

Record

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 1, 1981
8:10 p.m.

A meeting of Halifax City Council was held at this time.

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Dan Clarke and Aldermen Maley, Cromwell, Downey, Meagher, O'Malley, Hanson, Jeffrey, LeBlanc, Flynn and Hamshaw.

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

The meeting was called to order and members attending joined the City Clerk in the recitation of the Lord's Prayer.

Presentation - Insurance Bureau of Canada

Messrs. David Webster and Al Ferguson, Insurance Bureau of Canada addressed members of Council and presented a sketch to the City of Halifax in appreciation for the contribution made by Fire Chief Horrocks with regard to the Fire Arson Alarm program.

His Worship expressed his appreciation on behalf of members of Council.

Mr. Gerrard Walsh presented Fire Chief Horrocks with a small token for his contribution to the program.

MINUTES

Minutes of the Regular Council meeting held on September 17, 1981 and the Special Council meeting held on September 23, 1981 were approved on a Motion by Alderman Maley, seconded by Alderman Cromwell.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

5.7 Case No. 3968, Contract Development, 5575-89 Morris Street

20.1 Proposed Amendments to the Planning Act Approved by City Council September 17, 1981

20.2 Captain William Spry - Senior Citizens Project

Council
October 1, 1981

20.3 Application for a Bill Poster's License - Irie Productions

20.4 Sidewalk Renewal - Stairs Place, North Side

At the request of Alderman O'Malley, Council
added:

20.5 Police Boys and Girls Club - Foundation

At the request of Alderman Maley, Council added:

20.6 1982 Revenue

At the request of Alderman O'Malley, Council
added:

20.7 Voyageur Week

At the request of Alderman Downey, Council added:

20.8 Overhead Crosswalk - Gottingen & Gerrish Streets

At the request of the City Clerk, Council deleted:

8.1 Case No. 4051, Appeal of Minor Variance Refusal at
5735 College Street

17.3 VII Pan-American Games

10.10 Reciprocal Agreement - Department of Education

15.5 Permits

With regard to Item 5.1, Case No. 3983,
Contract Development, Lot Consolidation, 1233-35 Henry Street,
the City Solicitor requested that the matter be deferred so that
consideration could be given to a potential legal problem; advising
that the report would be submitted at the next meeting of the
Committee of the Whole Council.

MOVED by Alderman Flynn, seconded by Alderman
Cromwell that the matter be deferred to the next Committee of
the Whole Council meeting. Motion passed.

MOVED by Alderman Meagher, seconded by Alderman
Flynn that the agenda, as amended, be approved. Motion passed.

Council
October 1, 1981

DEFERRED ITEMS

Case No. 3983, Contract Development, Lot Consolidation - 1233-35
Henry Street

During the Approval of the Order of Business, Additions and Deletions, this item was deferred to the next meeting of the Committee of the Whole.

Street Closure - Portion of Market Street

A public hearing into the above matter was held on September 23, 1981.

MOVED by Alderman Downey, seconded by Alderman Meagher that City Council approve:

1. the closure of a portion of the western side of Market Street to approximately 54 ft. north, as shown on City of Halifax Plan No. TT-30-26671; and
2. subject to closure and approval by the Minister of Municipal Affairs that the subject land be offered for sale to the abutting property owner at market value to be determined by Independent Accredited Appraisers.

The City Clerk advised that His Worship the Mayor and Aldermen Wooden, Maley and Hamshaw were not present at the Public Hearing.

Motion passed with Aldermen Maley and Hamshaw abstaining.

Case No. 3996, Contract Development - 29 McFatridge Road and
3844 Dutch Village Road

A public hearing into the above matter was held on September 23, 1981.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the contract development application to permit the construction of a Church at 29 McFatridge Road and 3844 Dutch Village Road be approved by City Council.

Alderman Hamshaw addressed the matter and wished to speak on the matter of a traffic problem; and the residents concern.

The City Clerk advised that Aldermen Maley, Wooden, Flynn and Hamshaw were not present at the Public Hearing.

The City Solicitor advised of the Supreme Court decision with regard to the case of Johnson versus the City

Council
October 1, 1981

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The City Clerk advised that His Worship the Mayor and Aldermen Wooden, Maley and Hamshaw were not present at the Public Hearing.

Motion passed with Aldermen Maley and Hamshaw abstaining.

Case No. 3996, Contract Development - 29 McPatrick Road and
3844 Dutch Village Road

A public hearing into the above matter was held on September 23, 1981.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the contract development application to permit the construction of a Church at 29 McPatrick Road and 3844 Dutch Village Road be approved by City Council.

Alderman Hamshaw addressed the matter and wished to speak on the matter of a traffic problem; and the residents concern.

The City Clerk advised that Aldermen Maley, Wooden, Flynn and Hamshaw were not present at the Public Hearing.

The City Solicitor advised of the Supreme Court decision with regard to the case of Johnson versus the City

Council
October 1, 1981

of Halifax in which it ruled that those not attending the public hearing in the matter could not enter into debate or vote in this regard.

Following a brief discussion, the Motion was put and passed with Aldermen Maley, Flynn and Hamshaw abstaining.

Case No. 4060, Contract Development, Civic Nos. 7035-7091
Chebucto Road

A public hearing into the above matter was held on September 23, 1981.

MOVED by Alderman Flynn, seconded by Alderman Meagher that the matter be deferred to the next regular meeting of Halifax City Council. Motion passed.

Case No. 4033, Application to Amend C-1 Zone (Peninsula) to
Permit Take-Out Restaurants

This matter was deferred from the last regular Council meeting held on September 17, 1981.

A supplementary staff report dated October 1, 1981 was submitted.

MOVED by Alderman O'Malley, seconded by Deputy Mayor Clarke that City Council render a judgement to the Planning Department that the installation of a single oven of a microwave or confection type, for the purpose of heating foodstuffs does not constitute a take-out restaurant, providing all other normal configurations of a grocery store are not altered to formulate a restaurant structure.

A lengthy discussion on the matter of the definition of a 'restaurant' followed.

The Chairman ruled the Motion out of Order and the vote to uphold the Chairman's ruling was defeated.

MOVED by Alderman LeBlanc, seconded by Alderman Maley that the matter be deferred until all relevant and correct data is submitted.

Motion passed.

Council
October 1, 1981

Kencrest Avenue

This matter was deferred to this meeting from the last regular meeting of Halifax City Council held on September 17, 1981.

MOVED by Alderman O'Malley, seconded by Alderman Hamshaw that the matter be deferred to the next regular meeting of Halifax City Council. Motion passed.

Case No. 3968, Contract Development, 5575-89 Morris Street

This matter was deferred to this meeting from the Planning Committee meeting held on September 23, 1981.

MOVED by Alderman Maley, seconded by Alderman Downey that the matter be deferred to the next regular meeting of Halifax City Council. Motion passed.

MOTIONS OF RECONSIDERATION

Motion Alderman Flynn re: Resolution of City Council on March 12, 1981 re: Local Improvement Policy

Alderman Flynn presented his reasons for his Motion of Reconsideration and MOVED, seconded by Alderman O'Malley that the resolution passed by Halifax City Council on May 14, 1981 regarding Local Improvement Policy be reconsidered.

