

Special Council,  
Public Hearings,  
February 20, 1980

Ms. Scott, in response to a question, stated the property had been for sale since February 1979, and she had purchased it in November 1979, and it is her understanding that the previous owner had approached the Nova Scotia Technical College to try and get a commitment from them to purchase the property.

Mr. John MacPherson, representing Mr. Edward Danielson, solicitor for the Nova Scotia Technical College, addressed City Council in opposition to the application. Mr. MacPherson advised that his file indicates that the Nova Scotia Technical College was in fact interested in the property, were negotiating with the former owners, but a series of offers and counter offers did not culminate in an agreement.

Mr. MacPherson suggested that the particular application is inconsistent in a number of aspects with the Municipal Development Plan and the application is contrary to the existing development patterns in the block. He further suggested that, it would appear from the staff report the application has a number of deficiencies, those being the lot and building do not meet zoning requirements nor the requirements of the draft home occupations legislation. Mr. MacPherson responded to questions from members of City Council during which he indicated he would provide additional information re the length of negotiations by Nova Scotia Technical College for purchase of the property.

Mr. John Ettlenger addressed City Council in support of the preservation of remaining historic buildings of which the subject property is at least a borderline case.

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

A letter dated August 21, 1979 was received from C. Edward Danielson, Kitz, Matheson, Green and MacIsaac, raising concerns with respect to the application.

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

Application under Schedule "D", Section 66 of the Zoning Bylaw, Mainland Area, to Permit the Construction of a 6-Unit Townhouse type development on East Side of Lyons Avenue, corner of Williams Lake Road Case #3769

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

Special Council,  
Public Hearings,  
February 20, 1980

Mr. B. Algee, Development Department, with the aid of maps and sketches, explained the application for contract development under Section 66 of the Zoning Bylaw (Mainland Area), to permit the construction of a 6-unit townhouse type development at the corner of Williams Lake Road and Lyons Avenue, noting that the site is composed of two lots which will require consolidation. Mr. Algee responded to questions from members of City Council.

Mr. Gregory A. Lambros, the applicant, addressed City Council in support of his application and noted that the capacity of the land exceeds the application and the density proposed is well below that which would be permitted. Mr. Lambros responded to questions from members of City Council and indicated improvements can be made to the appearance of the ditch area on Lyons Avenue.

No other persons present wished to address City Council in regard to the application.

The following correspondence was received, copies of which were circulated to members of City Council:

Letter dated July 19, 1979 from James P. Lyons  
Letter dated July 19, 1979 from Mrs. Mary J. MacDonald  
Letter dated July 25, 1979, from Edmund Nash  
Letter dated August 7, 1979, from Ronald D. Lyons

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

Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) for the Development of a 24-Unit Apartment Building at 2051-67 North Park Street Case #3801

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

Mr. B. Algee, with the aid of sketches and maps, explained the application for contract development and lot consolidation to permit the construction of a 24 unit apartment building at 2051-67 North Park Street. Mr. Algee reviewed staff's objections to the proposal and responded to questions from members of City Council.

Special Council,  
Public Hearings,  
February 20, 1980

A petition dated February 1, 1980, containing approximately 28 signatures, in favour of construction of the new residential buildings at 2051 to 2067 North Park Street, was presented by Alderman Downey.

Mr. Keith Laws, solicitor for the applicant, North Park Investments Limited, accompanied by Mr. L. G. DelVillano, Project Manager, and Mr. Kenneth Dacey, Project Architect, addressed City Council in support of the proposal. Mr. Laws stated that the neighbourhood is familiar with the developer's project. He stated the project is not intended for families with children.

Mr. Laws noted how the project complies with the Municipal Development Plan and how it blends with the streetscape. He indicated that the NIP Committee has shown their support of the project in spite of concerns of City staff.

Mr. DelVillano advised that this date the owner of the parking lot has indicated an interest in negotiating with the applicant and will also consider granting a right-of-way through the rear lot. He added that the individual has stated that he does not oppose the project.

Messrs. Laws, DelVillano and Dacey responded to questions from members of City Council. His Worship asked that the developer consider buying a strip of land along the rear of the proposed building which would have the affect of providing a buffer zone from any potential R-3 development along Bauer Street. In response to a question re the parking entrances and exits, Mr. Dacey stated the developer will look at methods to ensure that there is no safety hazard.

Mr. John Ettlenger addressed City Council and made a special plea for the retention of the existing houses as they are part of the last complete row of old houses around the Commons and it is also the side that leads up to the Citadel, one of Halifax's unique views.

