

Council,  
May 17, 1979

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

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on May 9, 1979 as follows:

Amendment to Council Minutes, March 29, 1979 (Labour Relations - Right to Work) - Alderman Moore

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, the Minutes of the City Council meeting held on March 29, 1979, be amended as set forth in the attachment to the staff report dated April 25, 1979, and the City Clerk be instructed to make the amendment in the appropriate manner. Motion passed.

Award of Tender No. 79-19 (Street Widening)

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

1. Tender No. 79-19 for projects listed in Appendix "A" of the staff report dated April 17, 1979, be awarded to Standard Paving Maritimes Limited for the unit prices quoted;
2. Project funds be authorized from Capital Accounts CJ041 and CJ042 in the total amount of \$236,000;
3. Funding transfers be approved as shown in Appendix "A".

Motion passed.

Award of Tender No. 79-08 (Upgrading/Resurfacing of Streets)

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

1. Authority be granted to award Tender 79-08 to Standard Paving Maritime Limited for the unit prices quoted in the staff report dated April 24, 1979, for a total project cost of \$460,000;

Council,  
May 17, 1979

2. Authority be granted for staff to proceed with additional upgradings in order of priority, for the unit prices quoted in the staff report dated April 24, 1979, for a total project cost of \$502,750;
3. Staff be granted authority, under Section 201(1) of the City Charter, to make additional expenditures for Public Service Commission work which will be offset by an equal amount of revenue from the Public Service Commission;
4. Edgehill Road be included on the shopping list shown as Appendix "B" attached to the staff report dated April 24, 1979.

Alderman Maley stated she has had no response from staff re the matter of South Street from Queen Street to Tower Road which needs resurfacing as does the sidewalk. She stated she raised the matter during budget deliberations and was under the impression that it was going to be added.

It was agreed that staff be requested to submit estimates of the costs involved and at that time an effort will be made to find a way to handle the matter.

Motion passed.

Award of Tender No. 79-100 (T.V. Inspection of Sewers for  
Resurfacing Program)

---

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

1. Tender No. 79-100 for the project services described be awarded to Nicholson Services for the lump sum and unit prices quoted;
2. Project funds be authorized from current accounts 122415-D1600-BM005;
3. Funding transfers be approved as shown in the staff report dated May 1, 1979.

Motion passed.

Council,  
May 17, 1979

Award of Tender No. 79-73 - Eighteen 1979 Model 4-Door  
Sedans - Police Department

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

1. Tender No. 79-73 for eighteen 1979 Model 4-door sedans be awarded to Scotia Chevrolet Oldsmobile Limited for the unit prices quoted in the staff report dated April 30, 1979;
2. Funding transfers be approved from the Vehicle Replacement Reserve Account.

Motion passed with Alderman Maley voting against.

Quotation 518938 - Pavement Marking

MOVED by Alderman Shannon, seconded by Alderman  
Sullivan that, as recommended by the Finance and Executive  
Committee, Quotation #518938 for pavement marking be awarded  
to Sea Side Line Marking, Port Greville, N. S. for the unit  
prices quoted in the staff report dated May 2, 1979.  
Motion passed.

NIP Beautification Program

MOVED by Deputy Mayor Downey, seconded by  
Alderman Maley that, as recommended by the Finance and  
Executive Committee, staff be authorized to make available  
an amount not to exceed \$1,000. for the implementation of  
the beautification campaign in the City of Halifax's three  
Neighbourhood Improvement Program areas. Funds are avail-  
able in Accounts #EH003, #EH004 and #EH005. Motion  
passed.

His Worship advised that the Government of the Province of Nova Scotia has informed the City of an increase to the Provincial funding of the Neighbourhood Improvement Program from 20% to 30% of the Federal contribution, towards project expenditures under the Program. His Worship advised that, in addition, the Province has applied the new 30% level as if it had been applied throughout the program and therefore submitted a further remittance to the City of \$34,481.32, with a request that the recipient utilize the payment to further the implementation of the program.

Council,  
May 17, 1979

Alderman Wooden asked if the program applies to NIP areas designated throughout other parts of the City. Ms. Kartsaklis, NIP Co-Ordinator, advised that the contribution is within the Provincial commitment to the particular three areas and the three existing programs.

5555 Young Street (Former Relief Commission Building)

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

1. Staff be authorized to acquire Civic No. 5555 Young Street for the purpose of human resources development activities, at a sum not to exceed \$57,000. by utilizing funds from Account Z0500 EH009;
2. Staff be authorized to transfer title to the Human Resources Development Association at not less than the total cost of the acquisition, if that is deemed helpful to human resources development.  
Motion passed.

Deputy Mayor Downey asked if the purchase could be made from Relief Commission funds supposed to be forthcoming to the City. His Worship suggested that the matter of the Halifax Relief Commission surplus funds is being, and will be, pursued but it seems unlikely that it will come to a quick or early resolution.

Alderman Clarke asked that City Council be advised of the amount of the surplus funds, the number of survivors, the amount of the pensions, and whether the pensions are increased annually or have they remained fixed for several years. Alderman Sullivan asked that the requested information include the number of pensioners still residing in the Metro area.

Supplementary Appropriations - 1978

MOVED by Alderman Maley, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the supplementary appropriations for 1978 be approved under Section 201(1) of the Halifax City Charter, in the amounts scheduled in the staff report of May 2, 1979, with the exception of \$228,114. pertaining to the Metro Centre; and that the City Manager convene a meeting with members of Council, the external auditor, the Chairman, Vice-Chairman, Secretary and General Manager of the Metro Centre in order to discuss this matter further.

Council,  
May 17, 1979

Alderman Shannon asked if the budget would be discussed at Committee in addition to the meeting convened for May 22, 1979. His Worship indicated that the meeting of May 22, 1979 is in no way intended to replace a Committee meeting re the matter.

Motion passed.

No Smoking Regulations

Deputy Mayor Downey asked if the fine of \$200. should be recommended. The City Solicitor pointed out that the provision is for a fine up to \$200. and suggested that the matter can be debated when the draft regulations are submitted for discussion.

The City Manager advised it is his understanding that a recent meeting of the Board of Health passed a resolution requesting City Council to initiate the No Smoking Regulations as an Ordinance rather than regulations under the Public Health Act.

MOVED by Alderman Wooden, seconded by Alderman Shannon that the policy of no smoking in public places be approved and staff be requested to draft an appropriate regulatory medium to enshrine that principle and return it to City Council for consideration. Motion passed with Deputy Mayor Downey voting against.

Gerrish Street NIP Project - NIP I Area

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

1. Staff be authorized to complete negotiations for the purchase and subsequent demolition and levelling of the sites of the four properties, as indicated in the April 18 staff report, for a total amount not to exceed \$100,000 (funding available from Account No. EH003); and
2. Staff be authorized to engage consultants to explore the feasibility of the operation of such a community centre as described in the staff report dated May 2, 1979, and to develop a conceptual plan for a building for an amount not to exceed \$15,000 (funding available from Account No. EH003).

Motion passed with Alderman Shannon voting against.

Council,  
May 17, 1979

Services for the Mentally Retarded (Alderman Sullivan)

MOVED by Alderman Sullivan, seconded by Alderman Clarke that, as recommended by the Finance and Executive Committee, the points raised at the Committee of the Whole Council meeting of May 9, 1979, and the staff information report of April 17, 1979, respecting Services for the Mentally Retarded be referred to the Comserv Directorate by the Halifax Directors with an earnest request for their advice on the matter and the request that the Directorate advise the City if and when it feels capable of responding to the concerns expressed. Motion passed.

