

City Council,  
August 30, 1979

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

20.5. - Ardmore School Grounds

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

20.6. - Staff Reports

DEFERRED ITEMS

Stage I Approval - Bus Bay Shelter and Fish Market  
(Waterfront Development Corporation)

A submission dated August 21, 1979, was received from the Waterfront Development Corporation. His Worship stated that on August 29, 1979, members of City Council received a further statement on behalf of Mr. Fred Green of the Fisherman's Market Limited.

His Worship stated that Mr. Green has agreed that if the Mayor would convene a meeting with representatives of the Waterfront Development Corporation, he would attend with his solicitor in good faith to see if arrangements could be finalized between the Fishermen's Market and the Waterfront Development Corporation. He further stated that the Waterfront Development Corporation advised that they also will attend upon a meeting convened by the Mayor in the hope of reaching a satisfactory conclusion to both parties.

MOVED by Alderman Hamshaw, seconded by Alderman Maley that the matter be deferred pending a further report from the Mayor. Motion passed.

Case No. 3730 - 5750 Spring Garden Road

A public hearing re the above matter was held on August 22, 1979.

MOVED by Deputy Mayor Downey, seconded by Alderman Maley that, in accordance with Section 83, Sub-sections (c) and (d) of the Peninsula portion of the Zoning Bylaw, City Council grant approval to the proposed development as shown on Plans P200/8954-57 of Case No. 3730 and enter into the agreement (attached as Appendix B) with the registered land owner. Motion passed.

City Council,  
August 30, 1979

Case No. 3671 - Rezoning Maritime Broadcasting Property

A public hearing re the above matter was held on August 22, 1979.

MOVED by Alderman Hamshaw, seconded by Alderman Moore that the lands of Maritime Broadcasting Company Limited in Rockingham, as shown on Plan No. P200/8802 of Case No. 3671, be removed from Schedule "K" and zoned I-2, Radio Transmitter Zone. Motion passed.

Amendment to Zoning Bylaw (Billboards)

A public hearing the the above amendment was held on August 22, 1979.

MOVED by Alderman Moore, seconded by Alderman Wooden that City Council amend Clause (c) of subsection (1) of Section 56 of the Zoning Bylaw of the City of Halifax (Peninsula Area) by deleting the phrase and period in the first and second lines thereof "one thousand square feet (1000 sq. ft.) in area." and substituting the phrase "twenty eight square meters (28M<sup>2</sup>) in area and not to extend more than eight meters (8M) above the mean grade on which it is situated.

It was requested that staff report on the amending of the Mainland Zoning Bylaw in view of the new signs alleged to have been erected on the Mainland in the last two years.

The motion was put and passed.

Case No. 3712 - Contract Development and Lot Consolidation, Brunswick and George Streets

A public hearing re the above matter was held on August 22, 1979.

A letter dated August 27, 1979, was submitted by Mr. F. B. Wickwire, Q.C., solicitor for the applicant.

A private and confidential report from the Acting City Solicitor, Barry S. Allen, was submitted.

A letter dated August 30, 1979, was submitted by Robert A. Stapells, President, Canterbury Investments Ltd.

City Council,  
August 30, 1979

His Worship referred to the letter dated August 27, 1979 from Mr. F. B. Wickwire, Q.C., Solicitor for the applicant, in which is stated that the decision has been taken by the applicant to reduce the height of the proposed building by two storeys.

His Worship stated that it is his view that what City Council is now being asked to consider is the application in its original form with two storeys removed from the tower. He stated that the basic alternatives are for City Council to approve, or refuse, the application. He further stated that if City Council is considering approval of the application, it would be prudent and proper for City Council to first consider whether it can deal with the matter of the revised application on the basis of the public hearing already held or whether it should hold a separate public hearing.

After further discussion, it was MOVED by Alderman Shannon, seconded by Alderman Maley, that City Council not enter into a contract that was subject of a public hearing on August 22, 1979, the building to be constructed in terms of exterior dimensions according to Plan Nos. P200;8854 to 8857 inclusive; City Council not approve the consolidation of Lots 1 to 6, inclusive, to create Block S at the corner of Brunswick and George Streets, as shown on Plan No. P200/8852; and, further, that City Council not hold a further public hearing on the amended application.

Following additional discussion, the motion was put and passed with Aldermen Hanson, Moore and Hamshaw voting against.

#### Zoning Review - Soft Area 11

A public hearing re the above matter was held on July 11, 1979.

The matter was included in the Order of Business upon the request of Alderman Clarke at a meeting of the City Planning Committee on August 22, 1979.

A supplementary staff report dated August 16, 1979, was submitted.

MOVED by Alderman Clarke, seconded by Alderman Sullivan that City Council rezone that area fronting on Bayers Road between Connolly Street and that property identified as Civic No. 6430 Bayers Road inclusive to 6500 Bayers Road inclusive, from C-2 (General Business Zone) to C-1 (Local Business Zone).

City Council,  
August 30, 1979

His Worship asked if the motion is within the jurisdiction of the public advertisement.

MOVED by Alderman Clarke, seconded by Alderman Wooden, that the matter be deferred to the next regular meeting of Committee of the Whole Council for a written legal opinion. Motion passed.

Zoning Reivew - Soft Area 9

A public hearing re the above matter was held on July 11, 1979.

A supplementary staff report dated August 29, 1979, was submitted.

MOVED by Alderman Meagher, seconded by Deputy Mayor Downey that the matter be deferred pending receipt of a further staff report. Motion passed.

PETITIONS AND DELEGATIONS

Petition - Residents of Mayor Avenue - Traffic from Sambro Road to Herring Cove Road via Mayor Avenue

Alderman Wooden submitted a petition dated August 27, 1979, containing approximately fifty-four signatures of residents of Mayor Avenue and Layton Road requesting that the City of Halifax take measures to curb the heavy flow of traffic from Sambro Road to Herring Cove Road via Mayor Avenue and vice-versa.

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

Petition - Residents of McMullen Road - Closure of McMullen Road at the Intersection of Circle Drive

Alderman Wooden submitted a petition containing approximately twelve signatures of residents of McMullen Road petitioning the closure of McMullen Road at the intersection of Circle Drive by the erection of barriers to vehicular traffic.

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

City Council,  
August 30, 1979

REPORT - FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on August 22, 1979, as follows:

Ordinance No. 149 - Mobile Canteens - SET DATE FOR PUBLIC MEETING

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, the subject matter be made the subject of an early public meeting. Motion passed.

His Worship requested that the City Clerk bring forward an early date for the public meeting.

Signs Ordinance

Alderman Moore stated that, in consideration of representations made by, and on behalf of, members of the signs industry, he could agree with amendments to the proposed sections 12.1., 12.3., and 12.5., to provide for sixty days in each section.

After some discussion, it was MOVED by Deputy Mayor Downey, seconded by Alderman Meagher, that Section 12.1. of the proposed ordinance provide for an expiry date which shall not exceed ninety days and Section 12.5. provide that a permit for a portable illuminated sign on a property shall not be issued within thirty days after the expiration of another permit. Motion passed with Aldermen Clarke, Maley, Shannon and Wooden voting against.

MOVED by Alderman Wooden, seconded by Alderman Clarke that Section 12.1. of the proposed ordinance be amended to read ninety days and Section 12.5. of the proposed Ordinance be amended to read sixty days. Motion lost, two voting for the same and eight voting against.

It was generally agreed that Section 16.1. be amended to be consistent with amendments to the Zoning Bylaw providing for twenty-eight square meters in area, seven meters in length or four meters in height.

MOVED by Alderman Moore, seconded by Alderman Hanson that Ordinance Number 166 Respecting Signs, Billboards and Advertising Structures, as amended, be now read and passed a Second Time.