Mrs. Mildred Dewis, 6918 Armview Avenue, owner of a recently restored house at 2019 North Park St., addressed City Council and referred to her letter received on February 19, 1980, copies of which were circulated to members of City Council. She stated her concern is with the retention of the streetscape.

Special Council,  
Public Hearings,  
February 20, 1980

No other persons present wished to address City Council in regard to the application.

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

Members of City Council agreed to consider the following matter:

Proposed Lease-City of Halifax and Trizec Equities Limited  
- Social Planning Offices

The City Manager pointed out that the difference in rental is \$1500.00 increase for offices in the Halifax Shopping Centre.

MOVED by Alderman Wooden, seconded by Alderman Moore that the lease proposal of Trizec Equities for office space in Tower 2 of the Halifax Shopping Centre be accepted.

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

FOR: Aldermen Wooden, Moore and Hamshaw

AGAINST: Aldermen Maley, Shannon, Downey, and Clarke.

MOVED by Alderman Shannon, seconded by Alderman Maley that the matter be deferred to a meeting of City Council scheduled for Monday, February 25, 1980. Motion passed with Alderman Wooden voting against.

11:50 p.m. - Meeting adjourned.

#### HEADLINES

Expropriations - Fairview Overpass Project and Widening of the Dutch Village Road, Northern Section .....	83
Tender 80-38 - Sewer Inspection in NIP I Area .....	84
Public Hearing Re: Application under Section 68 of the Zoning Bylaw (Mainland Area) for Development of Certain Lands South and West of Sherwood Heights Subdivision - Ross St., Donaldson, Douglas, Norman, Borrett and Oakley Avenues - Case No. 3751 (Rockingham Ridge) .....	84

Special Council,  
Public Hearings,  
February 20, 1980

HEADLINES (CONT'D)

Public Hearing Re: Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) to Permit the Occupancy of 5247 Morris Street with Two Dwelling Units and Office of an Interior Decorator - Case No. 3775 .....	86
Public Hearing Re: Application under Schedule "D", Section 66 of the Zoning Bylaw, Mainland Area, to Permit the Construction of a 6-Unit Townhouse type development on East Side of Lyons Avenue, corner of Williams Lake Road - Case No. 3769 .....	87
Public Hearing Re: Application under Schedule "C", Section 83 of the Zoning Bylaw (Peninsula Area) for the Develop- ment of a 24-Unit Apartment Building at 2051-67 North Park Street - Case No. 3801 .....	88
Proposed Lease - City of Halifax and Trizec Equities Limited - Social Planning Offices .....	90

MAYOR EDMUND L. MORRIS  
CHAIRMAN

G. I. BLENNERHASSETT (MRS.)  
CITY CLERK

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

CITY COUNCIL  
MINUTES

Council Chamber  
City Hall  
Halifax, N. S.  
February 28, 1980  
8:00 P. M.

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

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

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

Also Present: City Manager; Mr. W. Anstey, Acting City Solicitor; City Clerk, and other staff members.

MINUTES

Minutes of City Council meetings held on February 14 and 20, 1980, were approved on Motion by Alderman Hamshaw, 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 - Application for Bill Posters License - Robert McLellan
- 20.2 - Maintenance Agreement #23
- 20.3 - Appointments

At the request of Alderman Wooden, Council agreed to add

- 20.4 - Captain William Spry School Site.

The agenda, as amended, was then approved.

DEFERRED ITEMS

Case No. 3799 - Contract Development and Lot Consolidation  
Brunswick and George Streets

The above item was deferred to this meeting from the February 14th meeting of City Council.

A letter dated February 27, 1980 was submitted from R. A. Stapells, President of Canterbury Investments Limited. A supplementary staff report dated February 27, 1980, was submitted.

Public Access  
Halifax, N.S.

Council  
February 28, 1980

Council reviewed the proposed agreement as attached to the supplementary staff report dated February 27, 1980, and made the following changes:

Council agreed that Item #1 on Page 2 be amended to read as follows:

"1. The Developer has legal and registerable rights to develop the lands known as Block MP Brunswick, George and Market Streets, in the City of Halifax, and described in Schedule "A" hereto attached (hereinafter called the "lands");"

Council agreed that the following be inserted between the words "Department," and "and" in the third line of Item No. 2 on Page #2:

"and in no event shall he add to the height or change any of the floor areas or decrease the setback at any point shown in the said drawings,"

Council agreed that Item #6 on Page #2 be amended to read as follows:

"6. Storm water collected above the Brunswick Street level must be discharged to the Brunswick Street storm sewer and storm water collected below the Brunswick Street level and all sanitary flows resulting from the building, must be discharged to the sewer on Market Street."

