report be submitted for discussion and debate at City Council.

The City Manager suggested that it would be more proper if the owners of the property in question would make the request in writing to the City. Alderman Sullivan stated that he has a specific request which was forwarded to him and, if satisfactory, he would forward a copy of it to the City Manager.

Alderman Shannon suggested that staff look at the possible impact on the assessment of the properties as well.

Sound System - Metro Centre - Alderman Meagher

Alderman Meagher requested a report from the Manager of the Metro Centre indicating why the company that installed the original sound system was not brought back to review it and right it to what would be satisfactory for concerts, how much was paid to the original company for a sound system, and how much of this money will be salvaged for the new system.

Council,  
November 30, 1978

The City Manager advised that the Metro Centre Commission is preparing a report for City Council on the matter and it will be submitted shortly.

Alderman Maley stated she has previously requested the details of the contract with the architect, particularly regarding the acoustics, and she would still wish to receive same.

Alderman Shannon stated that the person who designed the acoustics for Rebecca Cohn Auditorium resides in the City and asked if, for City Council's own benefit, when the matter comes to City Council people of such expertise attend the Council meeting.

His Worship suggested that the Metro Centre be permitted to bring in a report so that all information would be brought forward.

Alderman Meagher stated that he would be happy to await the report from Metro Centre.

Alderman Moore stated that it is expected that the City Manager will have the report within two weeks if not sooner.

Snow Tires - Transit Buses - Deputy Mayor Downey

Deputy Mayor Downey asked for a report from Halifax Transit Corporation re snow tires for transit buses.

Meeting adjourned - 10:05 p.m.

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MAYOR EDMUND MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

Record

CITY COUNCIL  
SPECIAL MEETING  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
December 7, 1978  
1:45 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: Deputy Mayor G. Downey, Chairman; and Aldermen Shannon, Meagher, Clarke, Wooden, and Moore.

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

The meeting was called to give consideration to the following items:

1. Public Hearing - To consider a proposal for Reconstruction of the La Scala Restaurant, which is Located in Schedule "C", as described in the Zoning Bylaw On Map ZM-16
2. Memorandum of Agreement with Halifax Firefighters
3. Appointment to Board of School Commissioners

Public Hearing Re: To Consider a Proposal for Reconstruction of the La Scala Restaurant, which is Located in Schedule "C" as Described in the Zoning Bylaw on Map ZM-16 - Case #3627

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

Mr. Boyd Algee, of the Development Department, addressed Council and outlined the application as contained in the staff report of October 24, 1978.

The Chairman called for those persons wishing to speak in favour of the proposal and an employee of the restaurant addressed Council and urged that favourable consideration be given to the application.

There being no further persons wishing to speak in favour of the proposal, the Chairman called for those persons wishing to speak against, but there was no response from the gallery.

The Chairman then declared the matter to be before Council.

Special Council  
December 7, 1978

MOVED by Alderman Moore, seconded by Alderman Wooden that the item be forwarded to the next regular meeting of City Council without recommendation.

Motion passed.

Memorandum of Agreement with Halifax Firefighters

A staff report dated December 5, 1978, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Shannon that the Mayor and City Clerk be authorized to execute a Collective Agreement between the City and the International Firefighters' Association, Local 268, incorporating the terms as described in the staff report dated December 5, 1978.

Motion passed.

Appointment to Board of School Commissioners

A memorandum dated December 7, 1978, was submitted from the His Worship the Mayor respecting an appointment to the City of Halifax Board of School Commissioners.

MOVED by Alderman Clarke, seconded by Alderman Meagher that Reverend Joseph C. Mack, 6696 Chebucto Road, be appointed to the Board of School Commissioners for a term to expire on October 31, 1980.

Motion passed.

1:55 P. M. - Meeting adjourned.

HEADLINES

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DEPUTY MAYOR GRAHAM DOWNEY .  
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)  
CITY CLERK

Date Approved by City Council: \_\_\_\_\_

Record

CITY COUNCIL  
PUBLIC HEARING  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
December 12, 1978  
7:40 P.M.

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

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

Present: His Worship the Mayor, Chairman; Deputy Mayor Downey, Aldermen Maley, Shannon, Clarke and Wooden.

Also Present: B. Allen, Acting City Solicitor; City Clerk and other members of staff.