City Council,  
August 30, 1979

Discussion ensued re Sections 22, 23 and 24, during which His Worship expressed concern re the affect the said sections would have on marquee-type signs, flashing traffic signs, revolving advertising signs, etc.

MOVED by Alderman Moore, seconded by Alderman Wooden that the matter be referred to the next regular meeting of Committee of the Whole Council for clarification of the definition of signs.

Alderman Shannon suggested that Council clarify the intent of the proposed Ordinance and review each section in light of that intent.

Motion passed.

Provincial - City Construction Cost/Sharing Agreement #26

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

1. Approve the Construction Cost/Sharing Agreement #26 as outlined in the staff report of July 31, 1979; and
2. Authorize His Worship the Mayor and the City Clerk to sign this proposed Agreement #26 in accordance with the letter of request attached to the staff report of July 31, 1979, as Appendix "B", so the Minister of Highways may finalize legal documentation.

Motion passed.

St. Stephen's School Annex Property

A supplementary staff report dated August 22, 1979, was submitted.

Alderman Sullivan stated he wished the matter referred to the next regular meeting of Committee of the Whole Council so that he might have an opportunity to meet with the City Manager in view of the content of the supplementary report.

Alderman Maley advised that the Halifax Regional Library is no longer interested in St. Stephen's Annex.

City Council,  
August 30, 1979

The City Manager suggested that staff is simply recommending that a Call for Proposals be issued so that the matter can be discussed by City Council.

MOVED by Alderman Sullivan, seconded by Alderman Meagher that staff draw up terms of reference for the Call for Proposals for the use by other bodies of St. Stephen's School Annex. Motion passed.

Recommendations - Tax Concessions and Grants Committee

MOVED by Alderman Meagher, seconded by Alderman Hanson that City Council approve grants as follows:

Point Pleasant Child Care Centre	\$2,500.00
Kline Heights Management Committee	750.00
Halifax Super Tiger Cats Floor Hockey Team	100.00
Halifax Longshoremen's Association	NIL

His Worship suggested that the matter be deferred to the next regular meeting of Committee of the Whole Council for discussion.

It was agreed that the matter be deferred to the next regular meeting of Committee of the Whole Council.

Integration of Social Development and Recreation Departments

It was agreed that the matter be deferred until the next regular meeting of Committee of the Whole Council.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on Works from its meeting held on August 22, 1979, as follows:

Local Improvement Charges - Sewers

A supplementary staff report dated August 30, 1979, was submitted.

City Council,  
August 30, 1979

MOVED by Alderman Wooden, seconded by Alderman Hanson that City Council authorize staff to approach the Provincial Government and ask the Province to reduce by assistance the cost to the abutter to \$35.00 (1978 dollars) on the understanding that the City will reduce cost sharing to 50/50 (abutter/City). Motion passed with Alderman Maley voting against.

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E-13

Dunbrack Street - Maintenance Responsibility of Abutters

A private and confidential staff report dated August 29, 1979, was submitted by B. S. Allen, Acting City Solicitor.

It was agreed that the matter be deferred.

Sylvia Avenue Upgrading

MOVED by Alderman Wooden, seconded by Alderman Hanson that, as recommended by the Committee on Works, staff be directed to proceed with the installation of sidewalk and sodding on the north side of Sylvia Avenue between the Herring Cove Road and J. L. Ilsley School as a local improvement project without the right of petition. Motion passed.

Partial Closure, Rezoning, and Disposal - Kaye Street

Alderman Sullivan suggested that the closing of the street will accommodate the wishes of those concerned.

It was agreed that the portion of Kaye Street between Barrington Street and Devonshire Avenue be temporarily closed on the recommendation of the Director of Engineering and Works.

Temporary Closure - Kenny Street

A staff information report dated August 27, 1979, was submitted.

Alderman Sullivan stated his request was that a temporary closure take place and, if it could not be accommodated, undertake a pedestrian count.



City Council,  
August 30, 1979

The City Manager stated it is staff's intention to undertake the pedestrian count prior to the temporary closure.

It was agreed that staff proceed as they intended and that City Council be advised of the pedestrian count as soon as it is completed.

John W. MacLeod Multi-Purpose Court

MOVED by Alderman Hanson, seconded by Alderman Moore that, as recommended by the Committee on Works, staff be asked to delete from the current contract for the installation of a multi-purpose court at the John W. MacLeod School on Colindale Avenue, provision for basketball and backstops and lines for basketball, at this time. Motion passed.

REPORT - SAFETY COMMITTEE

School Crossing Guards

MOVED by Alderman Meagher, seconded by Alderman Hanson that, as recommended by the Safety Committee, staff be asked to transfer funds to ensure the City has sufficient school crossing guards when school opens in the fall, and that during the fall months, an intensive review be conducted by the School Board on the feasibility of utilizing pupils for school crossing guards where appropriate. Motion passed.

City Council,  
August 30, 1979

CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on August 22, 1979, as follows:

Case No. 3761 - Modification - 1660 Robie Street

MOVED by Alderman Shannon, seconded by Alderman Maley that the matter be referred to the next regular meeting of the City Planning Committee.

In response to a question, the City Clerk advised that property owners within 200 ft. of 1660 Robie Street were notified by letter of August 28, 1979, that City Council intends to consider the application at its regular Council session scheduled for September 13, 1979.

Mr. Algee, Development Officer, stated that a supplementary staff report will be submitted to the City Planning Committee on September 5, 1979, explaining the two different variations.

After further discussion, it was generally agreed that henceforth persons wishing to address City Council in respect of modification applications be heard at a meeting of the City Planning Committee.

Mr. Algee pointed out that, in accordance with provisions of the Planning Act, persons wishing to address City Council with respect to minor variance applications must be heard at a meeting of City Council.

Motion passed.

Case No. 3676 - Lot Consolidation - 12-14 McFatrige Road

MOVED by Alderman Hamshaw, seconded by Alderman Clarke that, as recommended by the City Planning Committee, the consolidation of Lots 32 and 33 to create Lot B-1 as shown on Plan P200/9034 of Case No. 3676 be approved by City Council. Motion passed.

Case No. 3758 - Lot Consolidation - 3250 and 3260 Barrington Street

A supplementary staff report dated August 28, 1979, was submitted.

City Council,  
August 30, 1979

Alderman Sullivan referred to the supplementary staff report and expressed concern re pedestrian traffic in the immediate area where truck traffic will be gaining access to the site. He asked what size of trucks will be used. The City Manager advised that staff are not aware of the size and number of trucks to be used.

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

Planning Act Review

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

1. The City Manager be requested to produce a staff draft of a presentation to be made to the Planning Act Review Committee on behalf of the City;
2. Council authorize the Director of Planning to submit a request to meet with the Planning Act Review Committee to present a Council position paper on the review;
3. Council authorize the following senior staff members to appear independently before the Committee, if it is their wish to do so, to present any independent testimony they may wish to give as a result of their professional interest in the Planning Act Review;

R. J. Matthews, AICP, Director of Planning  
E. Boyd Algee, MCIP, Development Officer  
D. M. Russell, MCIP, Senior Planner  
Simpson McLeod, ARIBA, MRTPI, MCIP, Senior  
Planner  
Paul Calda, P.Eng., City Manager

Motion passed.

Building Permit Moratorium - Old South End and Peninsula Area

A staff report dated August 20, 1979, was submitted.

Alderman Maley stated that initially the request was that City Council review all applications which were submitted for the DAPC 1 area. She stated it was never the intention to stop all and every development in the area, which, in her opinion, is what the staff report of August 20, 1979, suggests. She stated the intention is to discourage

City Council,  
August 30, 1979

inappropriate development while a Plan is being prepared.