Council agreed that Item #8 on Page #2 be amended to read as follows:

"8. The developer shall so finish exterior walls which do not have windows as to make them similar in appearance to the window walls."

MOVED by Alderman Moore, seconded by Deputy Mayor Hanson that City Council approve the consolidation of Lots 1-7 to create Block MP at the corner of George and Brunswick Streets as shown on Plan No. P200/9281.

Motion passed.

MOVED by Alderman Moore, seconded by Deputy Mayor Hanson that, having considered the matter at a public hearing, Council approve a proposed development at the corner of Brunswick and George Streets, under Section 84, Schedule "F", of the Zoning Bylaw, Peninsula area, subject to concurrence and agreement of the developer with a contract draft attached to the supplementary staff report dated February 27, 1980, and as amended by City Council at this meeting.

Council  
February 28, 1980

MOVED in Amendment by Alderman Sullivan that the Motion be amended to provide that the developer shall treat at least the first three floors of the exterior of the Brunswick and George Street facades with brick or similar material.

There was no Seconder to the amendment.

The City Clerk advised that all members of City Council were in attendance at the public hearing.

The Main Motion was put and passed with Aldermen Maley, Shannon, Downey, and Sullivan against.

Case No. 3818 - Contract Development - Nova Scotia Place

The above item was deferred to this meeting from the February 14th meeting of Council.

Messrs. McCrea and Byrne, representing the applicant, Nova Scotia Arts and Convention Centre, gave a slide presentation of the site in question and displayed perspective plans of the proposed building.

MOVED by Alderman Shannon, seconded by Alderman Maley that Council approve a hotel-convention centre as the use for Lot M2, Duke, Argyle, and George Streets, and further consider entering into a contract development agreement following staff analysis of the detailed building plans and a further public hearing.

Discussion ensued on the matter and His Worship referred to the matter of Deputy Mayor Hanson and Alderman Shannon being in attendance at the public hearing but who were not in attendance at the adjourned public hearing, and advised that he was prepared to rule that they did attend the public hearing. His Worship advised that if there was any difficulty with the matter it should be raised at this time. No member of Council raised any objection.

His Worship, in referring to the contract development agreement, advised that it would have to be returned to Council for approval.

MOVED in Amendment by Alderman Moore, seconded by Alderman Hamshaw that the reference to a further public hearing be deleted from the Motion and the Motion be changed to read as follows after the word "agreement" in the fourth line of the Motion: subject to further detailed review and analysis by City staff and Council and subject to their being no increase in the mass or height of the said facility.

The Amendment was put and passed with Aldermen Maley, Shannon, Downey, and Sullivan against.

The Motion, as amended, was put and passed with Aldermen Maley, Shannon, Downey, and Sullivan against.

Deputy Mayor Hanson retired from the meeting at 10:00 p.m.



Council  
February 28, 1980

Case No. 3751 - Schedule "K" Application - Rockingham Ridge

A public hearing was held into the above matter on February 20, 1980.

MOVED by Alderman Hamshaw, seconded by Alderman Moore that Halifax City Council having held a public hearing into the application, do now approve a contract development under the provisions of Section 68 of the Zoning Bylaw of the City of Halifax, Mainland Area, Schedule "K", for the development of a 62 acre parcel as more particularly covered by a draft contract agreement attached to the staff report of December 11, 1979, and subject to a further amendment that the City and developer agree that the developer shall endeavour to develop a pedestrian access through the Beechwood area for school children between the Schedule "K" application area and the Grosvenor Wentworth Park school.

Motion passed with Alderman Sullivan abstaining.

MOVED by Alderman Hamshaw, seconded by Alderman Moore that City Council approve the rezoning of certain parcels of land from Single Family Dwelling Zone (R-1) to Schedule "K" under Section 68 of the Zoning Bylaw for the Mainland Area as set out in a staff report dated December 11, 1979.

Motion passed with Alderman Sullivan abstaining.

Case No. 3775 - Contract Development - 5247 Morris Street

A public hearing was held into the above item on February 20, 1980.

A letter dated February 21, 1980 from Mr. John C. MacPherson of Kitz, Matheson, Green & MacIsaac, was received since the public hearing was held.

MOVED by Alderman Maley, seconded by Alderman Shannon that staff be asked to draft and submit to City Council, through the Committee of the Whole Council at the earliest opportunity, a draft contract development agreement giving effect to the application as contained in the staff report dated January 3, 1980.

Motion passed with Alderman Sullivan abstaining.

Case No. 3769 - Contract Development - Lots 11 and 12 Lyons Avenue

A public hearing was held into the above item on February 20, 1980.