Following a brief discussion, an amendment to delete item (g) of the Local Improvement Policy was MOVED by Alderman Flynn, seconded by Alderman O'Malley.

MOVED by Alderman Maley, seconded by Alderman Jeffrey that the matter be deferred until a staff report on the terms and cost is received.

Motion to defer was put and passed.

PUBLIC HEARING, HEARINGS, ETC.

Case No. 4051, Appeal of Minor Variance Refusal at 5735 College Street

This item was deleted from the agenda during the Approval of the Order of Business, Additions & Deletions.

PETITIONS AND DELEGATIONS

Animal Control - Mr. Murray Warrington

Mr. Murray Warrington addressed members of Council on the matter of Animal Control and felt that the control of animals was not being carried out in the proper manner.

Council
October 1, 1981

9:30 p.m. - His Worship retires from the meeting and Deputy Mayor Clarke takes the Chair.

Mr. Warrington advised of the manner in which the dog catchers are performing their duties and suggested that this was trespassing and theft. Mr. Warrington stated also that if a solution to this matter is not found, there may be a confrontation between some owners and the animal control personnel.

Mr. Warrington responded to several questions from members of Council.

Alderman Hanson requested that a report from the Animal Control with respect to Mr. Warrington's comments be submitted.

Petition - Residents of Lacewood Drive regarding Traffic Problem
Alderman LeBlanc

Alderman LeBlanc presented a petition from the residents of Lacewood Drive regarding the traffic problems in the area and requested that all points raised be addressed and staff prepare a report on the matter. Alderman LeBlanc requested that when the information was available that the residents be given the opportunity to meet with staff for further dialogue for a solution to the problem.

The Chairman advised that this petition would be circulated to members of Council.

9:40 p.m. - His Worship returns to the meeting and takes the Chair. Deputy Mayor Clarke returns to his normal seat in the Chamber.

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Council considered the report of the Finance & Executive Committee from its meeting held on September 23, 1981 as follows:

Honorarium - Civic Historian

MOVED by Alderman Maley, seconded by Alderman LeBlanc, as recommended by the Finance & Executive Committee, City Council approve:

1. that Mr. L.W. Collins be appointed Halifax Civic Historian;
2. that the terms of reference (1-4) as attached to the correspondence dated September 22, 1981, be approved;
3. that reference number 3 be amended to read "\$750.00" and approved as amended.

Motion passed.

Council
October 1, 1981

Possible Acquisition and Disposal of Lands - 335 Herring Cove Road

MOVED by Alderman Meagher, seconded by Alderman Hamshaw, as recommended by the Finance and Executive Committee, City Council approve:

1. that Parcel H-12, Plan TT-28-26081, located at Civic No. 335 Herring Cove Road be purchased from Cecil Edward Caines for the sum of \$252.00 as settlement in full. Funds to be made available from Account No. 226111 20500 CJ012 (Herring Cove Road Widening).
2. that Parcel H-13 be sold to Cecil Edward Caines for the sum of \$114.00 and that in accordance with Section 350 of the City Charter, Council set a date for a Public Hearing to consider the closure of Parcel S-13, same being subject to the Minister of Municipal Affairs' approval of the street closure.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, NOVEMBER 18, 1981 at 7:30 p.m.

Possible Street Closure and Sale of Land - 315-17 Herring Cove Road

MOVED by Alderman Hamshaw, seconded by Alderman Meagher, as recommended by the Finance & Executive Committee, City Council set a date for a public hearing to consider the closure of Parcel S-14.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, NOVEMBER 18, 1981 at 7:30 p.m.

Possible Expropriation of Service Easement, 3 Flamingo Drive

This item was referred to Council without recommendation.

Alderman Hamshaw advised of various problems with drainage in the area.

The City Manager suggested that the matter be deferred until a detailed report on the subject is prepared.

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that the matter be deferred. Motion passed.

Council
October 1, 1981

Springvale-Fairmount Existing Mainland Transit Services

MOVED by Alderman Jeffrey, seconded by Alderman Hanson, as recommended by the Finance & Executive Committee, City Council request Metro Transit to implement Proposal 1 - Peak Service, as outlined in the staff report dated September 4, 1981, for a three month period and be reassessed at that time.

The Chairman advised that Metro Transit could report back after a one-month period.

MOVED in amendment by Alderman Jeffrey, seconded by Alderman Hanson that the reassessment be made after a one-month period and the cost for the service be covered under the provisions of Section 201.1 of the City Charter.

A brief discussion on the matter followed. Alderman Maley suggested that items such as Transit trials be considered during budget discussions, so that provisions might be made.

The Motion, as amended, was put and passed.

Council
October 1, 1981

Disposal of Transit Assets - To be tabled

MOVED by Alderman Maley, seconded by Alderman Hanson that, as recommended by the Finance & Executive Committee, the information report dated September 18, 1981, be tabled by City Council.

Following a short discussion, the Motion was put and passed.

Easements - Cresthaven Estates

MOVED by Alderman Hamshaw, seconded by Alderman Flynn that, as recommended by the Finance & Executive Committee, the Mayor and City Clerk be authorized to execute a deed to Cresthaven Estates Limited returning the portion of the land described as Parcel 114SE, 115SE, and 117SE and described as 118SE-1 and 118SE-2 in Cresthaven Park Subdivision; the said Cresthaven Estates Limited and James H. Stuart being the current owners of the respective lots.

Motion passed.

City-Owned Land and Building - 5970 University Avenue

The above item was forwarded to City Council without recommendation.

A supplementary report dated September 22, 1981, was submitted.

Alderman Maley advised that the matter of the daycare moving into the church will not be proceeding.

MOVED by Alderman Maley, seconded by Alderman Downey that City Council approve of the staff report and recommendation of the City Manager as contained in the staff report dated September 22, 1981, but that staff be requested to hold off the demolition for six weeks, or less, so that an attempt can be made to locate alternate day care accommodation.

The City Manager noted that staff is attempting to locate alternate accommodations and suggested that the matter of the six weeks as referred to in the Motion be left to the discretion of staff to which general agreement was expressed by Council.

The Motion was put and passed.

Mainstreet Program - Appointment of BIDC's

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Downey, seconded by Alderman Meacher that the following be approved:

Council
October 1, 1981

1. That Council accept the Business Improvement District Committee for the Gottingen Street Area as a Committee of Council for the duration of the MAINSTREET program, confirm the appointment of its members as listed in Appendix A-1 attached to the staff report September 4, 1981, confirm the Gottingen Business Improvement District shown in Appendix A-1 attached to the staff report of September 4, 1981, confirm the Gottingen Business Improvement District shown in Appendix B-1 attached to the staff report dated September 4, 1981, and support the arrangement of direct cost-sharing between the Gottingen Area Downtown Development Corporation and the Province of Nova Scotia on projects agreed with the area BIDC;
2. That Council accept the Business Improvement District Committee for the Barrington Street Area as a Committee of Council for the duration of the MAINSTREET program, confirm the appointment of its members as listed in Appendix A-2 of the staff report dated September 4, 1981, confirm the Barrington Business Improvement District shown in Appendix B-2 of the staff report dated September 4, 1981, and support the arrangement of direct cost-sharing between the Barrington Area Downtown Development Corporation and the Province of Nova Scotia on projects agreed with the area BIDC;
3. That Council authorize staff to negotiate with the owners of the Gottingen Street properties identified as required for the plaza project;
4. That Council approve appointment of C.B.C.L. Limited as consultants for the MAINSTREET works associated with the Gottingen plaza and its environs; funds are available in Account 222304 20500 CK051;
5. That Council approve appointment of Lydon Lynch Associates Limited as consultants for the MAINSTREET works proposed for Barrington Street, Stage I; funds are available in Account 222304 20500 CK051; and
6. That Council approve preparation of terms of reference and appointment of consultants to perform a feasibility study on the market proposal for the Gottingen Business Improvement District; funds are available in Account 222304 20500 CK051.