MOVED by Alderman Maley, seconded by Alderman Shannon that City Council approve the implementation of procedures under Section 538 of the Halifax City Charter when an inappropriate development is proposed for the area outlined in the staff report dated August 20, 1979.

Alderman Maley stated that the public meetings are arranged re the Plan. His Worship quoted a portion of a letter from Jill Shlossberg, member of DAPC I, which indicated that the first draft of the Plan is under review by DAPC I and will be presented for discussion at four public meetings during September and October, with presentation to the Planning Advisory Committee by the end of October 1979.

After further discussion, the motion was put and resulted in a tie vote, five voting for the same and five voting against as follows:

FOR:	Aldermen Maley, Shannon, Meagher, Sullivan and Deputy Mayor Downey	5
AGAINST:	Alderman Clarke, Hanson, Wooden, Moore and Hamshaw	5

His Worship cast his vote in favour of the motion and declared the same passed.

#### MISCELLANEOUS ITEMS

##### Report - Task Force on Vandalism

Alderman Sullivan presented the Report of the Task Force on Vandalism, July, 1979.

It was agreed that a Special Meeting of Committee of the Whole Council be scheduled to consider the recommendations of the Task Force on Vandalism.

##### Former Incinerator Building

A staff report dated August 22, 1979 was submitted.

His Worship suggested that another call for proposals be issued to ensure that there is no potential use for the building.

City Council,  
August 30, 1979

MOVED by Alderman Sullivan, seconded by Alderman Clarke that City Council reaffirm that, if no response is received to a further Call for Proposals, staff prepare tenders for the demolition of the Incinerator Building, to be published in December 1979, subject to funding availability in 1980. Motion passed.

Creighton Street Multi-Purpose Court - Contract No. 79-111

This item was deleted from the Order of Business at the request of the City Clerk.

City Council,  
August 30, 1979

QUESTIONS

Question Alderman Hamshaw re: Entrance to Fairview Overpass

Alderman Hamshaw complimented staff of Parks and Grounds for their efforts in maintaining the grounds at the entrance to the Fairview Overpass.

Question Alderman Hamshaw re: Fund for Local Improvements  
Costs - Sewer Installations

Alderman Hamshaw asked if staff are working on his suggestion that a fund be set up to assist with the cost of sewer installations in residential areas. His Worship advised staff are reviewing the suggestion and it is intended discussions will take place during budget sessions.

Question Alderman Wooden re: Fire Break on Carson Street

Alderman Wooden advised that she has not received a response to her previous question re a fire break on Carson Street and asked that a reply be forthcoming.

Question Alderman Wooden re: Sidewalk - Carson Street

Alderman Wooden asked if staff would immediately suggest a method of keeping the sidewalk below Carson Street, coming down the hill exiting from the Housing Authority's property, clear of snow, etc. during the winter months.

Question Alderman Maley re: Homeless Men

Alderman Maley asked for a report from Mr. Crowell, Social Planner, on what can reasonably be done to assist homeless men, in light of the Provincial Government's refusal to cost share.

Question Alderman Meagher re: Asphalt Sidewalks

Alderman Meagher requested that during budget discussions consideration be given to the problem of asphalt sidewalks, stating that asphalt sidewalks are not acceptable to homeowners in some areas of the City. He asked that staff work out some system, particularly in older parts of the City,

City Council,  
August 30, 1979

for vigorously undertaking a sidewalk improvement program.

Question Alderman Meagher re: Traffic on Allen Street  
and Streets Close to the Quinpool Road Project

Alderman Meagher stated that Allen Street, and other streets in the immediate vicinity of the Quinpool Road project, are experiencing increased traffic. He stated that Chebucto Lane, a one-way street, is being misused by traffic, and requested that the Police Department more vigorously enforce speeding regulations and the illegal use of one-way streets in the area of the Quinpool Road project.

Question Deputy Mayor Downey re: Crosswalk Painting Program

Deputy Mayor Downey asked if the crosswalk painting program has been completed for this year. Mr. Connell, Director of Engineering and Works, advised that the main program is completed. Deputy Mayor Downey stated that there are a number of crosswalks on Gottingen Street, in the area of Black Street, which should be painted and added that he would advise the Director of the locations.

Question Alderman Clarke re: Building on Lady Hammond Road

Alderman Clarke stated that there is a building on Lady Hammond Road, in the approximate vicinity of the tavern, which has been boarded up for a considerable period of time. He asked for a report from staff on the status of the building, and what investigations have been carried on there by staff. Alderman Wooden requested that the policy re boarded-up buildings be included in the staff report.

Question Alderman Clarke re: Civic No. 22 Melville Avenue

Alderman Clarke stated that the property at 22 Melville Avenue is an undersized lot which once had a dwelling on it and is situated between two habitable properties. He asked, on behalf of an interested resident, who on staff might be contacted for advise on whether there is an application of appeal or special consideration that can be obtained in relation to the property.

The City Manager advised that the individual should contact staff in the Development Control Department.

.City Council,  
August 30, 1979

Question Alderman Sullivan re: Sign on Kaye Street

Alderman Sullivan gave to the Director of Engineering and Works Department a picture of a sign on Kaye Street, the sign having been erected to face traffic in the opposite direction to which traffic flows on Kaye Street, a one-way street. He requested that the matter be rectified.

Question Alderman Hamshaw re: Consultant's Report on Concrete Cradles

Alderman Hamshaw asked what the present status is re his request for a consultant's report on concrete cradles. The City Manager advised that a staff report will be forthcoming.

Question His Worship the Mayor re: Replacement of Flare Pots by Portable Illumination

His Worship asked what the present position is with regard to the replacement of flare pots by portable illumination.

The City Manager advised that he has been in recent consultation with the Fire Chief on the subject and there is a movement to outlaw flare pots in the City. He stated he will advise City Council at an early date of the status of the matter.

ADDED ITEMS

Case No. 3718 - Contract Development - Bedford Highway

A private and confidential report dated August 29, 1979, was submitted by Barry S. Allen, Acting City Solicitor.

MOVED by Alderman Hamshaw, seconded by Alderman Maley that the matter be laid on the table pending the decision on an appeal presently before the Provincial Planning Appeal Board. Motion passed.

Old North End Community Housing Limited

A letter dated August 28, 1979, was submitted by John Chamard, Treasurer, Old North End Community Housing Limited.



City Council,  
August 30, 1979

It was agreed that the matter be referred to the next regular meeting of Committee of the Whole Council for consideration.

Strikes - Essential Services - Alderman Sullivan

Alderman Sullivan requested that at an early date the matter of strikes in essential services be placed on a Committee of the Whole agenda for discussion. He asked that staff compile an information package on the subject matter, especially regarding innovative legislation which has been successful in dealing with this type of problem, if any exists. He also asked that staff consider the reason why the right to strike was given to employees in essential services.

Alderman Sullivan stated he is seeking some discussion and consensus by City Council so that a positive recommendation can be made to the Provincial Government.

His Worship advised the subject will be placed on a Committee of the Whole agenda as soon as staff can compile the necessary materials.

Canadian Junior Baseball Championships - Alderman Sullivan

Alderman Sullivan stated the Canadian Junior Baseball Championships commenced at the Wanderers Grounds this morning and complimented Messrs. Connell, Scallion and staff for their efforts in preparing the field for the games.

Ardmore School Grounds - Alderman Clarke

Alderman Clarke stated that, after discussions with members of Council, staff, and residents, he has concluded that the intended skateboard run included in the contract for works underway at the Ardmore School, should now be deleted and, instead, the area be sodded.