The meeting was called as a public hearing with respect to the following items:

1. To Consider the Adoption of a Certain Amendment to the Municipal Development Plan which was Given First Reading at a Meeting of Halifax City Council on November 16, 1978.
2. To Consider the Adoption of Certain Amendments to the Zoning Bylaw (Peninsula), which were Given First Reading at a Meeting of Halifax City Council on November 16, 1978.

Public Hearing Re: To Consider the Adoption of a Certain Amendment to the Municipal Development Plan which was Given First Reading at a Meeting of Halifax City Council on November 16, 1978

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The Director of Planning gave a brief summary of the proposed Plan amendment, referring to the staff report of November 7, 1978 which recommends the inclusion of Policy 3.2.1.1 in the Implementation Policies section of the Municipal Development Plan. He noted that the addition of this policy will serve to establish a mandate for a new Schedule "N" as an amendment to the City's Zoning Bylaw.

Public Hearing  
December 12, 1978

Mr. Gordon Hebb, Chairman of the NIP II Core Committee, addressed Council and indicated his Committee's support of the proposed amendment.

There were no additional persons present wishing to speak either in support of or in opposition to this proposal.

MOVED by Alderman Maley, seconded by Alderman Wooden that the matter be referred to City Council without recommendation. Motion passed.

Public Hearing Re: To Consider the Adoption of Certain Amendments to the Zoning Bylaw (Peninsula), which were Given First Reading at a Meeting of Halifax City Council on November 16, 1978

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The Director of Planning presented a synopsis of the proposed Bylaw amendments, noting that Clause 88(e), as contained in the November 3 staff report, had been amended by the Municipal Development Plan Committee to allow for conversion of buildings in the suggested Schedule "N" to any of the uses provided for in Section 44(1) of the existing Zoning Bylaw.

Speaking on behalf of the NIP II Core Committee, Mr. Gordon Hebb indicated his Committee's support of the proposed amendments, but stated that they would prefer to have Clause 88(e) reinserted in its original format. His Worship asked that the Core Committee submit a letter to this effect prior to the December 14 meeting of City Council.

Alderman Shannon asked that the matter raised by the Halifax Landmarks Commission in their letter of December 7, 1978 be reviewed by the City Solicitor's Department as to whether a further public hearing should be held.

Alderman Maley requested an opinion from the City Solicitor's Department as to a compromise on the modification of pitched roofs under this proposed Schedule.

There were no additional persons present who wished to address Council in support of or in opposition to this matter.

MOVED by Alderman Maley, seconded by Deputy Mayor Downey that the matter be referred to City Council without recommendation. Motion passed.

8:10 P.M. - Meeting adjourned.



Public Hearing  
December 12, 1978

CITY COUNCIL  
MINUTES

HEADLINES

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MAYOR EDMUND MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

Date Approved By City Council: \_\_\_\_\_

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Record

CITY COUNCIL  
M I N U T E S

Council  
December 14, 1978

Case No. 3627 - Lot Consolidation  
1346 (Lot A-1 and B-1)  
A public hearing was  
held on December 7, 1978.

Council Chamber,  
City Hall,  
Halifax, N. S.  
December 14, 1978  
8:10 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 Reverend David Lee, Chaplain of Missions to Seamen, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman; Deputy Mayor Downey, Aldermen Maley, Shannon, Meagher, Sullivan, Clarke, Wooden, Hanson and Moore.

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

MINUTES

Minutes of City Council meetings held on November 30, 1978 and December 7, 1978 were approved on Motion of Alderman Hanson, seconded by Alderman Moore.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS

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

- 20(a) - Massage Parlours - Recommendation from Municipal Development Plan Committee
- 20(b) - Authorization of Expenditures - Abbie J. Lane Hospital

The Order of Business, as amended, was approved.

Council,  
December 14, 1978

DEFERRED ITEMS

Case No. 3627 - Lot Consolidation and Contract Zoning -  
1546 (Lot A-1 and B-1) Dresden Row

A public hearing re the above matter was held on December 7, 1978.

MOVED by Alderman Shannon, seconded by Alderman Moore that approval be granted for the consolidation of Lot A-1 and B-1, 1546 Dresden Row, to create Lot AB-1, as shown on Plan P200/8536 of Case No. 3627; approval be granted to the proposed development of Lot AB-1; and a contract be entered into with the registered land owner specifying that:

1. the building be constructed in accordance with Plan Numbers P200/8564 and P200/8568, inclusive.

The City Clerk advised that the Mayor, Aldermen Maley, Sullivan and Hanson were not present at the public hearing.