Alderman Sullivan requested that staff forward the relevant information to the Comserv Directorate members.

Award of Tender No. 79-28 (Sidewalk Renewals)

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

1. Tender No. 79-28 for the projects listed in Appendix "A" of the staff report of April 27, 1979 be awarded to Steed & Evans for the unit prices quoted;
2. Project funds be authorized from the Capital Accounts CB 075, CB078, CB083, CB173, CB138, CB140, CB143 and CB144; and
3. Funding transfers be approved as shown in Appendix "A" attached to the staff report of April 27, 1979.

Alderman Moore referred to correspondence received approximately one year ago from Mr. Stapells in connection with sidewalk renewals in the downtown area encouraging City Council to use concrete as opposed to asphalt and asked if staff has made a decision in that regard. Mr. Connell, Director of Engineering and Works, stated that all sidewalk renewals will be concrete, and asphalt is used only as a stop-gap for hazardous conditions.

Alderman Wooden asked when sidewalk renewal on Barrington Street is designated. Mr. Connell stated that he will check and advise City Council.

Motion passed.

Council,  
May 17, 1979

Sir Winston Churchill Memorial Statue

MOVED by Alderman Moore, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, Council approve the resolutions attached as Schedule "A" to the staff report dated May 9, 1979. Motion passed.

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on May 9, 1979 as follows:

Buckingham Street at Granville Street - Sewer Renewal

MOVED by Deputy Mayor Downey, seconded by Alderman Moore that, as recommended by the Committee on Works:

1. The Waterfront Development Corporation be instructed to proceed with the installation of new storm and sanitary sewer lines on Granville Street and Buckingham Street at an estimated cost of \$73,000 (as per sketch attached to the April 23, 1979, staff report); and
2. Additional funds of \$13,000. to complete the Granville Street/Buckingham Street project (Account #DA008) be transferred from the Compton Avenue project (Capital Account #DA021).

Motion passed.

Relocation of Street Lines - Jubilee Road, Bell Road,  
Summer Street and Sackville Street

MOVED by Alderman Shannon, seconded by Alderman Hamshaw that, as recommended by the Committee on Works, City Council reaffirm the relocation of the street lines, as noted in the staff report of May 1, 1979, and that the resolution passed on March 16, 1978, respecting the closure of those portions of streets and the relocation of the affected street lines, be rescinded. Motion passed.

Council,  
May 17, 1979

Motion Alderman Maley Re: Amendment to Ordinance No.  
168, the Fire Prevention Ordinance - SECOND  
READING

---

A supplementary staff report dated May 11,  
1979, was submitted by Fire Chief R. M. Horrocks.

A private and confidential memorandum dated  
May 15, 1979 was submitted by the City Solicitor.

It was determined that the recommendation  
in the City Solicitor's memorandum dated May 15, 1979,  
should be amended to read '3.4.8' rather than 3.4.7.

MOVED by Alderman Maley, seconded by Alderman  
Shannon that amendments to Ordinance No. 168, the Fire  
Prevention Ordinance, as set forth in the draft of April  
4, 1979, and the further amendment submitted by the City  
Solicitor in his private and confidential report dated  
May 15, 1979, which reads:-

"3.4.8. The owner of every building to which  
subsection 3.4.2. applies shall comply with the  
provision of the said subsection within one year  
of the said subsection being approved by the  
Minister."

be now read and passed a Second Time.

Motion passed.

Motion Alderman Shannon re: Ordinance No. 149, Petty  
Trades - SECOND READING

---

MOVED by Alderman Shannon, seconded by  
Alderman Maley that an amendment to Ordinance No. 149,  
Petty Trades, as submitted, be now read and passed a  
Second Time. Motion passed.

Motion Alderman Shannon Re: Amendment to Ordinance No.  
131, the Building Code Ordinance - SECOND  
READING

---

MOVED by Alderman Shannon, seconded by  
Alderman Maley that an amendment to Ordinance No. 131,  
as submitted, be now read and passed a Second Time.  
Motion passed.

Council  
May 17, 1979

REPORT - CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on May 9, 1979, as follows:

Planning Advisory Committee

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

1. City Council adopt Terms of Reference for a Planning Advisory Committee as set out in Appendix "A" of the report from the Chairman of the Municipal Development Plan Committee dated February 27, 1979; and
2. Staff be authorized to redraft the "strategy statement" in Part III of the Municipal Development Plan to reflect Committee and Council deliberations on the matter and bring forward the redraft for inclusion as an amendment to Part III.

Motion passed.

His Worship noted that Council will have to consider the membership of the Committee and advised that he intended to mention the matter at the May 24th meeting of the Municipal Development Plan Committee. His Worship suggested Council members may wish to think about how appointments are to be made to the Committee when Council meets to discuss various appointments.

A short discussion ensued on the matter and His Worship suggested that in the interim, any Alderman who has any names to suggest could deposit them with the Mayor's office and they will all be brought back to members of Council together with any names that come forward from any source, to which general agreement was expressed.

Case No. 3682 - Modification of Lot Area, Lot Frontage, and Side Yard Requirements (2650 Dublin Street)

The above item was referred to City Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman Clarke that the application for modification of the lot frontage, lot area, and side yard requirements of the Zoning Bylaw to allow a conversion of four units at 2650 Dublin Street as shown on Plan Numbers P200/8769, 8771, and 8818, be denied by City Council.

Motion passed.

Council  
May 17, 1979

Alderman Meagher said he would like to see the fence repaired and the property cleaned up and put back in a condition fitting with the area, and His Worship asked that the City Manager request the Supervisor of Inspection Services to take note of the remarks.

His Worship, at this time, requested that the City Manager ask the Building Inspector to bring to Council, as quickly as possible, an updated report on the condition of Civic No. 60 Williams Lake Road with a view to resolving a most unsightly situation.

Case No. 3664 - Rezoning (Parcel "U", Lady Hammond Road) -  
DATE FOR PUBLIC HEARING

MOVED by Alderman Clarke, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application to rezone Parcel "U", Lady Hammond Road from R-2, Residential, to C-2, General Business, as shown on Plan No. P200/8692 of Case No. 3664.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, June 20, 1979 at 7:30 P. M.

Case No. 3704 - Maritime Museum of the Atlantic -  
DATE FOR PUBLIC HEARING

MOVED by Alderman Moore, seconded by Alderman Sullivan that, as recommended by the City Planning Committee, a date be set for a public hearing to consider an application to permit the development of the Maritime Museum of the Atlantic east of Lower Water Street, between Prince and Sackville Streets, under the provisions of Section 86, Schedule "J", of the Zoning Bylaw, Peninsula area.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, June 20, 1979 at 7:30 p.m.

Case No. 3606 - Halifax Ferry Terminal (Contract Zoning and Stage II Approval) - DATE FOR PUBLIC HEARING

MOVED by Alderman Sullivan, seconded by Alderman Meagher that, as recommended by the City Planning Committee, a date be set for a public hearing to consider a contract zoning application under Section 86 of Schedule "J" of the Zoning Bylaw, Peninsula Area, for the construction of the Ferry Terminal at a height which exceeds the 25-foot height limit in Schedule "J".

Motion passed.