Mr. Connell, Director of Engineering and Works, stated that staff could negotiate with the contractor to determine whether the item could be deleted.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that staff be requested to provide for deletion of the installation of a skateboard facility at the Ardmore Multi-Purpose Court. Motion passed.

City Council,  
August 30, 1979

Staff Reports - Alderman Maley

Alderman Maley expressed concern that in staff reports City Council is not receiving all the pros and the cons. She stated she is not interested in affecting in any way the recommendation of staff, but would like a fairer indication of how the recommendation was arrived at, adding that she is merely making a plea for a fairer or clearer indication of staff's opinions.

Alderman Sullivan commented that a private citizen brought to his attention the fact that a staff minority report existed, expressing his annoyance that a member of staff, who did not agree with the recommendation in the staff report, would see fit to so inform a private citizen. He stated he did not wish to see such an incident repeated.

His Worship stated that the City Manager will take the comments made by members of City Council as an earnest expression of views and will consider them carefully.

Dutch Elm Disease - His Worship the Mayor

His Worship requested that City Council authorize that at an early date the Committee of the Whole Council invite members of the Federal Forestry Division, the Department of Lands and Forests, and City of Halifax Parks and Grounds Division, to discuss Dutch Elm Disease. He further suggested that representatives of the New Brunswick Division as well as University personnel also be invited to attend.

It was agreed that the matter be placed on the agenda of an early Committee of the Whole meeting.

Meeting adjourned - 12:15 a.m.

HEADLINES

Minutes ..... 454  
Approval of the Order of Business, Additions & Deletions. 454

DEFERRED ITEMS:

Stage I Approval - Bus Bay Shelter and Fish Market  
(Waterfront Development Corporation) ..... 455  
Case No. 3730 - 5750 Spring Garden Road ..... 455

Case No. 3671 - Rezoning Maritime Broadcasting Property ...	456
Amendment to Zoning Bylaw (Billboards) .....	456
Case No. 3712 - Contract Development and Lot Consolidation, Brunswick and George Streets .....	456
Zoning Review - Soft Area 11 .....	457
Zoning Review - Soft Area 9 .....	458

PETITIONS & DELEGATIONS:

Petition - Residents of Mayor Avenue - Traffic from Sambro Road to Herring Cove Road via Mayor Avenue .....	458
Petition - Residents of McMullen Road - Closure of McMullen Road at the Intersection of Circle Drive .....	458

REPORT - FINANCE AND EXECUTIVE COMMITTEE:

Ordinance No. 149 - Mobile Canteens - SET DATE FOR PUBLIC MEETING .....	459
Signs Ordinance .....	459
Provincial - City Construction Cost/Sharing Agreement #26 .	460
St. Stephen's School Annex Property .....	460
Recommendations - Tax Concessions and Grants Committee ..	461
Integration of Social Development and Recreation Departments .....	461

REPORT - COMMITTEE ON WORKS:

Local Improvement Charges - Sewers .....	461
Dunbrack Street - Maintenance Responsibility of Abutters ..	462
Sylvia Avenue Upgrading .....	462
Partial Closure, Rezoning, and Disposal - Kaye Street ...	462
Temporary Closure - Kenny Street .....	462
John W. MacLeod Multi-Purpose Court .....	463

REPORT - SAFETY COMMITTEE:

School Crossing Guards .....	463
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REPORT - CITY PLANNING COMMITTEE:

Case No. 3761 - Modification - 1660 Robie Street .....	464
Case No. 3676 - Lot Consolidation - 12-14 McPatridge Rd. ..	464
Case No. 3758 - Lot Consolidation - 3250 and 3260 Barrington Street .....	464
Planning Act Review .....	465
Building Permit Moratorium - Old South End and Peninsula Area .....	465

MISCELLANEOUS BUSINESS:

Report - Task Force on Vandalism .....	466
Former Incinerator Building .....	466
Creighton Street Multi-Purpose Court - Contract No. 79-111 .....	467

Council  
August 30, 1979

QUESTIONS:

Question Alderman Hamshaw Re: Entrance to Fairview Overpass .....	468
Question Alderman Hamshaw Re: Fund for Local Improvements Costs - Sewer Installations .....	468
Question Alderman Wooden Re: Fire Break on Carson St. ...	468
Question Alderman Wooden Re: Sidewalk - Carson Street ..	468
Question Alderman Maley Re: Homeless Men .....	468
Question Alderman Meagher Re: Asphalt Sidewalks .....	468
Question Alderman Meagher Re: Traffic on Allen Street and Streets close to the Quinpool Road Project .....	469
Question Deputy Mayor Downey Re: Crosswalk Painting Program .....	469
Question Alderman Clarke Re: Building on Lady Hammond Road .....	469
Question Alderman Clarke Re: Civic No. 72 Melville Ave. ..	469
Question Alderman Sullivan Re: Sign on Kaye Street .....	470
Question Alderman Hamshaw Re: Consultant's Report on Concrete Cradles .....	470
Question His Worship the Mayor Re: Replacement of Flare Posts by Portable Illumination .....	470

ADDED ITEMS:

Case No. 3718 - Contract Development - Bedford Highway ...	470
Old North End Community Housing Limited .....	470
Strikes - Essential Services - Alderman Sullivan .....	471
Canadian Junior Baseball Championships - Alderman Sullivan.	471
Ardmore School Grounds - Alderman Clarke .....	471
Staff Reports - Alderman Maley .....	472
Dutch Elm Disease - His Worship the Mayor .....	472

MAYOR EDMUND L. MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (Mrs.)  
CITY CLERK

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

Record

PUBLIC MEETING  
STORE HOURS AND SUNDAY OPENINGS  
MINUTES

Council Chamber,  
City Hall,  
Halifax, N. S.  
September 10, 1979  
7:45 p.m.

A public meeting re 'Store Hours and Sunday Openings' was held on the above date.

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

ALSO PRESENT: City Manager, City Solicitor,  
City Clerk and other staff members.

The Chairman called the meeting to order and asked for those persons present who wished to address City Council to come forward.

Reverend John Roberts, Minister of Edgewood United Church, addressed City Council and stated that a letter outlining a recommendation made by his congregation re Sunday openings was submitted earlier. He stated his first concern is family life and suggested that if employees have no choice as to Sunday work, there will be added pressure on the already deteriorating family life. He further suggested that Sunday openings will bring undue pressure on smaller businesses who have supported the City for many years.

Mr. Peter Andrews, President, Halifax Board of Trade, addressed City Council and highlighted portions of his brief dated September 10, 1979, copies of which were circulated to members of City Council.

In response to a question, the City Solicitor stated that it is his opinion that the City of Dartmouth, and the County of Halifax are subject to the same laws as the City of Halifax insofar as the Lord's Day Act is concerned, the difference that exists is not a matter of interpretation of the regulations but the application of those regulations. He stated that the City of Halifax enforces the law, whereas the other two municipalities, in his opinion, are not enforcing the existing law. He further clarified the matter by stating that the City of

Public Meeting,  
September 10, 1979

Dartmouth has amended its Sunday opening legislation by removing the limitations on grocery stores which permits larger stores, like Seven-Eleven, to remain open.

Mr. John Moore, representing Atlantic Seven Limited, owners of the license for Seven-Eleven stores in the Maritime Provinces, addressed City Council stating that Atlantic Seven Limited wishes to withdraw their request for an amendment to Ordinance No. 121 at this time. He further stated that, with regard to Ordinance No. 109, he wishes to adjust their request to provide for 1500 sq. ft. of net selling space, as opposed to gross outside area. He advised that their building size is 2400 gross sq. ft. with 900 sq. ft. of storage area and washrooms, with 1500 sq. ft. of net selling area remaining. In response to a question, Mr. Moore stated that an amendment to Ordinance No. 121 adjusting the business occupancy assessment in section 5.(m) would also be necessary.