Motion passed.

Reciprocal Agreement - Department of Education

The above item was deleted from the agenda during the approval of the Order of Business.

Council
October 1, 1981

Act of School Board - School Re-organization Policy

The above item was forwarded to City Council without recommendation.

Alderman O'Malley explained the matter as introduced at the last meeting of the Committee of the Whole Council following which discussion ensued on the item.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that Halifax City Council recommend to the School Board that Council is of the view that in the new program of school re-organization guidelines, the makeup of Committees of school review or area review include the Alderman or Aldermen of the areas involved.

Motion passed unanimously.

REPORT - COMMITTEE ON WORKS:

Council considered the report of the Committee on Works from its meeting held on September 23, 1981, as follows:

Naming of Private Lane in Templeton Woods Subdivision

MOVED by Alderman Jeffrey, seconded by Alderman LeBlanc that, as recommended by the Committee on Works, City Council name the private lane in the Templeton Woods Subdivision, as shown on the sketch attached to the staff report of September 11, 1981, "Veronica Drive".

Motion passed.

Rockingham North Services

Alderman Maley, in referring to the recommendation from the Committee on Works, suggested that some of the Aldermen should also accompany His Worship in making representation to the Province on the matter.

MOVED by Alderman Hamshaw, seconded by Alderman Maley that Council authorize His Worship the Mayor and a Committee of Council to approach Provincial authorities for further assistance in the order of \$767,000.00 for this project.

A discussion ensued on the matter and the Motion was put and passed.

Award of Tender No. 81-119 - Landscaping -
Roaches Pond Playground Area

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that, as recommended by the Committee on Works:

1. Tender #81-119 for Landscaping Poache's Pond Playground Area be awarded to Terra Nova Landscaping Ltd., 130 Bluewater Road, Bedford, Nova Scotia, B4B 1G7, for the unit prices quoted.

Council
October 1, 1981

2. Project funds be authorized from Accounts 225206 20600 FA026.
3. Funding transfers be approved as shown in the staff report dated September 14, 1981.

Motion passed.

REPORT - SAFETY COMMITTEE:

Council considered the report of the Safety Committee from its meeting held on September 23, 1981, as follows:

Report - Fire Chief Horrocks

MOVED by Alderman O'Malley, seconded by Alderman Meagher that, as recommended by the Safety Committee:

1. Halifax City Council, through the Chief Officer of the Fire Department and his staff, carry out inspections of buildings in the City that are unoccupied, boarded-up, and constitute in his judgement, a degree of fire hazard judged to be dangerous to the occupants of other buildings; and
2. The Fire Chief make a recommendation to Council on the basis of his assessment and judgement as to the future of these buildings in terms of retention or demolition.

Motion passed.

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

Voyageur's Week

The above item was added to the agenda at the request of Alderman O'Malley who advised that the Nova Scotia Voyageurs is now under new management which originates in Halifax. Alderman O'Malley advised that the Voyageurs are now a completely reorganized hockey club and they will be celebrating Voyageur's Week from October 4th to 13th.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that Council endorse the Voyageur's week from October 4th to 13th and the Voyageurs Club, and to wish them the best in the months, weeks, and years ahead as a sport entity in the City of Halifax.

Alderman O'Malley expressed the hope that during Voyageur's week, Council might see fit to meet the new Voyageur's team and organize a reception at City Hall. Alderman O'Malley also suggested to the City Manager that with the reorganization of the Voyageurs and with good press support, the Voyageur's can mean a great deal culturally and financially to the City. Alderman O'Malley expressed the view that it was time that the City through the Visitors and Convention Bureau, the Industrial Commission, etc., should incorporate that Halifax is the home of the Voyageur's.

The Motion was put and passed unanimously.

Council
October 1, 1981

REPORT - CITY PLANNING COMMITTEE:

Council considered the report of the City Planning Committee from its meeting held on September 23, 1981, as follows:

Case No. 4082 - Modification of Lot Area - Grant Street -
SET DATE FOR PUBLIC HEARING

10:45 P. M. - His Worship left the meeting and Deputy Mayor Clarke took the Chair.

A discussion ensued on the matter following which it was MOVED by Alderman Maley, seconded by Alderman LeBlanc that, as recommended by the City Planning Committee, Council set a date for a public hearing to consider the modification of the Zoning Bylaw (lot area) to permit the construction of a single family dwelling on a lot formerly known as Stanhope Street, as shown on Plan No. P200/10606.

Motion passed with Alderman O'Malley against.

The City Clerk advised that the public hearing was scheduled for November 4, 1981 at 7:30 p.m. in the Council Chamber.

Case No. 4040 - Lot Consolidation at 2105 Maynard Street (Lot H-2)

MOVED by Alderman Downey, seconded by Alderman Hanson that, as recommended by the City Planning Committee, the application to consolidate Lot 11 and Lot 12-K to create Lot H-2, Maynard Street, lands of the Halifax Church of God and George Warren, and Lyle Grant, as shown on Plan No. P200/10449 of Case No. 4040, be approved.

Motion passed.

Case No. 3955 - Contract Development & Subdivision - Purcell's
Cove Road near Jolly Drive - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Hanson, seconded by Alderman Crowell that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development by Gay Silverman to permit the construction of a single-family dwelling with on-site services on the proposed Lot 1, which is proposed to be subdivided from the existing Parcel "A" located on Purcell's Cove Road at Jolly Drive.

Motion passed.

The City Clerk advised that the public hearing was scheduled for November 18, 1981 at 7:30 p.m. in the Council Chamber.

Council
October 1, 1981

Amendment to the Subdivision Regulations and the Zoning Bylaw -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Crowwell, seconded by Alderman Jeffrey
that, as recommended by the City Planning Committee, the following
be approved by City Council:

1. Delete Section 3 (2) (j) of the Subdivision Regulations;
2. Delete Section 10 of the Subdivision Bylaw;
3. Amend Section 7 of the Zoning Bylaw (Peninsula Area) by deleting the words 'used for residential purposes';
4. Amend Section 5 of the Zoning Bylaw (Mainland Area) by deleting the words 'used for residential purposes';
5. Amend Sections 83(c), 83A(c), and 88(f) of the Zoning Bylaw (Peninsula Area) so that the last part of those clauses read:

83(c) or inconsistent with Sections 7 or 25 of this Bylaw;

83A(c) inconsistent with the Municipal Development Plan or Section 7 of this Bylaw;

88(f) or inconsistent with Sections 7 or 25 of this Bylaw;
6. Amend Sections 66(c), 67(c), and 68(6) of the Zoning Bylaw (Mainland Area) so that the last part of those clauses read:

66(c) inconsistent with the Municipal Development Plan or Section 5 of this Bylaw;

67(c) inconsistent with the Municipal Development Plan or Section 5 of this Bylaw;

68(6) the proposal is inconsistent with the purposes of Schedule "K" or Section 5 of this Bylaw;
7. That a date be set for a public hearing to consider the Zoning Bylaw amendments only.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, November 18, 1981 at 7:00 p.m.