The City Clerk advised that the public hearing is scheduled for Wednesday, June 20, 1979 at 7:30 P. M.

Council  
May 17, 1979

Electrical Services - Stage IX Scotia Square

MOVED by Deputy Mayor Downey, seconded by Alderman Shannon that, as recommended by the City Planning Committee, City Council:

1. approve the installation of underground electrical wiring along Brunswick Street from Duke Street to approximately 250 feet north of Duke Street, in accordance with the Underground Wiring Policy and to provide electrical service for the Stage IX, Scotia Square apartment building presently under construction;
2. approve the extension of the present underground wiring contract with L. J. Casavechia Limited to include the Stage IX underground wiring proposal at the present unit prices, for a total estimated cost to the City of \$50,000; and
3. approve the advance of \$50,000 from Account No. CK-26 of the 1980 allocated underground wiring funds in the Capital Budget to cover the cost of this project.

Motion passed.

Zoning Review - Soft Area 4 (MDP Map 4) -  
DATE FOR PUBLIC HEARING

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the City Planning Committee, a date be set for a public hearing to consider:

1. An amendment to Implementation Policy 3.3 of the Municipal Development Plan to delete the phrase "but excepting Area 4 on Map 4"; and
2. Amendments to the Zoning Bylaw (Mainland Area) as follows:
  - i) rezone all that area to the north by the railway right of way, currently zoned I-1 (general industrial) to Schedule "K" excluding the pending application, shown on Map 2 and Plan No. P200/8875;
  - ii) rezone all that area from St. Margaret's Bay Road to the railway right-of-way from I-1 (general industrial), R-4 (multiple dwelling) and C-1 (local business) to R-2 (two family) except for the property of the Public Service Commission and except for those properties fronting on St. Margaret's Bay Road identified as Civic No. 53, 55, 57, and 59 as shown on Map 2 and Plan P200/8875; and

Council  
May 17, 1979

- iii) rezone the lands of the Public Service Commission from I-1 (general industrial) to W (watershed zone) as shown on Map 2 and Plan No. P200/8875.

Motion passed.

The City Clerk advised that the public hearing was scheduled for July 4, 1979 at 7:30 P. M.

Zoning Review - Soft Area 5 (MDP Map 4) - DATE FOR PUBLIC HEARING

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the rezoning of those lands within soft area 5 presently used as part of the container facility from R-3-V to C-3-V as shown on Map 2 (Plan No. P200/8866).

Motion passed.

The City Clerk advised that the public hearing was scheduled for July 4, 1979 at 7:30 P. M.

His Worship requested that an item be placed on the next Council agenda relating to consideration for the possible rescheduling of the Council meeting of June 28th and the possible rescheduling of the Committee of the Whole Council meeting of June 6th.

MISCELLANEOUS ITEMS

Proposed Bond Issue

A staff report dated May 17, 1979, was submitted relating to the above matter.

Following a questioning of the Director of Finance, it was MOVED by Alderman Maley, seconded by Alderman Meagher that:

1. City Council accept the bid of Walwyn Stodgell and Associates, as submitted, and authorize the Mayor and City Clerk to sign all necessary documentation to permit issuance of the \$5,000,000 debentures; and
2. City Council authorize a change in the dating of the debentures from the June 1 date originally contemplated to a July 2 dating, as specified by staff in the bond prospectus and tender, and that the borrowing resolutions be amended accordingly with the Mayor and City Clerk authorized to sign.

Motion passed.

Council  
May 17, 1979

Access Roads - Dunbrack Street and North West Arm Drive

The above item was considered earlier in the meeting under the Petitions & Delegations section of the agenda.

Q U E S T I O N S

Question Alderman Wooden Re: Public Service Commission Charges

Alderman Wooden advised that she received a call from a Cowie Hill resident to the effect that residents of Cowie Hill are being asked to pay a \$60.00 deposit for water hookups by the Public Service Commission. Alderman Wooden said she would like to know the reason for such a deposit and what other areas in the City such a deposit is being requested. Alderman Wooden suggested that such information could be obtained prior to the next regular meeting of the Committee of the Whole Council.

Question Alderman Sullivan Re: Kaye Street

Alderman Sullivan advised that his question related to an information report of November 30, 1978 concerning wrong way traffic on Kaye Street which was prepared in response to a question which he raised. Alderman Sullivan noted it was suggested at that time that staff were considering returning the street to two way traffic but noted that a report dated May 9th indicates staff are no longer contemplating such action.

Alderman Sullivan noted that policemen have been stationed in the area and suggested there is a problem with traffic travelling the wrong way on the street. Alderman Sullivan said he would like staff to prepare recommendations as to what can be done to eliminate the problem.

Question Alderman Sullivan Re: Gates at Fort Needham

Alderman Sullivan noted the gates at Fort Needham were knocked over and had to be restored and suggested that problems are being experienced again in that vehicles travelling in the area in the evening do not see the gates resulting in them being damaged. Alderman Sullivan asked that staff consider placing reflective tape on the gates or take other appropriate action in order that they will be more visible.

Question Alderman Sullivan Re: Municipal Election Legislation

Alderman Sullivan advised that he has read in the newspaper and has noticed in the press that the Municipal Elections package has been passed by the House of Assembly. Alderman Sullivan said he would like to know from staff whether the City has an indication of what was passed, whether it was passed in total, and whether some of the points which Council raised were considered.

The City Solicitor advised that a report would be prepared for the next meeting of the Committee of the Whole Council.

Council  
May 17, 1979

Alderman Sullivan asked that the item be discussed at the next regular meeting of the Committee of the Whole Council.

Question Alderman Sullivan Re: Tenders

Alderman Sullivan suggested that small businesses in Halifax experience problems when the City issues tenders in that the manufacturers who supply the small businesses also bid on the tenders. Alderman Sullivan said he did not want to affect the tender process but asked whether the matter could be refined. Alderman Sullivan said he would like staff to look at the matter and to advise Council and went on to express the feeling that perhaps there is nothing that can be done.

Question Alderman Shannon Re: Hospital Signs

Alderman Shannon noted a report was received as a result of her question at the last Council meeting respecting hospital signs. Alderman Shannon noted the signs do not indicate to which hospital they refer and suggested that a number of people do get lost despite the signs. Alderman Shannon suggested that perhaps further consultation with the hospitals is required and also expressed the feeling that perhaps the signs should indicate which hospital they refer to.

It was agreed that staff be asked to reconsult with the hospitals on the matter.

His Worship suggested the matter of signage is becoming almost counter productive and referred to the right hand side of Quinpool Road travelling east from the Rotary. His Worship suggested the City has sign pollution on its streets and trees and referred to one company on Quinpool Road which has put a sign up at the street intersection, on a City tree, which is creating a dangerous situation.

Question Alderman Shannon Re: Monitoring of Traffic

Alderman Shannon noted that last year, Council passed a resolution that before the opening of the Quinpool Road project, there would be a monitoring of the traffic on Vernon Street and the surrounding streets so that corrective action could be taken if the traffic lights did not work. Alderman Shannon expressed the hope that staff will soon be carrying out such action as the project is due to open in June.

Alderman Shannon suggested that the areas that should be monitored were Vernon Street from Quinpool Road to Pepperell and separately from Pepperell Street to Jubilee Road, and similarly for both halves of Pepperell Street from Preston to Vernon and again from Vernon to Robie Street.