Mr. C. Peter McLellan, Solicitor for Dominion Stores Limited, addressed City Council and presented a brief, dated September 10, 1979, copies of which were circulated to members of City Council. He stated that he was pleased that the applicant had reduced the scope of the changes in legislation they are seeking. He pointed out to City Council that there has been no increased public demand for change.

Reverend R. MacAulay, Minister of the United Church of Canada and the Brunswick Street United Church, suggested that residents of the County are not only upset but, in some instances, are very angry at what is going on with store openings. He stated that small, family-operated businesses in the City will be unable to compete with the larger franchises and chain stores. Reverend MacAulay stated that he wished to see an inquiry carried out regarding the various affects of large chain stores entering municipalities.

Ms. Louise T. Custance, Corresponding Secretary, Council of Women of Halifax, addressed City Council stating a submission was forwarded to the City on April 23, 1979, in which is recorded that the Local Council of Women of Halifax, at a meeting held on April 19, 1979, unanimously passed a motion opposing the request of supermarkets in the City to open for business on Sundays.

Mr. George Balcom, 1668 Chestnut Street, read a brief dated September 6, 1979, copies of which were circulated to members of City Council.

Ms. Marjorie Crooks, Chairperson for the Division of Church and Society, Halifax Presbyterial of the United Church Women, advised that at an April meeting, a

Public Meeting,  
September 10, 1979

motion was unanimously passed giving the Executive Committee of the Halifax Presbyterial authority to take measures on behalf of the Halifax Presbyterial United Church Women, to go on record as opposing to City Council and the Provincial Government, any further widening of the law concerning Sunday opening of places of business.

Mrs. Jean Parks, Secretary, United Church Women, J. Wesley Smith Memorial Church, advised that a letter had been forwarded to City Council from the Church. Copies of the letter, received on September 7, 1979, were circulated to members of City Council. Mrs. Parks indicated that her Church also supports the resolution referred to by the previous speaker.

Mr. Claude Burbridge, a member of J. Wesley Smith Memorial Church, addressed City Council and stated that there are sufficient business establishments open on Sunday at present to facilitate the public, adding that any additional opening hours would be superfluous and unnecessary.

No other persons present wished to address City Council at this time.

Meeting adjourned - 8:50 p.m.

DEPUTY MAYOR GRAHAM DOWNEY  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

CITY COUNCIL  
MINUTES

Council Chamber,  
 City Hall,  
 Halifax, N. S.  
 September 13, 1979  
 8:40 p.m.

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

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

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

ALSO PRESENT: City Manager, City Solicitor, City Clerk and other staff members.

MINUTES

Alderman Shannon referred to page 462 of minutes of City Council meeting held on August 30, 1979, and advised that she had voted against the motion re 'Local Improvement Charges - Sewers' and requested that the record so indicate. Alderman Maley advised that she had voted in favour of the motion and requested that the record so indicate.

Minutes of the City Council meeting held on August 30, 1979, as amended, were approved on Motion of Alderman Hanson, seconded by Alderman Moore.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

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

- 20.1. - Larry O'Connell Field
- 20.2. - Partial Closure - Kaye Street
- 20.3. - Rezoning - 106 Dutch Village Road
- 20.4. - Award of Tender #79-25, New Sidewalks, Traffic Improvements, New Curb & Gutter
- 20.5. - Contract Agreements - Conflict with Municipal Development Plan
- 20.6. - Building Permits - Review by Council
- 20.7. - Case No. 3718, Contract Development - Bedford Highway - DATE FOR PUBLIC HEARING



At the request of Alderman Meagher, it was agreed to add:

- 20.8. - Transfer of Certain Jobs from Halifax to Dartmouth and from Halifax to Moncton (CN jobs)

At the request of the City Clerk, it was agreed to delete:

- 11.4. - Ordinance No. 157 Violations - 5697-99 Bilby St.

The Order of Business, as amended, was approved.

City Council members unanimously agreed to proceed at this time with the following item:

Transfer of Certain Jobs from Halifax to Dartmouth and from Halifax to Moncton (CN jobs)

Alderman Meagher stated that most citizens are aware of a newspaper article published this week re the transfer of 600 Provincial Government employees from offices in Halifax to offices in Dartmouth. He stated he also has information re the transfer of certain jobs in CN reservations from Halifax to Moncton. He stated his strong exception to the transfers, particularly in light of efforts made by the City of Halifax to assist in the creation of 500 jobs at the Halifax Shipyards. He cited inconveniences to be experienced by the transferred employees as well as by citizens of the City of Halifax.

Alderman Meagher suggested that City Council pass a resolution to be forwarded to the Government of Nova Scotia expressing City Council's displeasure re the transfer of jobs to Dartmouth and Moncton from Halifax.

Alderman Wooden stated that recently, at the request of the Federal and Provincial governments, the City of Halifax granted tax concessions to the Halifax Shipyards in order to protect 500 jobs, to be subsequently informed through the newspaper that the City is losing 600 jobs. She suggested that members of City Council, on an individual basis, should contact their MLA's expressing their disapproval.

Alderman Maley urged that members of City Council make strong representations to the Minister and the Premier re the loss to Halifax. She stated that it seems that the Provincial Government thinks that some kind of motion is the same as forward movement, suggesting that such is not the case as it results in some kind of commotion between Halifax and Dartmouth, stating, in her

Council,  
September 13, 1979

opinion, there is more to government than that. She suggested the move does absolutely nothing for the economy of the area, apart from spending public monies in moving the departments across the Harbour which, in her opinion, is not a wise use of public funds. She suggested that government energies should be expended in attracting new businesses to the area, not moving businesses around within the metropolitan area.

Alderman Clarke stated he also is concerned re the transfer of offices to Dartmouth but, as well, with the discourteous and somewhat arrogant way in which it was handled by the government. He suggested that a resolution should express City Council's dissatisfaction with the manner in which the matter was handled and encouragement to the City of Halifax MLAs not to sit silently by while the transfers take place.

Alderman Shannon expressed her agreement with the previous statements of members of City Council and suggested that as the government has created a policy body, the City of Halifax should at least be given the courtesy of knowing what policy this follows, whether this indeed is the beginning of many such moves, and whether in fact it is a policy to decentralize all Provincial Government offices throughout the Province.

Alderman Sullivan agreed with previous statements of members of City Council and suggested that any representation to Government members should also be made to members of the Opposition Parties who are MLAs in Halifax. He suggested that the transfer does not assist the economy of the metropolitan region.

His Worship advised that he did write to the Premier of the Province and circulated copies of his letter to members of City Council. He recorded his views on the extraordinary manner in which the news of the transfers was transmitted to the City of Halifax and suggested that the transfer of the Assessment office, in particular, is unconscionable. He stated that the present attitude of the Province causes dissention between the cities of Halifax and Dartmouth.

Alderman Wooden stated that at a meeting of the Union of Nova Scotia Municipalities she has become aware of a Community Services Grant and expressed concern at the kind of assistance the City of Halifax can expect from that program, suggesting that the City be very observant of its availability.

Council,  
September 13, 1979

MOVED by Alderman Maley, seconded by Alderman Wooden that City Council object very strongly to the relocation of existing offices within the Metropolitan area, recognizing this does nothing for the economy of the area as a whole. Motion not put.

Alderman Sullivan suggested that a meeting be held with the Premier explaining City Council's position, advising that the City of Halifax does not want the relocation of such offices to Dartmouth, and it does not wish to see the Province adopting policies that benefit one municipality at the expense of another.