Permits

The above item was deleted from the agenda during the approval of the Order of Business.

Council
October 1, 1981

MISCELLANEOUS BUSINESS:

Award of Tender No. 81-123 - 2522 Gottingen Street

A supplementary staff report dated September 29, 1981 was submitted.

MOVED by Alderman Downey, seconded by Alderman Flynn that Council accept the offer of \$15,800 for the sale of the property at 2522 Gottingen Street to Michael Argand.

Motion passed.

Application for Auctioneer's License - The Dalhousie Medical Research Foundation

A letter dated September 24, 1981 was submitted from the Dalhousie Medical Research Foundation in which application for an Auction was made.

MOVED by Alderman Meagher, seconded by Alderman Flynn that City Council grant an auctioneer's license to the Dalhousie Medical Research Foundation in accordance with Ordinance #146, the Auctioneer's Ordinance.

Motion passed.

VII Pan-American Games

The above item was deleted from the agenda during the approval of the Order of Business.

Renewal of Temporary Capital Borrowing Authorization, Central Spryfield and Elizabeth Sutherland Schools - \$1,400,000.

A staff report dated September 24, 1981, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Flynn that the Mayor and City Clerk be authorized to sign the resolution before submission to the Minister of Municipal Affairs.

Motion passed.

QUESTIONS:

Question Alderman Meagher Re: Retired Transit Workers - Insurance

Alderman Meagher referred to a presentation made by the Transit Workers some time ago concerning insurance and asked that a report be provided at the next Committee of the Whole Council meeting with respect to progress made.

Council
October 1, 1981

Question Alderman Meagher Re: Amendments - Superannuation Act

Alderman Meagher referred to a presentation made by Mr. John Wrin a few months ago with respect to amendments to the above Act. Alderman Meagher asked if a report could be submitted for the Committee of the Whole Council meeting of next week with respect to progress made. Alderman Meagher noted that changes were made to the Act.

Question Alderman O'Malley Re: Report - Staff Recommendations

Alderman O'Malley noted that as a result of the last Committee of the Whole Council meeting, the City Solicitor was to prepare a report on the matter of reports containing staff recommendations on the matter of development applications, and the City Solicitor indicated that such a report could be ready by next Wednesday.

Question Alderman O'Malley Re: Public Awareness Program - Crime

Alderman O'Malley said at the last Committee of the Whole Council meeting, a matter was considered regarding the police and a public awareness program concerning crime. Alderman O'Malley indicated there was a motion on the subject which was deferred for the purpose of being referred to the police department for their views and a staff report. Alderman O'Malley asked if the information could be available for the next Committee of the Whole Council meeting.

Question Alderman Hanson Re: Local Improvement Charges

Alderman Hanson referred to action taken earlier in the meeting on the matter of Local Improvement Charges and amendments to the policy and noted that Council previously forwarded a letter to the Province asking the Province to absorb the costs of sidewalks on major arteries, and asked if that subject could be incorporated in the staff report to be prepared on the item.

Question Alderman Hamshaw Re: Armada Drive

Alderman Hamshaw advised that at the last Council meeting, he raised a question concerning Armada Drive and asked when he might expect an answer with respect to whether the street will be open this winter.

The Director of Works advised it was staff's plan to keep the roadway closed this winter and noted there is an item in an upcoming capital budget for improvements in the area. Mr. Connell advised that in the meantime, the Works Department is looking at special winter control measures to make the area safe.

Council
October 1, 1981

Alderman Hamshaw expressed the view it would cost more to keep the area clear than it would be if a temporary shoulder were installed so it would be possible to plow straight down the hill.

The Chairman advised that staff would look into the request of Alderman Hamshaw in detail.

Question Alderman Meagher Re: 2767 Pacific Street

Alderman Meagher advised that on September 18th., he submitted a letter from Mr. O'Connor of 2767 Pacific Street which was distributed to various members of staff. Alderman Meagher asked how staff intended to deal with the matter. Mr. Connell indicated that the item was on the agenda for the next regular meeting of the Committee of the Whole Council.

Question Alderman Maley Re: Garbage not Collected

Alderman Maley advised that from time to time, the refuse collectors leave material which they feel is not within their realm to collect. Alderman Maley referred to a recent incident in the South End where garbage was not picked up and suggested that when the collectors come across garbage which they do not feel is their responsibility to collect, that they inform City Field so that appropriate action can be taken.

Question Alderman Maley Re: Industrial Commission

Alderman Maley suggested that Council previously asked that there be a mandate and terms of reference for the Industrial Committee and asked that at the next Committee of the Whole Council meeting, the item be placed on the agenda in order that a discussion may take place with respect to the terms of reference, mandate, and perhaps the budget of the Commission. Alderman Maley advised that she would also like the Legal Department to prepare draft regulations for the Commission similar to the ones used by other municipalities.

Alderman O'Malley said the mandate for the Commission is clearly established by Statute and suggested the Commission has the right to act as they have done within the mandate and the item need not be brought to Council. Alderman O'Malley suggested that Council has discussed the subject in the past and suggested that the question and proposed action was out of order.

A short discussion ensued and Alderman Maley advised that she was giving notice that she wished the item placed on the agenda of the next meeting of the Committee of the Whole Council and asking if staff could prepare some draft regulations.

Question Alderman LeBlanc Re: Message of Co-operation

His Worship took the Chair and Deputy Mayor Clarke took his normal seat in Council.

Council
October 1, 1981

Alderman Leblanc referred to the message of co-operation which His Worship conveyed to the Sheraton Hotel chain via the press and asked if His Worship intended to formally convey the message, and His Worship expressed the view that it would not be out of order to take such action.

ADDED ITEMS:

Proposed Amendments to the Planning Act Approved
by City Council on September 17, 1981

Two reports dated September 28, 1981 were submitted from the City Solicitor one of which was private and confidential.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey
that the resolution of City Council of September 17, 1981, that City Council urgently request the Minister of Municipal Affairs to take the necessary steps to have reassessment of the appeal procedure of Nova Scotia Planning Act undertaken as quickly as possible, and such reassessment have as its objectives more realistic, economic, efficient, and just procedures and upon reassessment, that the necessary amendments to the Act be implemented as soon as possible, be forwarded to the Minister of Municipal Affairs for his consideration.

Motion passed.

Alderman O'Malley, in referring to the Canterbury Investments project, said it was his understanding the Supreme Court has upheld Council's decision on the project. Alderman O'Malley noted that costs were awarded to the City and asked if Council could receive an outline of the submitted costs, and the City Solicitor advised that the information could be provided by next Wednesday.