Council  
May 17, 1979

Question Alderman Shannon Re: Cuts in Roadway - Public  
Service Commission

Alderman Shannon referred to the great many cuts in the roadway created by the Public Service Commission and His Worship noted that Council requested staff review the matter at the last Committee of the Whole Council meeting.

The Director of Engineering and Works then addressed Council and advised of action being taken to correct the problem.

Question Alderman Maley Re: Granite Curbs

Alderman Maley referred to the granite curbs located in certain parts of the City and noted that a number were recently removed from North Park Street. Alderman Maley also referred to the Hollis and Bishop Street areas and advised that she has been contacted by citizens expressing concern about the matter.

Alderman Maley asked that staff submit a policy on the matter and His Worship suggested staff be asked to look at the item in terms of comparative costs and Council give direction as to whether it wants the matter left in tender documents.

Alderman Maley suggested that such a report also include a comparison for patching sidewalks rather than installing new concrete sidewalks.

Question Alderman Maley Re: Affect of Sidewalk Installation on Trees

Alderman Maley noted that sidewalks are being installed on South Street at Barrington Street where there are trees located on both sides of the street. Alderman Maley advised that tree roots are being exposed and cut and suggested that in such situations, the sidewalks should be narrower. Alderman Maley expressed the feeling that consideration should be given to the width of sidewalks in locations where trees are involved.

Question Alderman Maley Re: Water Valves - Public Service  
Commission

Alderman Maley said she has noticed that many of the Public Service Commission water valves located in the streets are extending above the surface of the roadway, and it was advised by staff the Public Service Commission would be consulted on the matter.

Question Alderman Maley Re: Soft Area, Central Business District

Alderman Maley questioned whether some of the planning meetings could be started with respect to the Central Business District soft area, and His Worship noted there is a soft area priority list suggesting it would have to be looked at.

Question Alderman Maley Re: Sunday Openings

Alderman Maley advised that many people have asked her when Council is going to decide the Sunday opening question and the City Manager advised that a report is being prepared for the second Committee of the Whole Council meeting from today's date, and that the applicant has been advised of the possible date.

Question Alderman Hamshaw Re: Dunbrack and Ross Streets

Alderman Hamshaw advised he is in possession of a report on accidents at the above location for the period between September to May and noted staff are of the opinion that a flashing light is not required. Alderman Hamshaw asked if it was possible to have a ripple pavement treatment put in prior to Ross Street to warn drivers from out of Town that there is a dangerous curve in the road.

His Worship also referred to the area in question and requested that the City Manager ask the Traffic Engineering Division to look at the area again suggesting that an amber light at the intersection would be helpful.

Alderman Wooden suggested the speed limit was too high in the area and His Worship advised that the speed limit would be considered as well.

Question Alderman Hamshaw Re: Sewer and Water Permits

Alderman Hamshaw advised that the residents requested that the permits for sewer and water be at the field office saying he understood the permits would be delivered to the office one day each week. Alderman Hamshaw said he would like to know which day they are to be delivered.

Question Alderman Hamshaw Re: Availability of Commercial Land

Alderman Hamshaw referred to the matter of businesses seeking commercial land in Halifax and asked if Council could be informed with respect to the commercial property available. The City Manager advised that staff are preparing a report relating to the question raised and related matters which should be completed within the next month of two.

Question Alderman Hamshaw Re: Concrete Cradles -  
Sewer Installations

Alderman Hamshaw suggested that the pipes used today for sewer installations are stronger and more flexible than the pipes used a few years ago, and suggested the City should look into the necessity of using concrete cradles. Alderman Hamshaw expressed the feeling that perhaps a private consultant should be engaged to look into the matter.

A short discussion ensued and His Worship advised that staff could redistribute staff reports which have been prepared on the matter.

Question Alderman Meagher Re: Second Tax Billing

Alderman Meagher asked when the second tax billing had to be paid to avoid interest charges and the Director of Finance advised that payments had to be made on or before June 7th to avoid interest charges.

Question Alderman Meagher Re: Sidewalk Repairs - General  
Area of Almon and Pacific Streets

Alderman Meagher referred to a recent meeting of the Tax Concessions & Grants Committee at which time the Committee heard from the Institute for the Blind. Alderman Meagher advised that some of the sidewalk slabs in the general area of Almon and Pacific Streets are in need of repair and suggested that if they cannot be repaired, asphalt should be used. Alderman Meagher asked if staff could take particular note of the area in question where people from the Institute are walking.

Question Alderman Meagher Re: Sidewalks in the area of Beech,  
Pine, and Elm Streets

Alderman Meagher noted the Dominion Store on Quinpool Road is moving and the Sobeys Store has improved its facilities, and that the pattern of shopping in the area will change. Alderman Meagher suggested that some of the sidewalks on side streets such as Beech, Pine, and Elm are in poor condition and requested that staff give consideration to the matter.

Question Deputy Mayor Downey Re: Summer Employment

Deputy Mayor Downey asked for a report on the number of employees to be hired by the City this coming summer.

Council  
May 17, 1979

NOTICE OF MOTIONS

Notice of Motion Alderman Hamshaw Re: Amendment to  
Ordinance No. 155, the Truck Routes Ordinance

---

Alderman Hamshaw gave notice that at the next regular meeting of City Council of the City of Halifax to be held on Thursday, the 31th day of May, 1979, he proposes to introduce an amendment to Ordinance Number 155, the Truck Routes Ordinance. Alderman Hamshaw advised that the purpose of the amendment was to make the section of Kearney Lake Road between the Bicentennial Highway and the Bedford Highway, a daytime truck route.

ADDED ITEMS

Appointments

(Board of Police Commissioners for the City of Halifax)

A memo dated May 15, 1979, was submitted from His Worship the Mayor containing nominations for appointment to the Board of Police Commissioners for the City of Halifax.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that the following appointments to the Board of Police Commissioners for the City of Halifax for terms to expire on December 31, 1979, be approved:

Deputy Mayor Graham Downey	Alderman Daniel Clarke
Alderman Doris Maley	Alderman Nancy Wooden
Alderman Brenda Shannon	Alderman Ronald Hanson
Alderman Nicholas Meagher	Alderman Wilfred Moore
Alderman Terrance Sullivan	Alderman Alfred Hamshaw

Motion passed.

(Halifax Transit Corporation)

A memo dated May 17, 1979, was submitted from His Worship nominating persons for appointment to the Halifax Transit Corporation.

MOVED by Alderman Clarke, seconded by Alderman Sullivan that Mr. E. C. Harris, Mr. Kenneth McGrail, and Mr. Ronald G. Smith be re-appointed to the Halifax Transit Corporation for terms to expire June 1, 1982.

Motion passed.

(Visitors and Convention Committee)

A memo dated May 17, 1979, was submitted from His Worship nominating persons for appointment to the Visitors and Convention Committee.

Council  
May 17, 1979

MOVED by Alderman Meagher, seconded by Deputy Mayor Downey that the following persons be re-appointed to the Visitors and Convention Committee for further terms to expire April 30, 1981:

Mr. Paul Edwards  
Mr. Paul Emmerson  
Mr. Donald Gillis

Mr. Eric Perth  
Mr. Fred Repp

Motion passed.

(Halifax-Dartmouth Port Commission)

A memo dated May 17, 1979, was submitted from His Worship the Mayor respecting an appointment to the Halifax-Dartmouth Port Commission.