The motion was put and passed with Aldermen Maley, Sullivan and Hanson abstaining.

PUBLIC HEARINGS, HEARINGS, ETC.

Case No. 3633 - Appeal of Development Officer's Decision to Refuse a Minor Variance at 2783 Connolly St.

A staff report dated November 22, 1978 was submitted.

Alderman Clarke advised that the applicant could not be present because of a prior commitment.

MOVED by Alderman Clarke, seconded by Alderman Hanson that the appeal of the Development Officer's decision to refuse a minor variance at 2783 Connolly Street be allowed. Motion passed.

Case No. 3637 - Appeal of the Development Officer's Decision to Refuse a Minor Variance at 6162 Lawrence Street

A staff report dated November 27, 1978 was submitted.

Council,  
December 14, 1978

Mr. Wm. Campbell, Development Department, advised that the applicant has requested a reduction of the 4.0 foot requirement for side yards in a single-family dwelling in an R-2 Zone to allow the extension of a replacement deck, located 1.0 feet from the most eastern property line.

Alderman Meagher noted that the applicant was not present and suggested the matter be deferred.

MOVED by Alderman Meagher, seconded by Alderman Hanson that the matter be deferred to the next regular meeting of City Council so that the applicant may be in attendance. Motion passed.

Case No. 3642 - Appeal of Development Officer's Decision  
to Refuse a Minor Variance at 1239 Queen  
Street

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A staff report dated November 30, 1978 was submitted.

Mr. Wm. Campbell, Development Department, advised that the applicant has requested a reduction of the side yard requirement at 1239 Queen Street from 6.0 feet to 3.0 feet and to exceed the allowable lot coverage requirement (35%) up to 40%.

Mrs. B. L. Brackett, the applicant, addressed City Council briefly supporting her letter of appeal dated November 17, 1978.

MOVED by Alderman Maley, seconded by Alderman Shannon that the appeal of the Development Officer's decision to refuse a minor variance at 1239 Queen Street be allowed. Motion passed.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on December 7, 1978 as follows:

Leiblin Drive - New Sidewalk

Alderman Wooden stated that it is her opinion that the residents of Leiblin Park are in favour of the proposal.

Council,  
December 14, 1978

MOVED by Alderman Wooden,  
seconded by Alderman Hanson that:

- (a) The construction of a concrete sidewalk including sodding, trees and drainage improvements, be approved by City Council as a 1978 project for implementation in 1979;
- (b) That the construction of concrete sidewalk on Leiblin Drive be a Local Improvement Project without the right of petition under Section 391 of the City Charter;
- (c) City Council authorize the transfer of funding as shown in Appendix "B" attached to the staff report dated November 30, 1978;
- (d) City Council authorize Local Improvement Charges against the property owners in the area of Leiblin Park as shown on Appendix "A" attached to the staff report dated November 30, 1978, on a Benefit Zone basis, as follows:  
  
Benefit Zone 1: - .27¢ per \$100.00 of 1978 assessment  
Benefit Zone 2: - .54¢ per \$100.00 of 1978 assessment
- (e) City Council confirm that undeveloped lands of the Public Service Commission be charged for local improvements on the Uniform Rate method in accordance with normal City practice.

Motion passed.

NIP I - Cunard Street School NIP/Multi-Service Project

Mr. H. Crowell, Social Planner, advised that a meeting has been held re the matter and alternatives are being considered.

MOVED by Deputy Mayor Downey  
seconded by Alderman Sullivan that, as recommended by the  
Finance and Executive Committee:

1. Council reject all tenders received for the renovation and extension of the Cunard Street School building and re-allocate the funds from the Cunard Street School NIP/Multi-service project; and
2. Staff be requested to look into the cost of constructing a new facility to provide the service required and look into the extent to which the allocated funds can be used to renovate the existing building and bring back a report to Council.

Motion passed.

Council,  
December 14, 1978

Disposal of Surplus Vehicles

MOVED by Alderman Moore, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee:

1. Authority be granted to award tender to the highest bidder as follows:

78-145 1977 Chevelle Car 9

Covey's Auto Salvage Limited \$ 1258.00

78-146 1975 Chevelle Car 43

Covey's Auto Salvage Limited \$ 1013.00

78-147 1973 GMC Truck EG187

Atlantic Auto Parts \$ 1527.00

2. Bids received on units EA086, 87 and 89 be not accepted since the prices offered are not realistic according to guide prices in the November 27, 1978 issue of the automobile dealers black book, but that staff be authorized to take appropriate means including placing on consignment with an auto dealer, and
3. City Council authorize the purchasing of vehicle EA087 by the Human Resources Development Association at a price of \$1,495.00.