Alderman O'Malley asked if the City Solicitor could advise him whether an appeal was filed to the Appeals Division of the Supreme Court to have the decision of the Supreme Court overturned and if so, by whom or what person, or persons. Alderman O'Malley asked if such was the case, if he could be supplied with the names of the person or persons or organization who filed the appeal and asked that it also be indicated in the report if any costs were levied against the appellant in the total action. The City Solicitor advised that a report would be provided to Council on the matter.

Captain William Spry - Senior Citizens Project

A staff report dated September 23, 1981, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey
that Council approve the agreement subject to approval as to form by the Legal Department and authorize the Mayor and City Clerk to sign the agreement on behalf of the City.

Motion passed.

Council
October 1, 1981

Application for a Bill Poster's License - Irie Productions

A letter received on October 1, 1981 from Irie Productions was submitted in which application was made for a Bill Poster's License.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc
that the application for a Bill Poster's License from Irie Productions be refused by City Council.

A short discussion ensued and Alderman Maley suggested that the posters have already been posted by the company and felt the company should be asked to remove them.

The Motion was put and passed.

Sidewalk Renewal - Stairs Place - North Side

A staff report dated October 1, 1981, was submitted.

Following an explanation by Mr. Connell, the Director of Works, it was MOVED by Alderman O'Malley, seconded by Alderman Meagher that Council:

1. Approve for inclusion in the 1981 shopping list the renewal of the sidewalk on the north side of Stairs Place between Novalea Drive and Isleville Street at a project cost of \$22,000.
2. Approve the award of this sidewalk renewal to Armdale Construction Limited.
3. Approve the transfer of \$22,000 from Account No. CB200 to Account No. CB283 for this project.

Motion passed.

Police Boys & Girls Club - Foundation

Alderman O'Malley outlined a problem existing at the Police Boys & Girls Club requiring repairs to a cracked foundation.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that City Field be given permission to open up the spot in front of the building to allow the staff of the Club to make repairs to the foundation.

A short discussion ensued on the matter and it was MOVED by Alderman Maley that the item be deferred for the purpose of receiving a staff report. There was no seconder to the Motion to defer.

The Main Motion was put and passed with Alderman Maley
against.

1982 Revenue

The above item was added to the agenda at the request of Alderman Maley who referred to a recent article in the newspaper concerning a potential increase to the taxpayers in the City. Alderman Maley suggested that at tomorrow's meeting relating to the budget, Council should discuss the matter of revenue and methods of increasing revenues.

Overhead Crosswalk Sign - Gottingen and Gerrish Streets

The above item was added to the agenda at the request of Alderman Downey who noted that he received a report from the Traffic Authority concerning the above item which he requested at the September 17th meeting.

MOVED by Alderman Downey, seconded by Alderman Meagher that an amount of \$2,200 be approved for an overhead crosswalk sign at Gottingen and Gerrish Streets.

Motion passed.

11:40 P. M. - Meeting adjourned.

HEADLINES

Presentation - Insurance Bureau of Canada	434
Minutes	434
Approval of the Order of Business, Additions & Deletions	434

DEFERRED ITEMS:

Case No. 3983, Contract Development, Lot Consolidation - 1233-35 Henry Street	436
Street Closure - Portion of Market Street	436
Case No. 3996, Contract Development - 29 McPatrick Road and 3844 Dutch Village Road	436
Case No. 4060, Contract Development, Civic Nos. 7035-91 Chebucto Road	437
Case No. 4033, Application to Amend C-1 Zone (Peninsula) to Permit Take-Out Restaurants	437
Kencrest Avenue	438
Case No. 3968, Contract Development, 5575-89 Morris Street	438

MOTIONS OF RECONSIDERATION:

Motion Alderman Flynn Re: Resolution of City Council on March 12, 1981 Re: Local Improvement Policy	438
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PUBLIC HEARING, HEARINGS, ETC.:

Case No. 4051 - Appeal of Minor Variance Refusal at 5735 College Street	438
---	-----

PETITIONS & DELEGATIONS:

Animal Control - Mr. Murray Warrington	438
--	-----

Petition - Residents of Lacewood Drive Regarding Traffic Problem - Alderman LeBlanc	439
REPORT - FINANCE & EXECUTIVE COMMITTEE:	
Honorarium - Civic Historian	439
Possible Acquisition & Disposal of Lands - 355 Herring Cove Rd..	440
Possible Street Closure and Sale of Land - 315-17 Herring Cove Road	440
Possible Expropriation of Service Easement, 3 Flamingo Dr.	440
Springvale-Fairmount Existing Mainland Transit Services	441
Disposal of Transit Assets - To Be Tabled	442
Easements - Cresthaven Estates	442
City-Owned Land and Building - 5970 University Avenue	442
Mainstreet Program - Appointment of BIDC's	443
Reciprocal Agreement - Department of Education	443
Act of School Board - School Re-organization Policy	444
REPORT - COMMITTEE ON WORKS:	
Naming of Private Lane in Templeton Woods Subdivision	444
Hockingham North Services	444
Award of Tender No. 81-119 - Landscaping - Roache's Pond Playground Area	444
REPORT - SAFETY COMMITTEE:	
Report - Fire Chief Horrocks	445
REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS:	
Voyageur's Week	445
REPORT - CITY PLANNING COMMITTEE:	
Case No. 4082 - Modification of Lot Area - Grant Street - SET DATE FOR PUBLIC HEARING	446
Case No. 4040 - Lot Consolidation at 2105 Maynard Street (Lot H-2)	446
Case No. 3955 - Contract Development & Subdivision - Purcell's Cove Road near Jelly Drive - SET DATE FOR PUBLIC HEARING ...	446
Amendment to the Subdivision Regulations and the Zoning Bylaw - SET DATE FOR PUBLIC HEARING	447
Permits	447
MISCELLANEOUS BUSINESS:	
Award of Tender No. 81-123 - 2522 Gettinger Street	448
Application for Auctioneer's License - The Dalhousie Medical Research Foundation	448
III Pan-American Games	448
Renewal of Temporary Capital Borrowing Authorization, Central Spryfield and Elizabeth Sutherland Schools - \$1,400,000	448
QUESTIONS:	
Question Alderman Meagher Re: Retired Transit Workers,	448
Insurance	449
Question Alderman Meagher Re: Amendments - Superannuation Act ..	449
Question Alderman O'Malley Re: Report - Staff Recommendations ..	449
Question Alderman O'Malley Re: Public Awareness	449
Program - Crime	449

Council
October 1, 1981

Question Alderman Hanson Re: Local Improvement Charges	449
Question Alderman Hamshaw Re: Armada Drive	449
Question Alderman Meagher Re: 2767 Pacific Street	450
Question Alderman Maley Re: Garbage not Collected	451
Question Alderman Maley Re: Industrial Commission	450
Question Alderman LeBlanc Re: Message of Co-operation	450

ADDED ITEMS:

Proposed Amendments to the Planning Act Approved by City Council on September 17, 1981	451
Captain William Spry - Senior Citizens Project	451
Application for a Bill Foster's License - Irie Productions ...	452
Sidewalk Renewal - Stairs Place - North Side	452
Police Boys & Girls Club - Foundation	453
1982 Revenue	453
Overhead Crosswalk Sign - Gottingen and Gerrish Streets	453

MAYOR RON WALLACE &
DEPUTY MAYOR DANIEL CLARKE
CHAIRMEN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

Date approved by City Council: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 5, 1981
2:10 p.m.