MOVED by Alderman Meagher, seconded by Alderman Clarke that Mr. R. Fisher, Jr., while Manager, Halifax Office, Maritime Employer's Association (replacing former Manager A. Vandenberg, retired) be appointed to the Halifax-Dartmouth Port Commission.

Motion passed.

Public Hearings - Alderman Maley

Alderman Maley advised it has occurred to her as well as to a number of other people that perhaps there should be no public hearings scheduled during one month of the summer. Alderman Maley advised that she was raising the matter at this time in order that members of Council could think about the item and discuss it at the next Committee of the Whole Council meeting, saying she would like the subject placed on the agenda of that meeting.

Billboards - Alderman Moore

Alderman Moore put forth questions with respect to the procedures involved when someone wishes to erect a billboard which staff responded to. Alderman Moore advised that a billboard was recently erected on the east side of Howe Avenue at Civic No. 3627 which faces traffic proceeding south on Howe Avenue, which he suggested is much larger than other billboards he has seen in the City.

Alderman Moore said he would like a staff report with respect to the subject billboard for discussion at the next meeting of the Committee of the Whole Council with a view to providing recommendations with respect to the size and height of billboards including the height they are permitted to be from the ground.

Council  
May 17, 1979

Alderman Clarke noted the Ordinance was previously discussed by Council but could not recall that it had been given Second Reading, and suggested that an information report be submitted next Wednesday with respect to when the item will be returned. His Worship advised that a response to the enquiry made would be brought back to the Committee of the Whole meeting.

Navigable Waters Protection Act - Alderman Shannon

Alderman Shannon advised that in the Mail-Star of May 9th, an advertisement was placed by the Jubilee Boat Club giving notice that it had filed a description of site and plans of landfill and seawall for the North West Arm at the foot of Jubilee Road, and that at the expiration of one month from that date under Section 8 of the Act, they would apply to the Minister of Transport for approval of said site and plans.

Alderman Shannon suggested the City would have some interest in the matter and should check what site and plans are involved and let the Minister, or other appropriate official, know of the City's position with regard to a particular set of site filling plans. Alderman Shannon said she would also like the Legal Department to look into the aspect of access to the shore line.

His Worship advised that a copy of the application has been sought which should be distributed to members of Council and Alderman Shannon suggested the City should make some response on the matter, and His Worship indicated that such would be the case and the City Solicitor would take a look at the matter.

Canadian Tire Parking Lot - Alderman Wooden

Alderman Wooden, in referring to a plan submitted to the City Planning Committee meeting of October 2, 1975, said it was proposed there would be parking for 65 cars. Alderman Wooden said she would like staff to look at the matter with respect to whether the store has parking for 65 cars, whether all the space originally designated for parking is being used, and whether the sidewalk area on the Herring Cove Road is used for parking.

Alderman Wooden also referred to the last paragraph of the staff report submitted at that time relating to rezoning in the area and asked that staff look at the matter, and noted the report is three years old. His Worship advised that the matter is included in the Detailed Area Planning process and Alderman Wooden suggested the plan would not be completed for another two years. His Worship said it was his understanding the completion date was earlier than suggested by Alderman Wooden but said that if that is the schedule, staff would look at the matter and answer the enquiry.

11:20 P. M. - Meeting adjourned.

HEADLINES

Minutes ..... 220  
Approval of Order of Business, Additions and Deletions 220

DEFERRED ITEMS:

Case No. 3663 - Rezoning and Lot Consolidation - Bayne  
Street ..... 221  
Case No. 3705 - Contract Zoning, Lot C-1 Purcell's  
Cove Road ..... 221

PETITIONS AND DELEGATIONS:

Petition - Residents of Meadowlark Crescent, Eagle  
Crescent, Swan Crescent and Canary Crescent - Access  
to Dunbrack Street ..... 222  
Access Roads - Dunbrack Street and North West Arm Dr.. 222  
Petition - Residents of South End of City of Halifax  
who Oppose Tree Spraying ..... 222

REPORT - FINANCE AND EXECUTIVE COMMITTEE:

Amendment to Council Minutes, March 29, 1979 (Labour  
Relations - Right to Work) - Alderman Moore ..... 223  
Award of Tender No. 79-19 (Street Widening) ..... 223  
Award of Tender No. 79-08 (Upgrading/Resurfacing of  
Streets) ..... 223  
Award of Tender No. 79-100 (T.V. Inspection of Sewers  
for Resurfacing Program) ..... 224  
Award of Tender No. 79-73 - Eighteen 1979 Model 4-Door  
Sedans - Police Department ..... 225  
Quotation 518938 - Pavement Marking ..... 225  
NIP Beautification Program ..... 225  
5555 Young Street (Former Relief Commission Building). 226  
Supplementary Appropriations - 1978 ..... 226  
No Smoking Regulations ..... 227  
Gerrish Street NIP Project - NIP I Area ..... 227  
Services for the Mentally Retarded (Alderman Sullivan) 228  
Award of Tender No. 79-28 (Sidewalk Renewals)..... 228  
Sir Winston Churchill Memorial Statue ..... 229

REPORT - COMMITTEE ON WORKS:

Buckingham Street at Granville Street - Sewer Renewal 229  
Relocation of Street Lines - Jubilee Road, Bell Road,  
Summer Street and Sackville Street ..... 229

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND  
COMMISSIONS:

Motion Alderman Maley Re: Amendment to Ordinance No.  
168, the Fire Prevention Ordinance - SECOND READING 230  
Motion Alderman Shannon Re: Ordinance No. 149, Petty  
Trades - SECOND READING ..... 230  
Motion Alderman Shannon Re: Amendment to Ordinance  
No. 131, the Building Code Ordinance - SECOND  
READING ..... 230

Council,  
May 17, 1979

HEADLINES (CONT'D)

REPORT - CITY PLANNING COMMITTEE:

Planning Advisory Committee .....	231
Case No. 3682 - Modification of Lot Area, Lot Frontage, and Side Yard Requirements (2650 Dublin Street .....	231
Case No. 3664 - Rezoning (Parcel "U", Lady Hammond Road) - DATE FOR PUBLIC HEARING .....	232
Case No. 3704 - Maritime Museum of the Atlantic - DATE FOR PUBLIC HEARING .....	232
Case No. 3606 - Halifax Ferry Terminal (Contract Zoning and Stage II Approval) - DATE FOR PUBLIC HEARING .....	232
Electrical Services - Stage IX Scotia Square .....	233
Zoning Review - Soft Area 4 (MDP Map 4) - DATE FOR PUBLIC HEARING .....	233
Zoning Review - Soft Area 5 (MDP Map 4) - DATE FOR PUBLIC HEARING .....	234

MISCELLANEOUS ITEMS:

Proposed Bond Issue .....	234
Access Roads - Dunbrack Street and North West Arm Dr.	235

QUESTIONS:

Question Alderman Wooden Re: Public Service Commission Charges .....	235
Question Alderman Sullivan Re: Kaye Street .....	235
Question Alderman Sullivan Re: Gates at Fort Needham .	235
Question Alderman Sullivan Re: Municipal Election Legislation .....	235
Question Alderman Sullivan Re: Tenders .....	236
Question Alderman Shannon Re: Hospital Signs .....	236
Question Alderman Shannon Re: Monitoring of Traffic ..	236
Question Alderman Shannon Re: Cuts in Roadway - Public Service Commission .....	237
Question Alderman Maley Re: Granite Curbs .....	237
Question Alderman Maley Re: Affect of Sidewalk Installation on Trees .....	237
Question Alderman Maley Re: Water Valves - Public Service Commission .....	237
Question Alderman Maley Re: Soft Area, Central Business District .....	238
Question Alderman Maley Re: Sunday Openings .....	238
Question Alderman Hamshaw Re: Dunbrack and Ross Sts. .	238
Question Alderman Hamshaw Re: Sewer and Water Permits	238
Question Alderman Hamshaw Re: Availability of Commer- cial Land .....	238
Question Alderman Hamshaw Re: Concrete Cradles - Sewer Installations .....	239
Question Alderman Meagher Re: Second Tax Billing .....	239

Council,  
May 17, 1979

HEADLINES (CONT'D)

Question Alderman Meagher Re: Sidewalk Repairs -  
General Area of Almon and Pacific Streets ..... 239  
Question Alderman Meagher Re: Sidewalks in the area  
of Beech, Pine, and Elm Streets ..... 239  
Question Deputy Mayor Downey Re: Summer Employment .. 239

NOTICE OF MOTION:

Notice of Motion - Alderman Hamshaw Re: Amendment to  
Ordinance No. 155, the Truck Routes Ordinance ..... 240

ADDED ITEMS:

Appointments ..... 240  
Public Hearings - Alderman Maley ..... 241  
Billboards - Alderman Moore ..... 241  
Navigable Waters Protection Act - Alderman Shannon ... 242  
Canadian Tire Parking Lot - Alderman Wooden ..... 242

MAYOR EDMUND L. MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

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

CITY COUNCIL  
PUBLIC HEARING  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
May 31, 1979  
7:05 P. M.

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

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

ALSO PRESENT: D. F. Murphy, Acting City Manager; E. Kerr, Acting City Clerk, and other members of staff.

The meeting had been called as a public hearing with respect to an application under Section 84, Schedule "F" of the Zoning Bylaw (Peninsula Area) for the development of an arts and convention centre with retail and office space on Argyle Street between Duke and George Streets (Nova Scotia Place).

His Worship, noting the unusual circumstances inherent in Council's relationship to the proposed Nova Scotia Place, emphasized the necessity of dealing with the matter solely as an application for contract zoning under the provisions of the Zoning Bylaw. He added that the operational details of Council's involvement as a prospective tenant of Nova Scotia Place should be reviewed and discussed at some future meeting of Committee of the Whole Council, and emphasized that any indication perceived during this public hearing of Council's subjectivity in the matter could play a significant role in any appeal made to the Planning Appeal Board.

7:10 P. M. - Aldermen Shannon and Moore entered the meeting.

With reference to the May 30 staff report, Mr. Edward C. Andrews of the Caruscan Corporation noted that the skywalk connector to Scotia Square is not included in the application at this time; he added that negotiations with Halifax Developments Limited have not yet been finalized and, should they prove unsuccessful, alternative methods of connections will be considered.

Public Hearing  
May 31, 1979

Responding to a question from Alderman Wooden, Mr. Andrews advised that the exterior construction of Nova Scotia Place will be of red brick used in conjunction with non-reflective glass.

There were no persons in the public gallery wishing to address Council in support of this application.

His Worship then called for those present wishing to speak in opposition or otherwise comment.

Mr. C. Edward Danielson submitted a brief on behalf of his client, Keddy Motor Inns, noting that, as his submission deals primarily with the City's role as a prospective tenant, he was willing to postpone his remarks until the proposed meeting of Committee of the Whole Council.

His Worship assured Mr. Danielson that his brief would be forwarded to staff for review and that he would be given an opportunity to elaborate on the points raised therein at the appropriate meeting of the Committee.

Responding to a question from Alderman Shannon, Mr. Andrews advised that 57,624 square feet, or approximately 30% of the building's total floor area has been proposed as "optional space".

Alderman Shannon expressed concern that the May 30 report had not received the usual range of input from staff members and requested the Acting City Manager to ensure that additional comments are submitted in the form of a supplementary report prior to the meeting of Committee of the Whole Council at which this matter will be deliberated. Referring to the Municipal Development Plan, Alderman Shannon stated that, in her opinion, the policies pertaining particularly to the Barrington Street area had not been addressed and asked that staff review these with specific reference to proposals for the use of this "optional space".

Mr. Tom Merklinger presented a brief on behalf of the Urban & Transportation Committee of the Ecology Action Centre, asking that these concerns be referred to staff for review and comment.

7:40 P. M. - Alderman Sullivan entered the meeting.

Responding to a question from His Worship the Mayor, the Acting City Manager advised that construction costs pertaining to new sidewalks installed on Duke, Brunswick and George Streets had been financed as local improvement charges against Metro Centre Limited as part of the development agreement.

No further persons wished to address Council regarding this matter.

MOVED by Alderman Moore, seconded by Alderman Hanson that the matter be referred to City Council without recommendation, that the May 30 staff report be recirculated for further comment, and that staff prepare a supplementary report dealing with the concerns expressed during this public hearing. Motion passed.

7:45 P. M. - Meeting adjourned.

HEADLINES

Public Hearing Re: To consider an application under Section 84, Schedule "F" of the Zoning Bylaw (Peninsula Area) for the development of an arts and convention centre with retail and office space on Argyle Street between Duke and George Streets (Nova Scotia Place) . . . . . 246

MAYOR EDMUND MORRIS  
CHAIRMAN

EDWARD A. KERR  
ACTING CITY CLERK

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

\*K

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
May 31, 1979  
8:15 P. M.

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

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

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

ALSO PRESENT: D. F. Murphy, Acting City Manager, E. A. Kerr, Acting City Clerk, and other members of staff.

His Worship and Deputy Mayor Downey welcomed members of the 18th Girl Guide Company, under the leadership of Sister Cecelia Ridgely, to the Council Chamber.

MINUTES

Minutes of City Council meetings held on May 16 and May 17, 1979 were approved on the Motion of Alderman Clarke, seconded by Alderman Hamshaw.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS

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

20.2 - Navigable Waters Protection Act

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

9.4 - Petition: Clovis Avenue

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

20.3 - Concrete Cradles

City Council  
May 31, 1979

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

20.4 - RRAP Loans - Additional Funds

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

20.1 - Application for Auctioneer's License  
(Sherbrooke Galleries)

AND, to delete

11.1 - Renaming of Streets

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

20.5 - Billboards

At the request of His Worship the Mayor, Council  
agreed to consider Item 15.4 immediately following Item 5.3  
and in conjunction with Item 5.4

The agenda, as amended was approved.

DEFERRED ITEMS

NIP I and NIP III - Housing Conversion Amendments (Zoning Bylaw)

A public hearing was held to discuss this  
matter on May 16, 1979.

MOVED by Deputy Mayor Downey, seconded by  
Alderman Sullivan that the amendment to the City of Halifax  
Zoning Bylaw (Peninsula Area), attached as Appendix "A" to  
the staff report of March 28, 1979, to allow for the  
rehabilitation and conversion of existing housing stock to a  
greater intensity of residential use, for the designated  
Neighbourhood Improvement Program Area bounded by Gottingen,  
Cogswell, North Park, Agricola and North Streets (NIP I) and  
the designated Neighbourhood Improvement Program Area bounded  
by North, Robie, Russell and Gottingen Streets (NIP III), be  
approved. Motion passed.