Motion passed.

Ordinance Number 170 - Supplementary Report

MOVED by Alderman Clarke, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, City Council adopt the guidelines attached to the supplementary staff report of December 1, 1978, and authorize the Tax Concessions and Grants Committee to review the clubs and organizations included in Ordinance No. 170 and report back to Council with recommendations with respect to whether the clubs and organizations should receive the same support, further support, or be deleted from the Ordinance, and the Tax Concessions and Grants Committee bear in mind that what Council would want to see would be full taxation within five years. Motion passed.

Council,  
December 14, 1978

Tender 78-124 - Demolition of Cunard's Wharf

MOVED by Alderman Shannon,  
seconded by Alderman Wooden that, as recommended by the  
Finance and Executive Committee:

1. Council award the tender to Waterworks Construction Limited, the lowest bidder, in the amount of \$22,200 for the removal of the Cunard's Wharf deck structure;
2. Council approve the expenditure of project funds from Capital Budget Account Number HAN01, for a total project cost of \$26,640. (Includes allowance of 20% of tendered amount for inspection fees, advertisement, testing, management of project, etc.)

Alderman Maley stated her reasons for not supporting the foregoing motion.

The motion was put and passed with Aldermen Maley, Meagher and Sullivan voting against.

Possible Property Acquisitions - Fairview Overpass

MOVED by Alderman Moore, seconded  
by Alderman Hanson that, as recommended by the Finance and Executive Committee, staff be authorized to enter into preliminary negotiations with owners of the properties which are clearly required or affected in connection with the construction of the Fairview Overpass, particularly those which may be for sale. Motion passed.

Possible Land Acquisition - Purcell's Cove Road, Pilkey Property

MOVED by Alderman Wooden, seconded  
by Alderman Sullivan that staff be authorized to purchase the property on the Purcell's Cove Road, as described in a confidential staff report dated November 29, 1978, from the owner Mr. Dennis Pilkey, for \$18,000. as settlement in full, with funds to be made available from Account No. AFA01 - Mainland South Land Acquisition. Motion passed.

Superannuation Act - Elected Official Eligibility

MOVED by Alderman Sullivan,  
seconded by Deputy Mayor Downey, that, as recommended by the Finance and Executive Committee, City Council refer the question of pensions for elected officials to the Retirement Committee. Motion passed.

Council,  
December 14, 1978

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on December 7, 1978 as follows:

Administrative Order Number 16 respecting Private Sewers  
Obstructed by City Trees

MOVED by Alderman Shannon,  
seconded by Alderman Maley that, as recommended by the  
Committee on Works:

1. City Council approve the Administrative Order attached to the staff report of November 28, 1978 respecting private sewers blocked by roots of City trees subject to the words "including the necessary restoration work." being inserted after the word "work" in the seventh line of Section 6, and subject to Section 8 being worded as follows:  
  
"8. If, in the opinion of the Director, root penetrations are so extensive that the renewal of the entire building sewer is required, the City shall pay the cost of replacement of the building sewer from the sewer main to the building and the necessary restoration work."  
  
2. Staff be directed to make the necessary provisions in the 1979 Current Budget for the implementation and administration of the Administrative Order, and  
  
3. The provisions of the Administrative Order become effective January 1, 1979.

His Worship pointed out that staff have estimated costs associated with the proposed Administrative Order in the amount of \$100,000. for the first year. He further noted that the administrative order does not provide for an appeal of the Director's decisions.

Mr. Connell, Director of Engineering and Works, responded to questions from members of Council re the matter.

After some discussion, Alderman Shannon stated that she wished to have the matter approved at this time and, should difficulties arise subsequently, they can be resolved by amendments to the Administrative Order.

The motion was put and passed.



Council,  
December 14, 1978

Petition - Spencer Avenue, Paving

MOVED by Alderman Wooden,  
seconded by Alderman Clarke that, as recommended by the  
Committee on Works, City Council deny the petition and  
agree to consider the proposed project during the 1979  
Capital Budget deliberations. Motion passed.

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning  
Committee from its meeting held on December 7, 1978, as follows:

Case No. 3604 - Proposed Development - Edmonds Grounds

The above item was forwarded to City Council  
without recommendation.