His Worship indicated he would have no objection to the transfer of an office to Dartmouth if such office did work better in Dartmouth, but did object to movement for movement's sake.

Alderman Shannon suggested that a letter expressing City Council's concern should also be sent to all the MLAs for the area and urgently request a meeting with them as well as with the Premier.

MOVED by Alderman Maley, seconded by Alderman Wooden that City Council invite all members of the House of Assembly representing Halifax City ridings to meet and dialogue with members of City Council to determine what the Government of Nova Scotia is seeking to achieve and what the City of Halifax is seeking to achieve. Motion passed.

His Worship stated the burden of the motion is that City Council wants to express a broader, deeper and more vigorous view than that expressed in a letter to the Premier yesterday. Alderman Clarke stated he assumes the motion opposes the relocation and requests reconsideration, especially in regards to the Halifax City Assessment office.

His Worship stated the City Clerk will forward the appropriate letters as soon as possible and try to arrange the earliest possible meeting.

#### DEFERRED ITEMS

##### Zoning Review, Soft Area 9

At a regular meeting of City Council held on August 30, 1979, this matter was deferred pending a further staff report.

Council,  
September 13, 1979

A supplementary staff report dated August 21, 1979, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Sullivan that City Council:

- 1) rezone that area at the junction of Chebucto Road and Willow Street, identified as Civic Numbers 6307-6309, 6311 and 6319 Chebucto Road, from C-2 (general business) to R-2 (general residential);
- 2) rezone those properties on the south side of Chebucto Road from, and including, Civic Numbers 6456-6458 Chebucto Road eastward to the intersection of Chebucto Road and Oxford Street from C-2 (general business) to R-2 (general residential);
- 3) rezone those properties identified as Civic Numbers 2633-2635, 2627-2629, 2621-2623, Connolly Street and 6489-6491 Chebucto Road, from C-2 (general business) to R-2 (general residential);
- 4) rezone the properties identified as Civic Numbers 6522 Chebucto Road, 2585 Elm Street and 2586 Beech Street from C-2 (general business) to R-2 (general residential);
- 5) rezone the properties along Chebucto Road; specifically on the south side identified as Civic Numbers 6516-6518, 6482 and 6470 Chebucto Road and including 2585 Beech Street from C-2 (general business); and on the north side identified as Civic Numbers 6467, 6471-87, 6495 and 6513 Chebucto Road from C-2 (general business) to C-1 (local business); and
- 6) exclude, from the rezonings listed above, the properties identified as Civic Numbers 6430, 6406, 6466-70, 6482, 6516-18, 6507-13, 6495 and 6467-69 Chebucto Road; and 2586 Beech Street. These properties retain a C-2 (general business) classification as shown on Plan No. P200/8960.

Discussion ensued re recommendation #3, specifically Civic Nos. 6489-91 Chebucto Road, during which it was agreed that recommendation # 3 above be deferred for further review by staff with the possibility of a further public hearing being scheduled regarding the properties listed therein.

The City Clerk advised that His Worship, Aldermen Maley, Wooden, Hanson and Moore were not present at the public hearing.

The motion, as amended, was put and passed.

Council,  
September 13, 1979

Case No. 3744 - Zoning Bylaw Modification - 1685 Preston  
Street

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A letter dated August 6, 1979 was submitted by Barbara B. and Wm. Stanley Shaw, stating that they are not in favour of the application for modification. Copies of the letter were forwarded to members of City Council.

Petitions containing eighteen signatures and thirty-two signatures respectively were received in opposition to the application, copies of same were circulated to members of City Council.

Mr. & Mrs. W. S. Shaw, 1688 Preston Street, and Mr. & Mrs. K. Marginson, 1678 Preston Street, submitted a letter dated September 10, 1979, copies of which were circulated to members of City Council.

Mr. Stan Shaw, 1688 Preston Street, addressed City Council in opposition to the application. He referred to his letter and petitions which were submitted, adding that he does not wish to have additional apartments on Preston Street.

Dr. M. MacAulay, representing DAPC II, addressed City Council in favour of the application, stating that it does comply with objectives that will be brought forward by DAPC II. He stated that DAPC II does not feel that this type of infill will be a very serious intrusion into the neighbourhood.

Mr. Vern MacIsaac, 1685 Preston Street, stated he had not seen the aforementioned petitions but had been made aware of comments that the petition was signed by some individuals because they did not want the area zoned from R-2 to R-3. He stated the building was designed so that it would not interfere with the neighbourhood. In response to a question, Mr. MacIsaac stated he shares the concern re blasting and has been advised that tests can be undertaken to determine if blasting is necessary. He stated he is willing to have the tests done and to turn the results over to the City. He stated he is prepared, if blasting is necessary, to take all necessary insurance precautions etc. and, if it proves to be too costly, he is considering proceeding with a slab.

Alderman Wooden retired from the Council Chamber.

## AMENDED SHEET

Council,  
September 13, 1979

MOVED by Alderman Shannon, seconded by Alderman Maley that Council approve the application for the modification of the lot frontage, lot area and setback requirements of the Zoning Bylaw, Peninsula area, to permit the addition of two dwelling units at 1685 Preston Street subject to the terms and conditions listed below:

1. The addition must be constructed substantially in conformance with Plans P200/9017-9020;
2. Three parking spaces must be provided on the site at the rear of the lot;
3. Should blasting be necessary, subject to the applicant submitting the testing results to the City of Halifax Engineering and Works Department with evidence satisfactory to the City of adequate amounts of insurance for whatever degree of blasting is necessary.

The motion was put and passed with Aldermen Meagher and Hamshaw voting against.

Case No. 3761 - Zoning Bylaw Modification - 1660 Robie St.

Dr. M. MacAulay, representing DAPC II, addressed City Council stating that they are prepared to support the application. He stated that the application provides a form of housing infill the Committee has been considering and, inasmuch as it is an internal rearrangement within the dwelling, it is not incompatible with the surrounding area.

MOVED by Alderman Shannon, seconded by Alderman Maley that the application to modify the lot frontage, area and yard requirements to permit 1660 Robie Street to convert to a duplex be approved by City Council.

Mr. Algee, Development Officer, advised that a contract is necessary and was not submitted as the staff recommendation suggested refusal of the application.

It was agreed that staff submit the appropriate contract at the next regular meeting of Committee of the Whole Council and the matter be finalized at a special meeting of City Council scheduled for September 19, 1979.

Alderman Wooden re-entered the Council Chamber.

Zoning Review - Soft Area 11

A private and confidential report dated September 12, 1979, was submitted by the City Solicitor.

Alderman Wooden returned to the meeting.

Council,  
September 13, 1979

Alderman Clarke requested additional time to consider the report of the City Solicitor.

It was agreed that the matter be referred to the next regular meeting of Committee of the Whole Council.

Case No. 3758 - Lot Consolidation - 3250 and 3260 Barrington Street

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MOVED by Alderman Sullivan, seconded by Alderman Clarke that the application to consolidate Lots 4A, 5, 6, 7A, 8, 9 and X to form Parcel W (Civic Nos. 3250 and 3260) Barrington Street, as shown on Plan No. P200/9058 of Case No. 3757, be approved by City Council. Motion passed.

PETITIONS AND DELEGATIONS

Petition - Residents of Convoy Estates - Change of Name  
Private Roadway - Alderman Sullivan

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A petition dated March 7, 1979, containing approximately 85 signatures was submitted, copies of which were circulated to members of City Council.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that the petition be referred to staff for review and report to City Council as soon as possible. Motion passed.