Soft Area 14 - Zoning Review

A public hearing was held to discuss this  
matter on May 16, 1979.

Alderman Sullivan noted that area residents  
are primarily concerned with preserving the residential  
character of their neighbourhood while maintaining the  
commercial uses presently located there. He added, however,  
that they are equally concerned with restricting such  
commercial uses as taverns, pool halls and motorcycle shops.

City Council  
May 31, 1979

It was subsequently moved by Alderman Sullivan, seconded by Alderman Clarke that City Council:

- 1) approve the rezoning of properties abutting on the west side of Isleville Street between Columbus and Young Streets, which presently have a residential use, from C-2 to R-2;
- 2) approve the rezoning of properties abutting on the west side of Isleville Street between Columbus and Young Streets, which presently have a commercial use, from C-2 to C-1;
- 3) confirm the designation of the area bounded on the north by Columbus Street, on the east by Isleville Street, on the south by Young Street and on the west by the rear property lines of the properties abutting on Isleville Street as "residential environments" on the Generalized Future Land Use Map (Map 9) of the Municipal Development Plan; and
- 4) approve the rezoning of the area bounded by Stairs, Agricola and Columbus Streets, and the rear property lines of the properties fronting on the west side of Isleville Street, as shown on Map 3 of the staff report of March 14, 1979, from C-2 to R-2.

In response to concerns expressed by Alderman Moore pertaining to a medical centre proposed for a property located on the corner of Stairs and Isleville Streets, Mr. R. J. Matthews, Director of Planning, advised that, under the conditions of Alderman Sullivan's motion, this parcel of land would be rezoned to R-2, thereby disallowing construction of a use such as a medical centre. With reference to Case No. 3646 presently before Council, Mr. Matthews emphasized that application has been made merely for a lot consolidation and that, to date, the City has not received a development application from the property owner.

The Motion was put and passed.

#### Soft Area 16

A public hearing was held to consider this matter on May 16, 1979.

A supplementary report dated May 25, 1979 was submitted.

City Council  
May 31, 1979

Referring to the May 25 supplementary report, Alderman Clarke expressed uncertainty that, should the parking lot in question cease to be used as such, the property would then revert to a residential classification. He suggested that this possibility could be strengthened by a Council resolution to downzone the property from C-2 to R-3.

As an alternative, His Worship suggested that the signatories of the contract be asked to consider a codicil to include Alderman Clark's recommendation.

It was subsequently agreed that staff be requested to communicate with Halifax Commercial Park Leaseholds Limited seeking their assent to a codicil to the present agreement stipulating that, in the event the said property ceased to be used as a parking lot, they or their assigned successors would not object to Council's rezoning this property to a residential use.

It was further agreed that this matter be deferring pending submission of a supplementary report regarding the above concerns.

Case No. 3663 - Lot Consolidation (Bayne Street Extension)

MOVED by Alderman Clarke, seconded by Alderman Moore that, as recommended by the City Planning Committee, City Council approve the application for lot consolidation to create Lot B as shown on Plans P200/8686-8691 of Case No. 3663.

Responding to a question from His Worship the Mayor, Mr. C. L. Dodge of the Development Department and Mr. Peter J. MacKeigan, representing Fairview Development Limited, confirmed that agreement has been reached between the City and the applicant concerning the provision of the necessary storm sewers and fire hydrants.

The Motion was put and passed.

Case No. 3663 - Rezoning (Bayne Street Extension)

A public hearing was held to consider this matter on May 9, 1979.

MOVED by Alderman Clarke, seconded by Alderman Moore that City Council approve an application for the rezoning of lands owned by Fairview Development Limited on the Bayne Street Extension from Harbour-Related Industrial (C-5) to Industrial (C-3), as shown on Plans P200/8686-8691 of Case No. 3663. Motion passed.

City Council  
May 31, 1979

PETITIONS AND DELEGATIONS

Alex Street - Petition Against Sidewalk, Sod and Trees

A petition dated March 28, 1979 was received from Sandra Little in opposition to the proposed sidewalk, sod and trees on Alex Street.

It was agreed that the matter be referred to staff for review and comment.

James Street - Petition Against Paving

Petitions were received from Nina Hamilton (dated April 30, 1979), D. J. Merson (dated May 2, 1979), Charles F. Martell (dated April 27, 1979), Marie Conroy (dated April 25, 1979) and Mrs. Olive White (dated May 5, 1979) in opposition to the paving proposed for James Street.

It was agreed that the matter be referred to staff for review and report with His Worship requesting that staff give particular attention to the possibility that this project is required for access purposes to the West Street Fire Station and, as such, charges should perhaps be borne by the Fire Department rather than the abutters.

Old Sambro Road - Petition Against Sidewalk, Sodding, Curb and Gutter, and Trees

A petition dated April 23, 1979 containing twenty-one signatures in opposition to the above project was received.

It was agreed that the matter be referred to staff for review and comment.

Petition - Clovis Avenue

Alderman Wooden presented a petition containing twenty-seven signatures in opposition to the proposed paving and sidewalk installation on Clovis Avenue.

It was agreed that the matter be referred to staff for review and comment.

City Council  
May 31, 1979

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on May 23, 1979 and reports as follows:

Ordinance No. 164 - Respecting the Use of Private Incinerators

Alderman Sullivan expressed concern with a portion of the recommendation from the Finance and Executive Committee which states "a figure be inserted relating to the amount of garbage that would be permitted to be disposed of during a day". He noted that it had been his understanding that the problem lay, not with the amount of garbage burned, but with the manner in which the incinerators were fed.

The Acting City Manager advised that staff would be dealing with this matter either as an amendment to the ordinance or as a revision to the Building Code.

Responding to a question from Alderman Shannon, His Worship commented that staff would be reviewing the phasing out of remaining private incinerators during the drafting process.

Alderman Sullivan commented that the transfer station would appear to be working at capacity; he asked that staff estimate the amount of additional solid waste anticipated as a result of the proposed restrictions on private incinerators and report on whether the present transfer station will be able to deal with it.

Responding to a question from Alderman Wooden, His Worship commented that the metropolitan area does not manufacture sufficient quantities of solid waste to make the production of meaningful amounts of energy cost effective; however, he added that the proposed restrictions on private incinerators would appear to be a first step toward this alternative method of energy production.

It was agreed that, as recommended by the Finance and Executive Committee, staff be instructed to draft an ordinance respecting the use of private incinerators in such a way that no new incinerators will be permitted in apartment buildings constructed in the City; a plan be drawn up to phase out remaining incinerators except those required for the disposal of pathogenic waste, diseased animals and confidential materials; and regulations relating to permissible incinerators be tightened up with a figure to be inserted relating to the amount of garbage that would be permitted to be disposed of during a day.

City Council  
May 31, 1979

Possible Sale of City-Owned Land - Southwest Corner of  
Bower Road and Tower Road

MOVED by Alderman Maley, seconded by Alderman  
Hamshaw that, as recommended by the Finance and Executive  
Committee, the area shown as 1,983.6 square feet on the  
portion of Plan TT-18-20669 attached to the staff report  
dated May 7, 1979 be sold for the sum of \$5,950 to Mr.  
Frank Metcalf (the proceeds from this sale to be deposited  
in the Sale of Land account). Motion passed.