Following a discussion on the matter, it was  
MOVED by Alderman Hanson, seconded by Alderman Maley that  
Council, in response to staff's request for direction on  
the matter, advises that while it will not make an absolute  
final determination at the present time, Council does not look  
with favour at the Regulations under the Condominium Act for  
the proposal and asks staff to invite the developer for the  
proposal to indicate by letter what relaxations from the  
Subdivision Regulations the developer would now require  
knowing Council's attitude towards the Condominium Act, and  
to advise Council in order that a final determination can be  
made.

His Worship also requested that staff discuss  
with the developer the present tenancies in the Edmonds  
Grounds saying the City does not want to be put in the  
position of having to cancel those tenancies.

The Motion was put and passed.

Case #3624 - Lot Consolidation - 2663-67 Clifton Street

MOVED by Alderman Meagher, seconded by Alderman  
Sullivan that, as recommended by the City Planning Committee,  
the application to consolidate Lots 55, 56, and a portion of  
57 to form Lot A (Civic Nos. 2663-67) Clifton Street, as shown  
on Plan No. P200/8528 of Case No. 3624, be approved.

Motion passed.

Council  
December 14, 1978

Case #3638 - Lot Consolidation - Civic No. 3241  
(Lots 81 and 82) Howe Avenue

MOVED by Alderman Maley, seconded by Alderman Meagher that, as recommended by the City Planning Committee, the application to consolidate Lots 81 and 82 to form Lot H (Civic No. 3241) Howe Avenue, as shown on Plan No. P200/8582 of Case No. 3638, be approved.

Motion passed with Alderman Moore against.

Case #3563 - Street Closure - Portions of Lower Water Street

MOVED by Alderman Shannon, seconded by Alderman Moore that, as recommended by the City Planning Committee, City Council:

1. Rescind the street closure of those portions of Lower Water Street, as shown on Plan No. TT-25-25265 and as approved by City Council on October 26, 1978; and
2. Amend the October 26, 1978 resolution of City Council to read as follows:

"that City Council confirm street lines on Lower Water Street, Bishop Street, Hollis Street and Salter Street, as shown on Section 18-M of the Official City Plan; and, that City Council approve the consolidation of lots 1-44 inclusive owned by A. Keith & Son Limited, in the block bounded by Lower Water Street, Salter Street, Hollis Street and Bishop Street, to create Block K, as shown on Plan No. P200/8507 of Case No. 3563."

Motion passed.

Rescission of Section 538 Moratoria - NIP I and NIP II

The following is the recommendation of the City Planning Committee:

"That the NIP I moratorium be rescinded and the rescission of the NIP II moratorium be deferred until the "N" zone has been approved by City Council."

MOVED by Alderman Maley, seconded by Alderman Downey that the NIP I moratorium invoked by Halifax City Council pursuant to Section 538 of the Halifax City Charter on January 15, 1976, be lifted and that a further report on lifting of the moratorium imposed by Halifax City Council on July 14, 1977, be brought forward after disposition of a proposed "N" zone now before Halifax City Council.

His Worship said the intention is that the NIP I moratorium is now to be lifted and a further report shall be issued on the NIP II moratorium upon the decision in respect of the Schedule "N" matter now before Halifax City Council.

Council  
December 14, 1978

The Motion was put and passed.

Appointment of Planning Consultants - NIP III

MOVED by Alderman Sullivan, seconded by Alderman Clarke that, as recommended by the City Planning Committee, the Mayor and the City Clerk be authorized to sign an agreement with the firm of Project Planning Consultants Limited for preparation of a NIP III Concept Plan to include 300 copies of the final planning document at a price not to exceed \$29,500. The final planning document will be delivered no later than March 21, 1979 by the consulting firm to City Council.

His Worship said the Planning Consultants who are to be retained should deposit their report with the NIP III Core Committee for advancement to Council and not otherwise.

Motion passed.

MOTIONS

Motion Alderman Shannon Re: Amendment to Ordinance No. 147, the Dog Ordinance - FIRST READING

MOVED by Alderman Shannon, seconded by Alderman Maley that the proposed amendment to Ordinance No. 147, the Dog Ordinance, as attached to the staff report of November 23, 1978, be read and passed a First Time.

Motion passed.

Administrative Order No. 16 - FIRST READING

MOVED by Alderman Shannon, seconded by Alderman Maley that proposed Administrative Order No. 16 as attached to the staff report of November 28, 1978, and as amended by City Council on December 14, 1978, be read and passed a First Time.