A meeting of City Council was called for the above date.

Present: His Worship Mayor Ron Wallace, and Aldermen Cromwell, Wooden, Hanson, Jeffrey, LeBlanc, and Hamshaw.

Also Present - City Clerk and other members of City Staff.

The meeting was called for the purpose of:

Hearings Re: Recommended Heritage Properties

The City Clerk requested that the National Film Board Building, 1572 Barrington Street be added to the agenda. It was agreed by Council that this item be added.

Commodore McMillan spoke briefly outlining the properties to be dealt with today.

Hearing - 1572 Barrington Street - National Film Board Building

Mr. Nick Spiropolous representing the owner addressed Council stating that Centennial Realities Ltd. had no objection to the property being registered as a Heritage Property, but stated he would like clarification on what was being designated as a Heritage Property. He indicated that the portion of the property described included only one-half of the existing property.

Mr. Calda stated that as per the description found in 'An Evaluation and Protection System for Heritage Resources in Halifax' only that section of the building fronting on Barrington Street was included in the registration.

Commodore McMillan indicated that the only part of the building fronting on Barrington to be affected by the present legislation would be the facade of the building.

MOVED by Alderman Cromwell, seconded by Alderman Wooden that this matter be brought forward to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Mr. Calda pointed out that it was not the facade of the building which would be registered but the building as a whole.

Council
October 5, 1981

Mr. Spiropolous stated that this was his difficulty. He informed Council that the building was assessed as one building and had one deed. He indicated that the problem was that the Heritage registration dealt with only one-half the building.

Commodore McMillan stated that as it was assessed as one building he would suggest that it would have to be dealt with as one building. He indicated that the Argyle Street property had not been assessed for historical value.

A further report with regard to the entire building was requested by Council to be prepared by the Heritage Committee.

It was agreed that the next set of Hearings be dealt with separately even though there was a common owner due to the variety of properties involved.

Hearing - 1685 Lower Water Street - Robertson Hardware

There was no persons present representing the owner who wished to address Council on the matter.

MOVED by Alderman Hamshaw, seconded by Alderman Hanson that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Hearing - 1695 Hollis Street - Howard & Sons & Montreal Trust Co.

There were no persons present representing the owner who wished to address Council on the matter.

MOVED by Alderman LeBlanc, seconded by Alderman Cromwell that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Hearing - 1451 Barrington Street - Government House

There were no persons present representing the owner who wished to address Council on the matter.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Hearing - Hollis Street - Province House

There were no persons present representing the owner

Council
October 5, 1981

wishing to address Council on the matter.

MOVED by Alderman Hanson, seconded by Alderman Cromwell
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Hearing - 5250 Spring Garden Road - Old Court House

There were no persons present representing the owner
wishing to address Council on the matter.

MOVED by Alderman Hanson, seconded by Alderman Hamshaw
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Hearing - 499 Bedford Highway - Princes Lodge

There were no persons present representing the owner
wishing to address Council on the matter.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Alderman Cromwell remarked on the fact that there were no
points awarded to the Princes Lodge. Carol Bradley, Real Estate
indicated that the point system was initiated after this property
had been assessed on historical value.

Hearing - 1741 Hollis Street - Old Post Office

Ron Lysen addressed Council on the matter indicating
that the Province of Nova Scotia was in favor of the registration
of this property as a Heritage Property.

MOVED by Alderman LeBlanc, seconded by Alderman Hanson
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

There is also a letter on file from the Deputy Minister
of Government Services indicating no objection to the preceding
seven properties being registered.

Council
October 5, 1981

The next six properties also have a common owner. Mr. Hugh Smith, Historic Properties addressed Council indicating agreement and approval of registering the following properties.

Hearing - 5159 Duke Street - Library

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

Motion passed.

Hearing - 1870 Upper Water Street - Historic Waterfront Buildings

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

Motion passed.

Hearing - 1855-59, 1861, 1865-67, 1869, Granville Street (Landscape)

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

Motion passed.

Hearing - 1861-63 Hollis Street - Nova Scotia College of Art & Design

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

Motion passed.

Hearing - 1865 Hollis Street, 1866 Lower Water Street - Harrington
MacDonald - Briggs

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

Motion passed.

Hearing - 1859 Hollis Street - Shaw Building

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

Motion passed.

Council
October 5, 1981

Hearing - 1870 Brunswick Street - Town Clock

There were no persons present representing the owner wishing to address Council concerning this matter.

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

Motion passed.

The next three properties also have a common owner, Department of National Defence. There were no persons present representing the owner wishing to address Council on these matters.

Hearing - HMCS Stadacona - Admiralty House

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Hearing - HMC Dockyard - Staff Houses & Clock

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Hearing - Sackville & Queen Streets - Royal Artillery Park

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

The next two properties also have a common owner. There were no persons present representing the owner wishing to address Council concerning these matters.

Hearing - 2393 Brunswick Street - Little Dutch Church

MOVED by Alderman Cromwell, seconded by Alderman Hanson
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Council
October 5, 1981

Hearing - 2222 Brunswick Street - St. George's Church

MOVED by Alderman Cromwell, seconded by Alderman Hanson
that this matter be forwarded to the next regular meeting of
City Council without recommendation.

Motion passed.

Hearing - 1472 Hollis Street - Black-Binney House

Major Wellard representing the Canadian Corp. of Commissionaires addressed Council indicating that there was some confusion how this would relate to an appeal on taxes. He indicated that the only concern of the Board was the affect this would have on development of the property if the Corps should decide to not continue the upkeep of the property.

Mayor Wallace indicated that this matter could be deferred until such time as the questions posed by Major Wellard were answered.

It was agreed by Council that this matter be deferred until such time as Major Wellard's questions were answered.

Hearing - 1222 Barrington Street - Henry House

There were no persons present representing the owner wishing to address Council concerning this matter.

MOVED by Alderman Cromwell, seconded by Alderman
Hanson that this matter be forwarded to the next regular meeting
of City Council without recommendation

Motion passed.

Hearing - 1749 Argyle Street - St. Paul's Church

Pamela Harret representing the owner addressed Council stating that there were no objections to the property being registered. She indicated that the only question was in regard to the maintenance of the fabric of the Church and if this registration made provision for any grants to aid in that area.

His Worship indicated that this designation made no provision for such grants.

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

Motion passed.

Hearing - 2319 Brunswick Street - West House

There were no persons present representing the owner wishing to address Council concerning this matter.

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

Motion passed.

Hearing - 5221 Spring Garden Road - St. Mary's Basilica

Mr. George Lahey, President of the Parish Council addressed Council concerning this matter stating that there was no objection to the property being registered.

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

Motion passed.

2:50 p.m. The meeting adjourned.