The City Clerk advised that the matter of the lot consolidation has not been advertised as yet but will be coming to the next Committee of the Whole Council meeting.

Council  
February 28, 1980

MOVED by Alderman Wooden, seconded by Alderman Clarke that Council approve an application for contract development under Section 66 of the Zoning Bylaw (Mainland area) to permit the construction of a 6-unit townhouse style apartment building and the entering into of a development agreement as attached to the staff report of December 20, 1979 subject to the inclusion therein by way of additional requirements, that the developer shall landscape the site to Lyons Avenue and the consolidation of Lots 11 and 12 to form a new Lot C, must be approved by City Council.

Motion passed.

Case No. 3801 - Contract Development and Lot Consolidation  
2051-67 North Park Street

A public hearing was held into the above matter on February 20, 1980.

An information report dated February 27, 1980, was submitted.

MOVED by Alderman Downey, seconded by Alderman Clarke that City Council approve an application for lot consolidation as recommended by the City Planning Committee, and a contract development to permit the construction of a 24-unit apartment building at 2051-2067 North Park Street, lands of North Park Investments Limited, subject to staff submitting the contract development agreement and approval of it by City Council.

Motion passed with Alderman Maley, Shannon, and Wooden against and Alderman Sullivan abstaining.

His Worship said he would like to see if staff can pursue some access to the rear of the building.

Amendment to the Zoning Bylaw - Homes for Special Care

A public hearing was held into the above item on November 21, 1979. An information report dated February 13, 1980, was submitted.

Alderman Moore noted that when the item was previously considered, a number of points were raised saying he could not recall whether they have all been answered or not.

Council agreed that the item be deferred to the next regular meeting of the Committee of the Whole Council and the staff report of November 15, 1979, be recirculated.

Zoning Review - Soft Area 9

The above item was last before Council on January 17, 1980. A letter dated February 27, 1980, was submitted from Mr. Frank J. Powell on behalf of the applicant.

Council agreed that the item be forwarded to the next regular meeting of the Committee of the Whole Council.

Council,  
February 28, 1980

REPORT - FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on February 20, 1980, as follows:

Renewal of Lease + 2099 Upper Water Street (Standard Construction Company Limited)

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that, as recommended by the Finance and Executive Committee, a lease be offered by the City at an annual rental of \$10,000 commencing October 8, 1979 until December 31, 1980.

The City Manager advised the tenant has been informed of the Committee resolution but has not responded so staff can only assume there is no objection.

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

Offers of Compensation - Rockingham North Services - Expropriated Sewer Easements

The City Manager advised that the staff report requested is not available.

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

Possible Expropriated Settlement - 1-31 Bedford Highway

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, the expropriation of the leasehold interest and improvements of Smith Bros. Granite Ltd., located at 1-31 Bedford Highway, be settled for \$15,623.52; funds can be made available from Account No. 227418 Z0330 CJ009 (Fairview Overpass). Motion passed.

Former Incinerator Building - SET DATE FOR PUBLIC MEETING

MOVED by Alderman Clarke, seconded by Alderman Sullivan that, as recommended by the Finance and Executive Committee, City Council set a date for a public meeting re the proposed use of the former incinerator building. Motion passed.

Council,  
February 28, 1980

The City Clerk advised the public meeting is scheduled for Monday, March 31, 1980, at 7:30 p.m. in St. Stephen's School.

Call for Proposals - Grafton Street Parking Lot

A supplementary staff report dated February 25, 1980, was submitted.

MOVED by Alderman Wooden, seconded by Alderman Moore that City Council instruct staff to advertise immediately for Expression of Interest for the development of the Grafton Street lands.

Alderman Shannon stated it was sometime ago suggested to her that one floor of such a proposal should be enclosed for a market and she hoped that the Expression of Interest would be broad enough to include any suggestion of that kind. His Worship stated that in expressing their interest, they could say that, to achieve the prime purpose of a parking garage, they might wish to utilize other space in another way.

The motion was put and passed.

Call for Proposals - City Owned Land - North Robie Street

A supplementary staff report dated February 28, 1980, was submitted.

MOVED by Alderman Sullivan, seconded by Alderman Clarke that City Council instruct staff to advertise immediately for Expression of Interest for the development of lands north of Robie Street. Motion passed.

Contract Development Agreement - Uniacke Square - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Shannon that, as recommended by the Finance and Executive Committee, City Council set a date for a public hearing to consider the Contract Development application under Section 83(c) of the Zoning Bylaw (Peninsula portion) as outlined in the staff report dated February 13, 1980. Motion passed.