His Worship requested that the matter be placed on the agenda of the next regular meeting of the Committee of the Whole Council meeting, to which Council agreed.

Motion passed.

MISCELLANEOUS ITEMS

Nova Scotia Place

A staff report dated December 7, 1978, was submitted.

His Worship referred to the fourth paragraph of the staff report which indicates information has not yet been submitted to show that there will not be an intrusion into the view planes, saying there has been a clear understanding the City will not allow intrusions into the view planes.

Following a short discussion, His Worship advised that the City Manager had just spoken verbally with the Caruscan Corporation on behalf of Nova Scotia Arts and Convention Centre Ltd., saying the Corporation again confirms that there has been, is, and will be no intention whatsoever of intruding into any view planes.

Further discussion and questioning ensued on the matter and it was MOVED by Alderman Moore, seconded by Alderman Hanson that City Council:

1. Authorize issuance of footing and foundation permits so that construction of Nova Scotia Place may proceed;
2. Require Nova Scotia Arts and Convention Centre Ltd. to make and proceed with the proper application for the necessary contract zoning; and
3. In a courteous way, advise Nova Scotia Arts and Convention Centre Ltd., that Halifax City Council looks forward to the presentation of preliminary conceptual plans at its earliest convenience.

Motion passed.

Election Results - Ward 10

The Returning Officer, at this time, reported the results of the Special Election held on December 6, 1978 for Alderman for Ward 10 which revealed the following:

Alfred Samuel Hamshaw	1,265
Ted Worthington	786
Audrey Joan Waller	401
Walter Flynn	386

The Returning Officer also advised that the ten-day period during which any voter may apply to the County Court for a recount will expire at midnight on December 16, 1978.

His Worship advised it is intended to proceed with a Special meeting of City Council at 1:45 P.M. on December 20th for the purpose of swearing in an Alderman for Ward 10 of the City of Halifax.

Council  
December 14, 1978

QUESTIONS

Question Alderman Meagher Re: Park - Corner of Coburg Road  
and Robie Street

Alderman Meagher noted that some years ago, the City dedicated a park located at the corner of Coburg Road and Robie Street, to Colonel Sam Balcom saying a plaque was never erected to that effect.

His Worship advised that a memo was forwarded to the City Manager on the subject yesterday.

Question Alderman Moore Re: Assessment Appeal Court

Alderman Moore referred to a question which he raised at the October 26 meeting of Council respecting decisions of the Assessment Appeal Court saying he has not received a report on the matter.

The City Manager noted the process is not completed yet as decisions are still being received but advised a report would be submitted.

Alderman Meagher referred to a question which he previously raised with respect to assessments and re-assessments and asked whether the assessment figures produced for this year would be the same until 1980 or would there be adjustments even though there have been no improvements to properties.

The City Manager indicated there would be changes in assessment every year and suggested that in addition to property improvements, there are other factors brought about by the Assessment Act resulting in changes in assessments.

A short discussion ensued and Alderman Meagher advised he would like a staff member to look into the matter saying some people feel the Assessment Appeal Court and the Assessment Department are working against each other. Alderman Meagher said that some property owners whose assessment was lowered this year, feel the Assessors are around reviewing their properties and that they may have to go through the same appeal process again this year. Alderman Meagher indicated it was always his impression that the present assessment would generally hold until 1980.

His Worship suggested that perhaps the Provincial Assessor could be invited to meet with the Committee after the New Year as the Assessor did last year, to which the members agreed.

Council  
December 14, 1978

Question Alderman Maley Re: Minor Variances

Alderman Maley referred to the number of minor variance appeals being dealt with by Council and questioned what procedure was followed before the City had a Development Officer. Alderman Maley said there seems to be a great deal of confusion on the matter and asked if staff could suggest ways of informing the public with respect to the requirements.

Alderman Maley said she would like a report with respect to such matters as who is applying for minor variances, how many are being appealed, the number being turned down, and the number being granted after some debate with staff etc. Alderman Maley said she would like a report on the general question of minor variances including new construction as well as conversions.

Question Alderman Maley Re: Snow Clearing Equipment

Alderman Maley advised she received calls questioning the kind of equipment being used by contractors for snow clearing and asked if staff would inform her how they assess the contractors with respect to the size of the equipment used. She suggested that very small trucks were used to clear the snow.

The City Manager advised that such an assessment is carried out on the basis of the tender and Alderman Maley asked how the City ensures the contractors use the type of vehicle they are supposed to use.