HEADLINES

Hearings Re: Recommended Heritage Properties	456
Hearing - 1572 Barrington Street - National Film Board Building	456, 457
Hearing - 1685 Lower Water Street - Robertson Hardware	457
Hearing - 1695 Hollis Street - Howard & Sons & Montreal Trust Company	457
Hearing - 1451 Barrington Street - Government House	457, 458
Hearing - Hollis Street - Province House	458
Hearing - 5250 Spring Garden Road - Old Court House	458
Hearing - 499 Bedford Highway - Princes Lodge	458
Hearing - 1741 Hollis Street - Old Post Office	459
Hearing - 5159 Duke Street - Library	459
Hearing - 1870 Upper Water Street - Historic Waterfront Buildings	459
Hearing - 1855-59, 1861, 1865-67, 1869, Granville Street (Landscape)	459
Hearing - 1865 Hollis Street, 1866 Lower Water Street - Harrington MacDonald - Briggs	459
Hearing - 1859 Hollis Street - Shaw Building	460
Hearing - 1870 Brunswick Street - Town Clock	460
Hearing - HMCS Stadacona - Admiralty House	460
Hearing - HMC Dockyard - Staff House & Clock	460
Hearing - Sackville & Queen Streets - Royal Artillery Park	460
Hearing - 2393 Brunswick Street - Little Dutch Church	461
Hearing - 2222 Brunswick Street - St. George's Church	461

Council
October 5, 1981

Hearing - 1472 Hollis Street - Black-Binney House 461
Hearing - 1222 Barrington Street - Henry House 461
Hearing - 1749 Argule Street - St. Paul's Church 461
Hearing - 2319 Brunswick Street - West House 462
Hearing - 5221 Spring Garden Road - St. Mary's Basilica 462

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

Date approved by Council: _____

/sg

SPECIAL COUNCIL
PUBLIC HEARINGS

City Council
Council Chamber
City Hall
Halifax, Nova Scotia
October 7, 1981
7:35 p.m.

A Special Meeting of Halifax City Council was held at this time.

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

PRESENT: His Worship Mayor Ron Wallace, Chairman; and Aldermen Maley, Cromwell, Downey, O'Malley, Wooden, Hanson, Jeffrey, LeBlanc, and Hamshaw.

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

Proposed Street Closure, North Street (Barrington Street to East end of North)

The City Manager indicated that this was a simple matter as far as staff was concerned and asked if Council wished a staff presentation.

Council agreed that a staff presentation was not necessary.

There were no persons present wishing to address Council either in favor of or in opposition to the proposal.

There was no correspondence received with regard to this matter.

MOVED by Alderman Downey, seconded by Alderman LeBlanc that this matter be forwarded to the next regular meeting of City Council without recommendation.

Motion passed.

Proposed Street Closure - Upper Water Street (Cornwallis Street to North Street)

The City Manager indicated that this was a similar situation as the preceding case and asked if a staff presentation was necessary.

Council agreed that a staff presentation was not necessary.

There were no persons present wishing to address Council either in favor of or in opposition to the proposal.

Council
October 7 1981

There was no correspondence received with regard to this matter.

MOVED by Alderman LeBlanc, seconded by Alderman O'Malley that this matter be forwarded to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Proposed Street Line - Upper Water Street

The City Manager indicated that this matter, as the preceding cases, was simply a housekeeping matter. He again asked if a staff presentation was necessary.

Council agreed that a staff presentation would not be necessary.

There were no persons present wishing to address Council either in favor of or in opposition to the proposal.

MOVED by Alderman Downey, seconded by Alderman Cromwell that this matter be forwarded to the next regular meeting of City Council without recommendation.

Motion passed.

Case No. 4062 - Contract Development - Purdy's Wharf

Mr. C.L. Dodge, Development Control with the aid of maps and sketches outlined the proposal as found in staff reports dated September 3, 1981 and September 29, 1981, as well as a Supplementary Staff Report dated September 29, 1981.

7:40 p.m. Alderman Meacher, Alderman Flynn and Mr. Murphy, City Solicitor join the meeting.

Mr. Dodge then responded to questions raised by Council with regard to the proposal. These questions included matters pertaining to the access to the proposal, traffic patterns, nature of the Commercial area to be located within the proposal, fire protection, and the height of the buildings.

Mr. J.W. Lindsay, the developer then addressed Council in support of the proposal. Mr. Lindsay indicated that his prime reason for attending was to answer any questions which Council might have. However, he did explain that the purpose of the Commercial Space to be included in the proposal was to provide necessary services to the residents and the workers within the office tower rather than Shopping Centre for the general public.

Council
October 7, 1981

Mr. Lindsay then responded to questions from Council relating to the starting date of construction, the cost of the proposed development, phasing of the development, response to the residential aspect of the project, and the generation of employment involved in the project.

Mr. Lindsay further stated that contact had been made with Durham Leaseholds with regard to a continuance of the proposed pedway extending within any development which that company might plan or be planning.

He further indicated that he would be interested in tax relief possibly with regard to the proposed parking bay and taxing of uncompleted development.

Mr. Allan Ruffman, representing the Ecology Action Centre, spoke in favor of the proposal. Mr. Ruffman indicated that the Ecology Action Centre supported the proposal as it would strengthen the urban core of the downtown area but felt there were some areas which could be improved upon.

Mr. Ruffman indicated disappointment with regards to the late availability of the staff reports indicating that this made it difficult for groups having an interest to discuss the matter with any detail before the time of the Public Hearing. Mr. Ruffman also stated that he failed to understand why the public hearing with regard to the changing of the Zoning Bylaw, Schedules G and J was not carried out this evening rather the November 4, 1981 date set.

Mr. Ruffman stated that the Ecology Action Centre would like to see a different type of pedestrian walkway. He also noted that the roadway which is to be posted as a private road is a very valuable public access to the water edge and stated that he felt Council should negotiate for this access. Mr. Ruffman pointed out that the City Wharf presently located on this property could be lost as access to the water as well a wharf space. Mr. Ruffman also expressed concern over the location of the walkway and type of ventilation available at certain points. He further indicated some concern over the proposed Zoning Bylaw changes affecting the entire Peninsula rather than being specific to the project. Mr. Ruffman also indicated that it appeared to him that the City was in a very good negotiating position with regards to the extension of the pedway into any Durham Leaseholds project. Mr. Ruffman expressed pleasure over the residential aspect of the project. Mr. Ruffman finally expressed concern over the height of the project, indicating that a reduction in the height would not be met with any opposition on the part of the Ecology Action Centre.

Council
October 7, 1981

Mr. Ruffman then responded to questions posed by members of Council pertaining to his presentation.

Mr. Murphy, City Solicitor, addressed some the the comments made by Mr. Ruffman including the changes to the Bylaw affecting the entire Peninsula. Mr. Murphy explained that the proposed changes would not eliminate the restrictions, but simply allow Council to contract out of these in specific cases.

Mr. Murphy further indicated that he felt the negotiating power of the City with regard to the proposed pedway would not be that extensive. However, he stated he would like further time to study the matter to ascertain the position of the City in such a matter.

Mr. Lindsay then addressed some of the points made by Mr. Ruffman and responded to further questions from Council.

Mr. Lindsay indicated that there would be no objection to restricted access to the water, meaning no night visits and in the event of trouble that access be restricted. He further indicated that there was to be a marina developed for the use of the residents and expanded if interest merited this.

Alderman O'Malley questioned the Solicitor on the possibility of tax relief which was previously mentioned by Mr. Lindsay. Mr. Murphy indicated that any power for tax relief in such cases has been taken out of the hands of the City through Provincial legislation.