The City Clerk advised that the public hearing is scheduled for Wednesday, April 23, 1980, at 7:30 p.m. in the Council Chamber.

Council,  
February 28, 1980

His Worship requested that the City Solicitor advise on the position of those members of City Council who are among the applicants when they review the application.

Quinpool Road Development

The Acting City Solicitor responded to questions re the affect of liens on the development and the City's position in order of priority to claim monies owed it.

MOVED by Alderman Shannon, seconded by Alderman Wooden that Council grant the extension of the date of commencement of construction to March 15, 1981 provided that the Willowgate Development Corporation agree to pay monthly to the City, the interest on the purchase price (\$486,500.) at the rate of 15% (current prime rate) from March 16, 1980 until the commencement of construction or March 15, 1981, whichever comes first. Motion passed.

Award of Tender No. 80-02 - Bridgeview Storm Sewer - Phases III, IV, and V

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

1. Tender #80-02, for projects, materials or service listed for the Bridgeview Storm Sewer Phases III and IV be awarded to W. Eric Whebby Ltd. for the unit prices quoted with the provision that portions of Phase V be awarded to a maximum total project cost of \$853,507.00.

2. Project funds be authorized from:

<u>Account No.</u>	<u>Unused Funds</u>	<u>Budgeted Funds</u>	<u>Total Funds</u>
DA005	\$28,507	\$800,000	\$828,507
CA005		\$ 25,000	\$ 25,000
			<u>\$853,507</u>

Motion passed.

Council,  
February 28, 1980

Award of Tender No. 80-23 - Paving Renewal, New Sidewalk,  
Sewer Rehabilitation

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

1. Tender #80-23 for projects, materials or services listed in Appendix "A" attached to the staff report dated February 4, 1980, be awarded to Standard Paving Mar. Ltd. for the unit prices quoted;
2. Project funds be authorized from Account(s) CE018, CA044, DA004;
3. Funding transfers be approved as shown in the staff report dated February 4, 1980.

Motion passed.

Halifax Junior Bengal Lancers

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

1. Pursuant to Section 142(I)(b) of the Assessment Act, the Halifax Junior Bengal Lancers be relieved of their 1976 and 1977 business occupancy and real property taxes as detailed on Appendix "A" attached to the staff report dated February 12, 1980;
2. Interest charges in the amount of \$3,175.55 be written off as an uncollectable account.

Motion passed.

Lease Purchase Agreement - Computer Terminals - Metro Centre

An information report dated February 22, 1980 was circulated by Mr. Keith D. Lewis, General Manager, Halifax Metro Centre.

MOVED by Alderman Maley, seconded by Alderman  
Moore that City Council approve a resolution for the lease  
purchase of equipment for a computerized ticket issue system  
at \$1,250.89 monthly; staff review the desirability of  
purchase for \$6,700 after six years; and the matter be  
further discussed at the next regular meeting of Committee  
of the Whole Council. Motion passed.

Council,  
February 28, 1980

Issuing Resolution - Bridgeview Sewer

MOVED by Alderman Hamshaw, seconded by Alderman Moore that, as recommended by the Finance and Executive Committee, the issuing resolution be approved in the amount of \$148,301.97 and the Mayor and City Clerk be authorized to sign the same. Motion passed.

School Admission Age

Alderman Clarke advised that he had circulated to members of City Council all information received by him on the matter.

MOVED by Alderman Clarke, seconded by Alderman Maley that Halifax City Council request of the School Board that it implement a policy by which it would accept children to school who attain the age of five years before December 31 of the calendar year, to enter school commencing in the school term of September 1980, and that Council advise if any additional funds are required to implement this change, they be approved by City Council.

Alderman Clarke stated in discussions he has had with the Administration of the Board of School Commissioners there is no evidence or materials that would indicate there is going to be a need for additional teachers, especially in the area of declining enrollments.

Alderman Maley asked for information re the declining enrollments in the primary grades.

His Worship stated his objection to the motion expressing the view that the Council of the City of Halifax should not be adding additional non-shareable costs to Education at this time and for this purpose. He stated that until City Council knows the Province will cost share, it seems imprudent to add additional expenditure which may be in excess of \$100,000 and to do it unilaterally without the consent of the Educational authority of the Province.

The motion was not put.

After further discussion, it was MOVED by Alderman Clarke, seconded by Alderman Sullivan that Halifax City Council advise the Board of School Commissioners it favours the implementation of a policy by which it would accept children to school who attain the age of five years before December 31 of the calendar year, to enter school commencing in the school term of September 1980, and seek a reply from the Province of Nova Scotia as to whether it would cost share in such a policy, and whether it is

Council,  
February 28, 1980

considering implementing that policy on a Province-wide basis for the term September 1980. Further, City Council will itself strongly press the Government of Nova Scotia to accede to the request made by its School Board and will await an answer not later than March 31 to that effect.