Alderman Clarke asked if the City spent an average amount of money for snow clearing during the recent storm and the City Manager advised that he would check into the matter and submit a report.

Question Alderman Sullivan Re: Reduced Assessments - Tax Payment

Alderman Sullivan said he received a couple of calls from persons whose property assessment was lowered and who were enquiring as to how they received a credit for the appropriate amount of their tax bills.

The Director of Finance explained the matter saying saying that if appropriate, a cheque would be issued for the difference. He indicated that if the amount in question was below \$5.00, it would be held until the following year.

His Worship noted that if an Alderman knows of a particular case, the name and address could be given to the Finance Department to be checked, and Alderman Sullivan indicated he would meet with the Director of Finance following the meeting.

Council  
December 14, 1978

Question Alderman Sullivan Re: Gate - Fort Needham

Alderman Sullivan noted he previously asked a question respecting repairs to the gate at the end of Needham Street at Fort Needham saying the Engineering Department advised that it would be repaired by the 15th of December. Alderman Sullivan asked when the Department will start repairs as there is no evidence of any work as yet.

Question Alderman Wooden Re: 5 per cent Open Space Dedication

Alderman Wooden said she would like staff to prepare a report for a Committee of The Whole Council meeting on the matter of the 5 per cent open space dedication in new developments. Alderman Wooden said she would like to see comparisons of what other municipalities require particularly Calgary, and what might be appropriate for the City of Halifax instead of the 5 per cent. Alderman Wooden said that what she had in mind was increasing it to 8 or 10 per cent.

His Worship suggested that staff might also like to comment on the matter of taking cash in lieu saying that when cash is taken, it is 5 per cent of the assessed value and suggested the usual market value is substantially more than assessed value. His Worship suggested that perhaps staff should look at the matter in terms of using some other value.

NOTICE OF MOTIONS

Notice of Motion Alderman Shannon Re: Introduction of an Amendment to the City of Halifax Municipal Development Plan

Alderman Shannon gave notice that at the next regular meeting of City Council of the City of Halifax to be held on December 28, 1978, she proposes to introduce the adoption of an amendment to the City of Halifax Municipal Development Plan pursuant to Part III of the Nova Scotia Planning Act for the purposes of providing more specific policy direction for Commercial Areas, and providing for further Regulations in the City of Halifax Zoning Bylaw with respect to Massage Parlours.

Notice of Motion Alderman Shannon Re: Amendment to Section 49 (1) (c) of the Zoning Bylaw

Alderman Shannon gave notice that at the next regular meeting of City Council of the City of Halifax to be held on December 28, 1978, she proposes to introduce an amendment to the City of Halifax Zoning Bylaw, Section 49 (1) (c), the purpose of which is to remove restaurants from that Section.

Council  
December 14, 1978

Notice of Motion Alderman Meagher Re: Amendment to Ordinance  
No. 145 respecting the Payment and Collection of Taxes

Alderman Meagher gave notice that at the next regular meeting of the City Council of the City of Halifax to be held on Thursday, the 28th day of December, 1978, he proposes to introduce an amendment to Ordinance No. 145, Respecting the Payment and Collection of Taxes.

Alderman Meagher advised that the purpose of the amendment was to change the due date for payment of interim tax billing from March 1st to February 1st, and to repeal the stated rate of interest on overdue taxes, this now being provided for in the Assessment Act to be determined from time to time by resolution of the Council.

Notice of Motion Deputy Mayor Downey Re: Rescission of Portion  
of Resolution passed by City Council on October 26, 1978  
dealing with Case No. 3563

Alderman Downey gave notice that at the next regular meeting of City Council of the City of Halifax to be held on Thursday, the 28th day of December, A.D., 1978, he proposes to introduce a Motion to rescind that portion of the resolution of City Council passed the 26th day of October, A.D. 1978, dealing with Case No. 3563 whereby the City Council approved the street closure of those portions of Lower Water Street as shown on Plan No. TT-25-25265.

ADDED ITEMS

Massage Parlours

The above item was added to the agenda at the request of the City Clerk.

A staff report dated December 13, 1978 was submitted as well as a report from the Chairman of the Municipal Development Plan Committee dated December 14, 1978.

MOVED by Alderman Sullivan, seconded by Alderman  
Wooden that City Council authorize the City Clerk of the City  
of Halifax to set a date for a public hearing on the matter of  
proposed amendments to the Municipal Development Plan with  
respect to massage parlours.