Petition - Residents and Property Owners - Ward One -  
Opposing the Proposed Institutional and/or  
Commercial Uses being Applied for in Point  
Pleasant Lodge - Alderman Maley

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Alderman Maley presented a petition containing approximately 347 signatures of residents and property owners of Ward One who are opposed to the further non-residential intrusion into the residential area on South Park Street which would be occasioned by the proposed institutional and/or commercial uses being applied for in Point Pleasant Lodge by Able Courier Services, the Drug Dependency Commission and the Victorian Order of Nurses.

His Worship stated that the petition should be duplicated and forwarded to members of City Council as it is an item which is now before public hearing.

Council  
September 13, 1979

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on September 5, 1979, as follows:

Possible Expropriation - Bridgeview South Connector

The above item was forwarded to City Council without recommendation.

A confidential, supplementary staff report dated September 13, 1979, was submitted.

Council agreed that the matter of the possible expropriation of the subject land, be deferred pending the outcome on compensation which will be the subject of a further report to Council.

Award of Tender 79-107 - Bridgeview South Connector

The above item was referred to City Council without recommendation.

MOVED by Alderman Hamshaw, seconded by Alderman Moore that:

1. Tender #79-107 for projects, materials or services listed in Appendix "A" attached to the staff report of August 24, 1979, be awarded to Standard Paving Maritime Ltd. for the unit prices quoted.
2. Project funds be authorized from the Municipal Incentive Grant, Special Reserve Fund Account #146904.
3. Funding transfers be approved as shown in the staff report of August 24, 1979.

Motion passed.

Fiscal Justice

A copy of a press release by the Honourable Jack MacIsaac, Minister of Municipal Affairs with respect to a new \$47 million municipal grant system announced to the Seventy-Fourth Annual Convention of the Union of Nova Scotia Municipalities, was submitted.

The City Manager asked if Council would be agreeable to staff submitting a report on the final document advising that some changes have been made to the document which was previously before Council. The City Manager advised that staff will submit a report in a short period of time informing Council of the ramifications for the City of the decision by the Government, to which Council agreed.



1883-85 Granville Street, Thomas Building

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, staff be authorized to negotiate an agreement with the owner and a qualified consultant for the carrying out of a study to determine the feasibility, methods, and cost of restoring the front and facade of the building, the terms of such agreement and the actual carrying out of such a study to be subject to City Council approval.

His Worship suggested that before funds are spent on private buildings, consideration should be given to the state of City Hall.

Alderman Moore suggested that perhaps the matter of improvements to City Hall could be placed on the agenda for the next Committee of the Whole Council meeting in order to formally record the item and to take steps to proceed.

Following further discussion, the Motion was put and Lost with Aldermen Maley and Shannon voting in favour of the Motion.

His Worship requested that an item relating to improvements to City Hall be placed on the agenda of the next regular meeting of the Committee of the Whole Council.

Ordinance No. 151, Respecting the Regulations and Licensing of Vending and Amusement Machines

MOVED by Alderman Meagher, seconded by Deputy Mayor Downey that, as recommended by the Finance and Executive Committee, the City Solicitor be requested to draw up the necessary legislation to control automatic machines.

Motion passed.

Computer Equipment Revisions

MOVED by Alderman Hamshaw, seconded by Alderman Hanson that, as recommended by the Finance and Executive Committee, City Council authorize the Mayor and City Clerk to sign a revised contract with NCR Canada Limited, to run for a period of three years from delivery of equipment (approximately May 1980) to replace the existing contract, which would have expired in March 1982.

Motion passed.

Council  
September 13, 1979

Award of Tender No. 79-110 - Renovations Quartermaster  
Stores and Offices - Police Station

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Shannon, seconded by Alderman  
Hanson that:

1. Tender No. 79-110 for project(s) listed in the staff report of August 31, 1979, be awarded to Blunden Construction for the unit prices quoted.
2. Project funds be authorized from Current Accounts D9900 and DS020.
3. Funding Transfers be approved as shown in the staff report of August 31, 1979.

Motion passed.

Award of Tender 79-113 - Major Stephen Sports Field

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

1. Tender #79-113 for Project, Materials or Services listed in Appendix "A" of the staff report of August 30, 1979, be awarded to Terra Nova Landscaping Limited for the unit prices quoted; and
2. Project funds be authorized from Account No. FA029.

Motion passed.

Award of Tender 520375 - Repointing Wall - Flemming Park

A supplementary staff report dated September 12, 1979, was submitted.

MOVED by Alderman Hanson, seconded by Alderman  
Wooden that:

1. Tender No. 520375 for the project listed in the staff report dated August 7, 1979, be awarded to Berrette Contracting Co. for the lump sum contract price quoted.
2. Project funds be authorized from current accounts D9900-122508-6P011.
3. Funding transfers be approved as shown in the staff report of August 7, 1979.

Council  
September 13, 1979

4. Authority be granted to have the additional 350 feet of wall repaired, as referred to in the supplementary report of September 12, 1979, by Barette Contracting Co. Ltd. at an additional cost of \$2,000.00; funds available in Account #D9900-122508-6P011.

Motion passed.

Award of Tender 79-111 - Creighton Street  
Multi-Purpose Court, NIP I

MOVED by Deputy Mayor Downey, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, City Council refuse the tender received and authorize staff to proceed with a second tender call on the project.

Motion passed.

NIP II Implementation Project: Upgrading of YWCA Tennis  
Court, Facilities, and Landscaping

The above item was forwarded to City Council without recommendation.

A supplementary staff report dated September 13, 1979, was submitted.

MOVED by Alderman Maley, seconded by Alderman Shannon that Council approve the project and authorize staff to proceed with design and construction within the amount of \$114,000 budgeted in Account No. EH004.

Discussion and questioning of staff ensued on the matter and His Worship, in referring to the Motion, said he has been informed Council is not approving absolutely the text of a draft agreement saying he presumed there will be an agreement before construction is proceeded with.

The City Manager advised there would be another agreement submitted to Council in a similar form.

Discussion ensued with respect to the required landscaping in connection with the courts and the City Manager advised that if it was the wish of Council, staff could bring back a detailed design of the project when it is completed.

With respect to the matter of the term of the agreement, it was generally agreed that staff be authorized to negotiate with the YWCA for a longer term related to the life expectancy of the project. Alderman Maley suggested that a clause be included in the agreement relating to the possibility of the YWCA being sold. His Worship suggested the contract would be made binding to the benefit of heirs, successors, and assigns saying the question on the Motion would be put on that understanding.

The Motion was then put and passed.

Appointment of External Auditors - 1979

MOVED by Alderman Shannon, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, City Council appoint H. R. Doane and Company as City Auditors for the fiscal period 1979.

Motion passed.

Recommendations - Tax Concessions & Grants Committee

A supplementary report dated September 11, 1979 was submitted as well as two information reports dated September 11, and September 13, 1979.

(Point Pleasant Child Care Centre)

The above item was deferred pending receipt of additional information.

The information report dated September 11, 1979, was submitted in relation to the above item.

Mr. H. Crowell, the Social Planner, addressed Council and in referring to the information report, noted staff are now recommending an amount of \$1,500 rather than the amount of \$2,500 which was previously recommended. Mr. Crowell advised that a Provincial Task Force is studying the subject matter.

MOVED by Alderman Maley, seconded by Alderman Meagher that a grant in the amount of \$1,500 be approved for the Point Pleasant Child Care Centre on the understanding it is for start-up purposes.

Further discussion and questioning of staff ensued on the matter and it was MOVED by Alderman Maley, seconded by Alderman Meagher that the matter be deferred pending Council being made aware of the content of the report on Day Care being prepared by the Government.

Motion passed.