Alderman Shannon requested that the Legal Department advise on how extensive the City's authority, and the Board's authority is in regard to these matters.

The motion was put and passed.

Resolution City of Sydney - Train Schedule

MOVED by Alderman Hamshaw, seconded by Alderman Moore that, as recommended by the Finance and Executive Committee, City Council identify forthwith to the Sydney City Council, its identification and support for the resolution passed by the Sydney City Council on December 6, 1979. Motion passed.

S. P. C. A.

Copies of the S.P.C. Contract, attached to a supplementary information report dated February 26, 1980, were circulated to members of City Council.

Alderman Sullivan stated it is his intention to raise the matter for discussion at the next regular meeting of Committee of the Whole Council.

An information report dated February 21, 1980 from the City Solicitor was submitted. His Worship stated he would like to speak again with the City Solicitor as he does not understand the matter.

Green Street Village Centre - NIP II Project

MOVED by Alderman Maley, seconded by Alderman Shannon that, as recommended by the Finance and Executive Committee, Council approve the project and authorize staff to proceed with the detailed planning and implementation; funds are available in Account No. Z0500 EH004. Motion passed.



Council,  
February 28, 1980

Application for Bill Posters License - Halifax International  
Festival

MOVED by Alderman Shannon, seconded by Alderman Maley that, as recommended by the Finance and Executive Committee, City Council approve an application for a Bill Poster's License for the Halifax International Festival. Motion passed.

Freedom of the City

MOVED by Alderman Maley, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, an invitation go forward to Maritime Command to accept the Freedom of the City of Halifax and staff to staff arrangements for the said presentation be authorized. Motion passed.

Social Planning Offices

At a special meeting of the Finance and Executive Committee held on February 25, 1980, City Council considered a staff report dated February 25, 1980, at which time the following motion was passed:

"that authorization be granted to negotiate a one-year lease with Burnside Developments Limited for space in "Metro One", Young Street."

Mr. Churchill, Real Estate Division, advised the landlord will not share in the cost of tenant improvements if the lease is only for one or two years. He advised there is no estimate of the cost of tenant improvements available at this time.

After further discussion, it was MOVED by Alderman Maley, seconded by Alderman Shannon that City Council authorize staff to negotiate a lease with Burnside Developments Limited for space in "Metro One", Young Street, preferably for one year, and with additional information to be supplied to City Council re comparative figures for two year and three year leases. Motion passed

Council,  
February 28, 1980

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on February 20, 1980 as follows:

Office Trailer - Civic No. 5455 Cogswell Street

MOVED by Alderman Downey, seconded by Alderman Hamshaw that the Building Inspector be authorized to renew the occupancy permit to Steel and Engine Products Ltd. authorizing them to occupy a 10' x 52' office trailer at Civic No. 5455 Cogswell Street for a period of 12 months; and, further, the Building Inspector be authorized to renew the occupancy permit for one further 12-month period, at his discretion. Motion passed.

Street Lighting

Mr. P. Connell, Director of Engineering and Works, responded to questions from members of City Council.

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

1. Council authorize His Worship the Mayor and the City Clerk to enter into an agreement to purchase the fixtures in the mainland area and to assume responsibility for all maintenance of street lights in the peninsula and mainland areas, subject to the approval of the Public Utilities Board.
2. Council approve the purchase of the street lighting fixtures in the mainland and that the funds come from the 1979 surplus.
3. Council approve the following changes in the 1980 proposed budget:
  - the addition of two electricians and one night trouble man to the staff establishment at a cost of \$54,000.
  - the addition of one aerial bucket truck to the new equipment requests, at a cost of \$45,000.
  - the addition of \$24,000 to the street lighting maintenance account for additional repair, parts, and equipment rentals.

Motion passed with Alderman Downey voting against.

Council,  
February 28, 1980

Street Acceptance - Quingate Place

It was agreed that this matter be referred to the next regular meeting of Committee of the Whole Council pending receipt of a staff response to Alderman Shannon's question re the number of feet from Quinpool Road the City will be taking over.

Flooding of Lakes and Ponds

Alderman Wooden advised that Deputy Mayor Hanson has requested Chocolate Lake be included in the lakes and ponds to be flooded.