Award of Tender No. 79-09 - Sidewalk Renewals in the  
NIP I Area

An information report dated May 31, 1979 was  
submitted.

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

- 1) City Council amend its authorization for the NIP I  
Area additional sidewalk, curb and gutter renewal pro-  
gram, including tree planting and sodding where  
applicable, for a total project cost of \$250,000.00  
(funds to implement this program are available in  
Capital Account #EH003); and
- 2) Tender No. 79-09 for the projects listed in Appendix  
"A" attached to the staff report dated May 10, 1979 be  
awarded to Dineen Construction Atlantic Ltd., for the  
unit prices quoted (project funds to be  
authorized from Capital Account #EH003 in the amount  
of \$250,000.00).

Motion passed.

Award of Tender No. 79-35 - Recreation Projects

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

- 1) Tender No. 79-35 for the projects listed in Appendix  
"A" attached to the staff report dated May 1, 1979, be  
awarded to Standard Paving Mar. Limited, Municipal  
Spraying and G. W. Mills Limited for the individual  
bid prices quoted;

City Council  
May 31, 1979

- 2) project funds be authorized from Capital Accounts FAA39, FA029 and Current Account X1300-6P012; and
- 3) funding transfers be approved as shown in Appendix "A" attached to the staff report dated May 1, 1979.

Motion passed.

Possible Purchase of Lands Required for Street and Sewer Purposes, Williams Lake Road at Forward Avenue and Purcell's Cove Road - Tender 79-32

MOVED by Alderman Hanson, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, City Council:

- 1) Accept the offer of Mr. Victor S. Harris for purchase of Lots 1 and 2, Victor Harris Subdivision, Williams Lake Road, as approved by City Council on December 14, 1972, for the sum of \$10,000 as settlement in full; funds to be made available from Capital Account Number CJ002; and
- 2) Upon completion of the construction included in Tender #79-32, to tender the lands for public sale in the matter most beneficial to the City.

Alderman Maley noted that, although she had voted against this motion at the May 23 meeting of the Finance and Executive Committee, she had since discussed the matter with staff and was now prepared to support the motion.

The Motion was put and passed.

Award of Tender No. 79-32 - Traffic Improvements, Williams Lake Road at Forward Avenue and Purcell's Cove Road

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

- 1) City Council award Tender No. 79-32 for the traffic improvements, Williams Lake Road at Forward Avenue and Purcell's Cove Road, to Standard Paving Maritime Ltd. for the unit prices quoted; and
- 2) Project funds be authorized from Capital Account CJ002 in the amount of \$213,240.00.

Motion passed.

Joint Considerations on Metro Centre Ticket System

MOVED by Alderman Maley, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, City Council authorize the creation and implementation of a City computerized ticket system for the Halifax Metro Centre.

Motion passed.

Civic No. 5 Everest Drive, Kline Heights - Mr. Arnold Jollimore

MOVED by Alderman Hanson, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, the City of Halifax purchase Civic No. 5 Everest Drive, owned by Mr. Arnold Jollimore, for \$9,000 as payment in full. Funds to come from Account Number 127418 20500 246901 (Sale of Land account) for the \$2,500 of the total applicable to the land; the balance to come from Account Number 009 424 (Operating Deficits), the latter because the asset being purchased will be removed.

Motion passed.

Possible Acquisition and Sale of Land - Leiblin Drive

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

- 1) the property of KMC Ventures Limited, referred to as Parcel "A" Leiblin Drive, be purchased for \$15,000 as settlement in full with funds to come from the Sale of Land Account, subject to the approval of the Minister of Municipal Affairs; and
- 2) Parcel "B" be sold to KMC Ventures Limited for \$15,000 as payment in full with the proceeds to be deposited in the Sale of Land Account if a subsequent zoning application is approved (the sale of this land is subject to approval by the Minister of Municipal Affairs).

Referring to the tender call slated for June 1, 1979, His Worship requested that the Acting City Manager confirm as soon as possible that the multi-purpose courts proposed for the Graves Oatley Memorial Park reflect the acquisition of Parcel "A".

The Motion was put and passed.

Municipal Elections Act - Alderman Sullivan

A supplementary report dated May 24, 1979 was submitted.

Responding to comments made by Alderman Sullivan who noted that none of the concerns identified by Halifax City Council would appear to have been included in the new Municipal Elections Act, the Acting City Manager stated his understanding that the Province had been anxious to adopt this legislation in view of the many municipal elections scheduled for 1979. He added that the Province recognizes that this legislation was prepared with considerable haste and is therefore prepared to initiate a review either during the adjourned sitting or within a year of its passing.

Alderman Sullivan recommended that a communication be forwarded to the Union of Nova Scotia Municipalities and to the Minister expressing Council's displeasure at the manner in which the passing of this legislation was conducted and emphasizing that the City had insufficient time to prepare its recommendations.

Responding to a question from Alderman Clarke, the Acting City Manager noted that, although the majority of speakers addressing the Law Amendments Committee were in opposition to the designation of a Saturday as a uniform election day, there was no discussion of this matter by the Committee.

His Worship referred to the new Act as a "weakening" of the structure and noted specifically the lack of consideration for certain religious faiths whose sabbath is observed on Saturdays, the potential for conflicts of interest with regard to contracts entered into by councillors, and the questionable residency provisions.

Alderman Sullivan suggested that Council proceed with its discussions on the legislation and submit its recommendations at the earliest opportunity.

Revocation of Borrowing Authority for Purchase of  
"Quinpool Road Site" (Part)

MOVED by Deputy Mayor Downey, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, the Minister of Municipal Affairs be requested to revoke his approval of \$5,300,000 for the purchase of lands known as "Quinpool Road Site" in the City

City Council  
May 31, 1979

of Halifax, to the extent of \$3,488,009, leaving, therefrom, the sum of \$1,811,991 still authorized to be borrowed under the approval dated January 21, 1975, and extensions thereto, for the same purpose and that the Mayor and City Clerk be authorized to execute a Borrowing (renewal) Resolution to expire at midnight of May 31, 1980 in the aforesaid terms.

Mr. I. J. Kent, Acting Director of Finance, responded to various questions from Council members pertaining to the May 17 staff report.

Responding to a question from Alderman Shannon, Mr. Kent advised that construction of Phase V has been delayed; he added, however, that payments are to be made coincidental with commencement of this work in four equal installments but that it was his understanding that these payments could be postponed until January, 1980.

Alderman Shannon indicated that it had not been her understanding that by granting an extension on the Phase V construction, Council was simultaneously granting an extension on the payment of \$486,000.

Discussion ensued on the matter and His Worship suggested that, if Council had questions it wished answered, staff could bring back a further report, or that Council members could refresh their memories from their own notes on the matter. His Worship advised that staff are attempting to reduce the borrowing authority and advised that, if there are unanswered questions, staff will respond to them.

Alderman Shannon advised that she would like the question answered with respect to the payment for Phase V and an explanation of the statement in the agreement to the effect that payment is to be made 135 days after the first payment. His Worship advised that that would be done.

The Acting City Manager commented, in reference to Phase V, that the City does not begin to receive payments on the purchase price until the property has been conveyed, and that the property will not be conveyed until construction is scheduled to commence.

Further discussion ensued and Alderman Clarke asked if the portion of the agreement which refers to construction delays and their effect on payments due the City could be circulated to members of Council; the Acting City Manager advised that this would be done.