Alderman Shannon noted that she asked for a report at the Committee of the Whole Council meeting with respect to the Salvation Army and Mr. Crowell advised that staff would supply the information. Alderman Shannon said she would like to know what the buildings on Grafton and Barrington Streets, owned by the Roman Catholic Episcopal Corporation, are being used for and at what proportions, and to receive a report on an evaluation of the Salvation Army programs.

Halifax Industries Limited - Tax Agreement

The above item was referred to City Council without recommendation.

A private and confidential staff report dated September 7, 1979, was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that the Mayor and City Clerk be authorized to execute the agreement attached to the staff report dated July 9, 1979 on behalf of the City subject to Clause 4, as follows, being deleted from the agreement:

"4. Before the expiry of the Term, the City agrees on request of the Company to review the operation of this agreement and meet to discuss its extension for a further period with such modifications as may be agreed to."

Motion passed.

Award of Tender 79-106 - Ventilation System for Halifax  
Police Rifle Range

The above item was forwarded to City Council without recommendation.

An information report dated September 11, 1979, was submitted.

Alderman Shannon referred to the account numbers listed in the report and suggested that in the future, either the overall account number be included or be deleted. She said she thought Council was dealing with four account numbers but noted it was one general Special Items account with the sub-headings listed.

MOVED by Alderman Shannon, seconded by Alderman Hanson that:

1. Tender No. 79-106 for the project(s) listed in the staff report of August 28, 1979, be awarded to Halifax Heating & Air Conditioning Ltd. for the lump sum contract price of \$33,840.00.
2. Project funds be authorized from Current Accounts DS013 and DS019.
3. Funding transfers be approved as shown in the staff report dated August 28, 1979.

Motion passed.

(Ordinance No. 170)

His Worship referred to the information report dated September 11th which advised the City Club, the Halifax Golf and Country Club, the Naval Civil Service Association, and the Halifax Longshoremen's Association have indicated an intention to apply, and that the Halifax Civic Workers, Local 108, do not intend to apply. His Worship suggested the organizations should be deleted from the list at this time as well as the Salvation Army and the Roman Catholic Episcopal Corporation on which further staff reports are to be submitted. His Worship asked whether such would be the intention with respect to any Motions that are made, to which general agreement was expressed.

The Director of Finance later advised that the Naval Civil Service Association made an application today, and His Worship suggested Council would be considering the lists attached to the report of August 20th minus the organizations that have not applied.

MOVED by Alderman Meagher, seconded by Alderman Maley that, as recommended by the Finance & Executive Committee, those organizations previously qualifying under Ordinance No. 170, which are considered to be charities by the Tax Concessions and Grants Committee (listed as Appendix "A" attached to the report of August 20, 1979, except the Roman Catholic Episcopal Corporation and the Salvation Army) be assisted by means of a Bylaw enacted by Council under Clause 3(wa) of the Assessment Act which would establish the rate of commercial tax reduction on an annual basis, with a level of 50% reduction being recommended by the Tax Concessions and Grants Committee.

Motion passed.

Alderman Sullivan advised that he wished to abstain from voting on the Canadian Assoc. for the Mentally Retarded.

MOVED by Alderman Meagher, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, those organizations which have previously qualified under Ordinance No. 170 (listed as Appendix "B" attached to the report of August 20, 1979 minus those which have not applied), continue to receive support under the Ordinance but the level of assistance previously given under Ordinance No. 170 be phased out over a six-year period with the level of tax reduction for 1979 being established at a level of 46% of the 1979 Commercial Property Tax for those qualifying organizations.

Motion passed with Aldermen Clarke and Wooden against.

Alderman Moore advised that he abstained from voting on the Royal Nova Scotia Yacht Squadron. Alderman Meagher advised that he abstained from voting on the Armdale Yacht Club, and Alderman Shannon advised that she abstained from voting on the Halifax Curling Club item.

MOVED by Alderman Meagher, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, the organization (Neptune Theatre) which was previously qualified under Ordinance No. 170 (listed as Appendix "B-1") continue to receive support under the Ordinance but the level of assistance previously given under Ordinance No. 170 be phased out over a six-year period with the level of tax reduction for 1979 being established at a level of 46% of the 1979 Commercial Property Tax for the qualifying organization.

Motion passed.

MOVED by Alderman Meagher, seconded by Alderman Hanson that, as recommended by the Finance & Executive Committee, the organizations which have previously qualified under Ordinance No. 170 (listed as Appendix "C" attached to the report of August 20, 1979) continue to receive support under the Ordinance but the level of assistance previously given under Ordinance No. 170 be phased out over a six-year period with the level of tax reduction for 1979 being established at a level of 46% of the 1979 Commercial Property Tax for those qualifying organizations.

Motion passed.

Alderman Maley and Meagher advised that they wished to be recorded as abstaining from voting on the Waegwoltic Club item. Alderman Sullivan advised that he wished to be recorded as abstaining from voting on the Nova Scotia Teachers Union, the Maskwa Aquatic Club, and the Halifax Police Boys and Girls Club items. Alderman Hamshaw advised that he wished to be recorded as abstaining from voting on the Maskwa Aquatic Club item.

MOVED by Alderman Meagher, seconded by Alderman Moore that, as recommended by the Finance & Executive Committee, no other organizations be added henceforth to those qualifying under Ordinance No. 170, any organizations which might otherwise have qualified being referred directly to the Tax Concessions and Grants Committee along with any organizations which might wish to apply for additional support beyond the phased out levels of Ordinance No. 170.

Motion passed.

#### Integration of Social Development and Recreation Departments

The following is the recommendation from the Finance and Executive Committee:

"That the Recreation and Social Services Departments be restored to their original status and staff prepare a report with respect to the Recreation Committee with a view to perhaps changing some of its authority so that control ultimately will rest with the City Manager as it does with other departments."

The Chairman suggested that the words "and that the role of such a Committee should be advisory to Halifax City Council" be included in any Motion made.

MOVED by Alderman Moore, seconded by Alderman Hanson that the Recreation and Social Services Departments be restored to their original status and staff prepare a report with respect to the Recreation Committee with a view to perhaps changing some of its authority so that control ultimately will rest with the City Manager as it does with other departments, and that the role of such a Committee should be advisory to Halifax City Council.

Following a discussion on the matter, the Motion was put and resulted in a tie vote, five voting for the same and five voting against it as follows:

For: Aldermen Meagher, Clarke, Hanson, Moore,  
and Hamshaw - 5

Against: Deputy Mayor Downey and Aldermen Maley, Shannon,  
Sullivan, and Wooden - 5

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

Old North End Community Housing Limited

The above item was forwarded to City Council without recommendation pending receipt of a staff overview and comments in response to observations, questions, and comments made at the Committee meeting.

Deputy Mayor Downey and Alderman Clarke advised that they would be abstaining from taking part in the discussion on the item and from voting.

A staff report dated September 12, 1979, was submitted.

MOVED by Alderman Maley, seconded by Alderman Hanson that staff be authorized by City Council to proceed with the proposal of the Old North End Community Housing Limited subject to the requested action by the others parties to it notably the creditors, CMHC, and League Savings and Mortgage Company.

Motion passed with Deputy Mayor Downey and Alderman Clarke abstaining.  
Appointment - Five Voting Delegates to the Union of Nova Scotia Municipalities Convention

At the Finance & Executive Committee meeting, it was agreed that volunteers leave their names with the Mayor's office.

MOVED by Alderman Shannon, seconded by Alderman Clarke that Deputy Mayor Downey and Aldermen Wooden, Shannon, Clarke, and His Worship the Mayor be appointed voting delegates to the Union of Nova Scotia Municipalities Convention.

Motion passed.