MOVED by Alderman Wooden, seconded by Alderman Hamshaw that staff be authorized to expend up to \$2,000 to provide maximum outdoor skating at Punch Bowl, Egg Pond, Frog Pond, Bluestone Pond, Cunard Pond and Chocolate Lake. Motion passed with Aldermen Sullivan and Clarke voting against.

Occupancy Permit - Old Dominion Store - Quinpool Road

A private and confidential report dated February 19, 1980, was submitted by the City Solicitor.

Alderman Shannon suggested that staff take the City Solicitor's advice with a view to hopefully closing off the Pepperell Street entrance and exit to the Quinpool Road parking lot, but at the very most not to have use of that exit which exceeds that which Dominion Stores had.

His Worship suggested that Council consider, to the extent of its competence in the matter, indicating to the Director of Engineering and Works its disfavour for an access to and from Pepperell Street.

Alderman Shannon stated she wished to confer with the City Solicitor on the matter.

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

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND  
COMMISSIONS

---

Amendment to Ordinance No. 138, respecting the Fee to be  
Paid for a Tax Certificate - SECOND READING

---

MOVED by Alderman Maley, seconded by Alderman

Council,  
February 28, 1980

Shannon that the proposed amendment to Ordinance No. 138, respecting the Fee to be Paid for a Tax Certificate, as submitted, be now read and passed a Second Time. Motion passed.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on February 20, 1980, as follows:

Zoning Review - Soft Area 6 - 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 that property identified as 6038-40 Cedar Street from R-3 (Multiple Dwelling) to R-2 (General Residential), as shown on Map 2 and Plan No. P200/9435. Motion passed.

The City Clerk advised that the public hearing is scheduled for Wednesday, April 23, 1980, at 7:30 p.m. in the Council Chamber.

Soft Area 15 - DATE FOR PUBLIC MEETING

MOVED by Alderman Moore, seconded by Alderman Wooden that, as recommended by the City Planning Committee, the following proposed Plan amendments be referred to the City Planning Committee requesting that it set a date for a public meeting and report back to City Council re:

- (a) amend the Generalized Future Land Use Map (Map 9) of the Municipal Development Plan to delete the commercial designation of the area bounded on the west by Joseph Howe Drive, on the east by the eastern property line of the CNR lands, and on the south by Scot Street, the Bayers Road Shopping Centre, and Bayers Road, as shown on Map 3; and substitute therein an "Industrial" designation.
- (b) amend the Generalized Future Land Use Map (Map 9) of the Municipal Development Plan to delete the commercial designation of the Bayers Park Apartments property, as shown on Map 3, and substitute therein a "Residential Environments" designation.

Motion passed.

Council,  
February 28, 1980

The City Clerk advised that the public meeting will be held on Monday, April 14, 1980, at 7:30 p.m. in the United Baptist Church Hall.

Home Occupations

Alderman Moore stated Council had a draft which was somewhat acceptable and he would like to have City Council take another look at that draft and make a final decision on the matter.

MOVED by Alderman Moore, seconded by Alderman Hamshaw that the matter be deferred to the next regular meeting of Committee of the Whole Council. Motion passed with Alderman Sullivan voting against.

Rezoning - Soft Area 19

MOVED by Alderman Sullivan, seconded by Alderman Clarke that, as recommended by the City Planning Committee, City Council amend its motion of February 14, 1980, with respect to the rezoning of the area of land known as Soft Area 19, to delete reference to Civic Number 5524 Duffus Street, and to include reference to Civic Number 5515 Duffus Street. Motion passed.

MOTIONS

Motion Alderman Shannon re: Repeal of Ordinance No. 46,  
the Television Antennae Ordinance - FIRST READING

MOVED by Alderman Shannon, seconded by Alderman Maley that the repeal of Ordinance No. 46, the Television Antennae Ordinance, be now read and passed a First Time. Motion passed.

MISCELLANEOUS ITEMS

Building Permits - Old South End

A staff report dated February 27, 1980 was submitted.

MOVED by Alderman Maley, seconded by Alderman Clarke that Council indicate no objection to the permits for the applications listed in the staff report dated February 27, 1980. Motion passed.

Council,  
February 28, 1980

Fairview Overpass Project Lands

A confidential staff report dated February 26, 1980 was submitted.

MOVED by Alderman Moore, seconded by Alderman Hamshaw that Council authorize the submission of an application to the Attorney General requesting immediate possession of the lands listed on Schedule "B", and that Council authorize an offer of \$1,365.00 to Larry and Carmen Navarro for the land shown as Parcel F-11 on Plan TT-27-25792. Motion passed.

Council,  
February 28, 1980

QUESTIONS

Question Alderman Sullivan re: Extension of NIP III Area  
to Include Houses on Sullivan and Agricola Sts.