Motion passed.

The City Clerk advised that the meeting is scheduled for February 7, 1979 at 8:00 p.m. in the Council Chamber.



Council  
December 14, 1978

MOVED by Alderman Sullivan, seconded by Alderman Wooden that City Council authorize the City Clerk of the City of Halifax to set a date for a public hearing on the matter of proposed amendments to the City of Halifax Zoning Bylaw with respect to massage parlours.

Motion passed.

The City Clerk advised that the public hearing is scheduled for February 7, 1979 at 8:00 p.m., in the Council Chamber.

Authorization of Expenditure - Abbie J. Lane Memorial Hospital

The above item was added to the agenda at the request of the City Clerk. A staff report dated December 14, 1978, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that City Council authorize the expenditure of an amount of \$68,329 from the accumulated Reserve Funds of the hospital to enable the hospital to carry out alterations to a part of the layout of one of the floors of the hospital in order to accommodate a proposed new Training and Research Unit, and to enable the hospital to purchase a piece of equipment at a cost of approximately \$45,000.

Motion passed.

10:45 P. M. - Meeting adjourned.

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Council  
December 14, 1978

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MAYOR EDMUND L. MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)  
CITY CLERK

Date Approved by City Council: \_\_\_\_\_

Record

CITY COUNCIL  
SPECIAL MEETING  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
December 20, 1978  
1:55 P.M.

A special meeting of City Council was held on this date for the purpose of administering the Oath of Office to Alderman-Elect Alfred S. Hamshaw.

Present: His Worship the Mayor, Chairman; Deputy Mayor Downey; Aldermen Maley, Shannon, Sullivan, Clarke, Wooden, Hanson and Moore

Also Present: City Manager, Returning Office, Acting City Solicitor, Acting City Clerk and other members of staff

Members of City Council, led by the Acting City Clerk, joined in reciting the Lord's Prayer.

The Returning Officer addressed Council and stated that, no applications having been made for a recount in the Special Election held on December 6, 1978 in Ward 10, Alfred Samuel Hamshaw has been declared the successful candidate and duly elected alderman for that ward.

After welcoming Mrs. Hamshaw and other members of the Hamshaw family, His Worship administered the Oath of Allegiance and the Oath of Office to Alderman-Elect Hamshaw.

Alderman Hamshaw then assumed his seat at the Council table.

At the suggestion of His Worship the Mayor, it was MOVED by Deputy Mayor Downey, seconded by Alderman Hamshaw that a letter of appreciation be forwarded to the Honourable Clarence L. Gosse and Mrs. Gosse on behalf of City Council and the citizens of Halifax; and that a letter of congratulation be sent to Mr. and Mrs. John Shaffner on their appointment to Government House. Motion passed (unanimously).

City Council  
Special Meeting  
December 20, 1978

At 2:05 p.m., it was MOVED by  
Alderman Sullivan, seconded by Alderman Clarke that  
the meeting be adjourned.

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MAYOR EDMUND MORRIS  
CHAIRMAN

CATHERINE MCNEIL  
ACTING CITY CLERK

Date Approved by Council: \_\_\_\_\_

\*K

CITY COUNCIL  
M I N U T E S

Council Chamber  
City Hall  
Halifax, N. S.  
December 28, 1978  
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 Acting City Clerk, joined in reciting the Lord's Prayer.

Present: His Worship the Mayor, Chairman; Deputy Mayor Downey, and Aldermen Maley, Shannon, Meagher, Sullivan, Clarke, Wooden, Hanson, and Hamshaw.

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

Long Service Award - Joseph Johnson

His Worship paid tribute to Mr. Joseph Johnson of the City's Engineering and Works Department in recognition of his 34 years' service in the employ of the City of Halifax and, Alderman Clarke, on behalf of members of City Council, presented a long service scroll to Mr. Johnson.

M I N U T E S

Minutes of City Council meetings held on December 12, 14, & 20, 1978, were approved on Motion of Alderman Clarke, seconded by Alderman Sullivan.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS & DELETIONS

At the request of His Worship, Council agreed to add:

- 20(a) - Appointments to the Halifax Forum Commission & City of Halifax Non-Profit Housing Society

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

- 20(b) - Continuing Expenditure in 1979, Social Planning Department - Senior Citizens Transit Tickets

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

- 20(c) - Pollution Control Charge

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

- 20(d) - Yukon and Yale Street Closures

The agenda, as amended, was then approved.