---

Alderman Sullivan stated sometime ago he asked if staff would consider the possibility of extending the boundaries of the NIP III area to include approximately ten to fifteen houses on Sullivan and Agricola Streets, to determine if these houses could be included under RRAP. He asked when he could expect a reply from staff.

The City Manager advised that he would expedite staff's response.

Question Alderman Sullivan re: Snowplowing on Devonshire  
Avenue

---

Alderman Sullivan commended City Field staff for their snowplowing efforts during today's snowstorm. He referred to Devonshire Avenue and asked if staff would look at the problem of plowing the snow onto the sidewalk.

Question Alderman Maley re: Use of Bicycles During Snow-  
storms

---

Alderman Maley advised she had been informed of a possible accident which occurred during today's snowstorm when a vehicle operator was in near collision with the operator of a bicycle. She requested that the Legal Department consider the matter to determine what could be done.

Question Alderman Hamshaw re: Local Improvement Charges -  
Abutters of Fairview Overpass

---

Alderman Hamshaw stated it is his understanding that some abutters of the Fairview Overpass are being billed for sidewalk installation whereas other abutters are not. He asked for an explanation of the matter.

The City Manager advised that he will investigate the matter and issue a report.

Council,  
February 28, 1980

Question Alderman Wooden re: Amendment to Finance and  
Executive Committee Minutes - February 20, 1980

Alderman Wooden requested that the Finance and Executive Committee minutes of February 20, 1980, page 46 be amended by changing the reference to "RRAP" to "NIP".

Question Alderman Downey re: Clean-up of Premises -  
Buildings Damaged by Fire

Alderman Downey requested a report from the Building Inspector on how soon premises of buildings damaged by fire must be cleared. He noted there are a few such premises on Gottingen Street and one on Cogswell Street. Alderman Wooden added that there is one on Whalen Road as well.

ADDED ITEMS

Application for Bill Posters License - Robert McLellan

An application, dated February 7, 1980, was received from Robert McLellan, to post handbills through the City of Halifax on a regular basis.

MOVED by Alderman Shannon, seconded by Alderman  
Wooden that a Bill Poster's license not be issued to the  
applicant, Robert McLellan. Motion passed.

Maintenance Agreement #23

A supplementary staff report dated February 22, 1980 was submitted.

MOVED by Alderman Clarke, seconded by Alderman  
Wooden that the City Council motion of February 14, 1980  
be rescinded and that

- (a) a resolution be passed accepting the changes to the cost-sharing agreement as recommended in the letters from the Department of Highways dated December 27, 1978 and amended March 5, 1979, and,
- (b) a resolution be forwarded by the Mayor to the Minister of Transportation requesting further consideration and the inclusion of the Bayers Road and Chebucto Road systems in this or a subsequent agreement.

Motion passed.



Council,  
February 28, 1980

Appointments - Halifax Housing Authority

A memorandum dated February 28, 1980 was submitted by His Worship the Mayor.

MOVED by Alderman Sullivan, seconded by Alderman Downey that the following persons be appointed to the Board of the Halifax Housing Authority:

Mr. Arthur Conrad  
Dr. Hartland Hastings  
Mr. Robert Butler  
Mrs. Edna Chambers  
Mr. Lawrence Hampden  
Mr. Richard MacLean  
Mrs. Nellie McAndrew

all for terms to expire December 31, 1982.

Motion passed.

Captain William Spry School Site - Alderman Wooden

MOVED by Alderman Wooden, seconded by Alderman Clarke that City Council record its support and request of the Nova Scotia Housing Commission that the new Senior Citizens development off Arnold and Clovis Streets in Spryfield be designated as the Captain William Spry Manor.  
Motion passed.

Meeting adjourned - 12:15 a.m.

HEADLINES

Minutes ..... 92  
Approval of the Order of Business, Additions & Deletions .. 92

DEFERRED ITEMS:

Case No. 3799 - Contract Development and Lot Consolidation  
Brunswick Street and George Streets ..... 92  
Case No. 3818 - Contract Development - Nova Scotia Place .. 94  
Case No. 3751 - Schedule "K" Application - Rockingham Ridge 95  
Case No. 3775 - Contract Development - 5247 Morris Street . 95  
Case No. 3769 - Contract Development - Lots 11 and 12,  
Lyons Avenue ..... 95  
Case No. 3801 - Contract Development and Lot Consolidation  
- 2051-67 North Park Street ..... 96  
Amendment to the Zoning Bylaw - Homes for Special Care .... 96  
Zoning Review - Soft Area 9 ..... 96