Alderman O'Malley indicated that he felt re-establishment of this right should be looked into.

Mr. Lindsay addressed the matter of ventilation on the walkway indicating there was an open space. He also noted that it would not be feasible to have ships tie up a Purdy's Wharf as this might cause some concern to the potential residents. He also noted that Purdy Brothers were seriously considering the use of salt water in the cooling system.

MOVED by Alderman O'Malley, seconded by Alderman
Wooden that this matter be forwarded to the next regular
meeting of City Council without recommendation.

Motion passed.

9:10 p.m. The meeting adjourned.

Council
October 7, 1981

HEADLINES

Proposed Street Closure, North Street (Barrington Street to East end of North)	264
Proposed Street Closure - Upper Water Street (Cornwallis Street to North Street)	264, 265
Proposed Street Line - Upper Water Street	265
Case No. 4062 - Contract Development - Purdy's Wharf	265, 266, 267.

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, N. S.
October 15, 1981
8:10 P. M.

A meeting of Halifax 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 Clarke, and Aldermen Maley, Cromwell, Dewley, McNeill, Woodden, Hanson, Jeffrey, LeBlanc, Flynn, and Harshaw.

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

MINUTES

Minutes of City Council meetings held on October 1, 4, and 7, 1981, were approved on Motion by Alderman Cromwell, seconded by Alderman LeBlanc.

Approval of the Order of Business, Addition of Items

At the request of the City Clerk, Council deleted item 5(f) and added "5'50' Duke Street - Half and Improved" to 5(b) and added the following items:

- 20.1 - Date for Hearings - Re-named Certificate of Zoning
- 20.2 - Appointments
- 20.3 - Interest Rate on Past Due Taxes and Sewer Development Charges

At the request of Alderman Maley, Council added:

- 20.4 - C.U.P.F. Detail #147 - Settlement - Water for 1981
- 20.5 - Enforcement - Bed and Breakfast

At the request of Alderman McNeill, Council added:

- 20.6 - Interior District Council Board Meeting
- 20.7 - Premier's Action Committee - 1981

At the request of Alderman LeBlanc, Council added:

- 20.8 - City Sewer Services & Related Matters.

At the request of Alderman Jeffrey, Council added:

- 20.9 - Dutch Village Road - High Flyer Drive
- 20.10 - Transportation Allowance

At the request of Alderman Hamshaw, Council added:

20.11 - Armada Drive

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw
that the agenda be approved as amended.

Motion passed.

DEFERRED ITEMS

Heritage Hearings

Hearings in connection with the above matter were held
on October 5, 1981.

MOVED by Alderman LeBlanc, seconded by Alderman Jeffrey
that the following land and buildings be registered in the Halifax
Registry of Heritage Property:

(a) Province of Nova Scotia, Dept. of Government Services

- Howard & Sons, Montreal Trust - 1495 Hollis Street
- Government House - 1451 Barrington Street
- Province House - Hollis Street
- Old Court House - 5250 Spring Garden Road
- Princes Lodge - 499 Bedford Highway

Federal Government

Old Post Office - 1741 Hollis Street

(b) Historic Properties Ltd.

- Library - 5159 Duke Street
- Historic Waterfront Buildings - 1210 Upper Water Street
- Granville Street (Streetscape) - 1891-19
- 1861
- 1881-83
- 1896

- N. S. College of Art & Design - 1201 Hollis Street
- Harrington - 1801 Hollis Street
- MacDonald-Briggs - 1400 Lower Water Street
- Shaw Building - 1959 Hollis Street

(c) Government of Canada

Town Clock - 1870 Brunswick Street

Government of Canada - Dept. of National Defence

- Admiralty House - 3905 Stadacona
- Staff Hours & Clock - RMC Dockyard
- Royal Artillery Park - Sackville & Queen Streets

(d) Little Dutch Church - 2191 Brunswick Street - Old Parish Church

(e) St. George's Church - 7212 Brunswick Street - St. George's
Anglican Church

(g) Henry House - 1722 Barrington St. - H. S. Management Ltd.

(h) St. Paul's Church - 1210 Apple St. - St. Paul's Church

Council
October 15, 1981

(3) St. Mary's Basilica - 5221 Spring Garden Road - R.F. Episcopal Corporation

AND, Item 5(i) West House - 2319 Brunswick Street - Mr. Sherman Hines, be referred to the Heritage Advisory Committee.

The City Clerk advised that Deputy Mayor Clarke, and Aldermen Maley, Downey, Meagher, O'Malley, and Flynn were not in attendance at the hearings.

The Motion was put and passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher, O'Malley, and Flynn abstaining.

Proposed Street Closure, North Street (Barrington Street to East End of North Street)

A public hearing was held into the above matter on October 7, 1981.

MOVED by Alderman Downey, seconded by Alderman Maley that City Council approve of the closure of North Street from its intersection with Barrington Street eastward to its ending, as shown on City of Halifax Plan TT-30-26603.

Motion passed.

Proposed Street Closure, Upper Water Street (Cornwallis Street to North Street)

A public hearing was held concerning the above matter on October 7, 1981.

MOVED by Alderman Crowell, seconded by Alderman Maley that City Council approve the closure of Upper Water Street between Cornwallis Street and North Street, as shown on City of Halifax Plan TT-30-20662.

Motion passed.

Proposed Street Lane - Upper Water Street

A public hearing was held concerning the above matter on October 7, 1981.

MOVED by Alderman Barshaw, seconded by Alderman Downey that the laying down of the official northern street line of Cornwallis Street between Barrington Street and Upper Water Street and the official eastern street line of Upper Water Street between the foot of Cornwallis Street and the Service Road, as shown on Section 13-7 of the official City Plan, be approved by City Council.

Motion passed.

Council
October 15, 1981

Case No. 4062 - Contract Development - Pardy's Wharf

A public hearing was held concerning the above matter on October 7, 1981.

MOVED by Alderman O'Malley, seconded by Alderman Downey that the following be approved:

1. That the project be approved on condition that the final plans are in reasonable conformity with the conceptual plans and that they meet all requirements, codes and bylaws of the City of Halifax, except for those waived under the contract development;
2. That a contract development under Schedule 4, Section 85 of the Zoning Bylaw (Peninsula Area) be negotiated;
3. That City Council agree to the sale of the land and water lots to J. W. Lindsay Enterprises Limited at a price of \$1,500,000.00;
4. City Council approve the sale to J. W. Lindsay Enterprises Limited of Parcels C, E, F, & G, shown on the plan attached to the staff report dated September 29, 1981 for the price of one million one hundred twenty-five thousand dollars (\$1,125,000);
5. That the City agree to the future sale of land and water lot shown on the plan attached to the staff report dated September 29, 1981 as Parcel F & D for the price of three hundred seventy-five thousand dollars (\$375,000) provided that the dry land area of Parcel K is to be not less than 18,000 sq. ft., the price to be subject to escalation at 1% per annum on the anniversary dates of an agreement of purchase and sale to be entered into.
6. That the entire transaction be subject to City Council's approval of a contract development or developments in respect to the total site owned or to be owned by the developer and the approval of the Canada Mortgage and Housing Corporation.

Alderman Maley referred to the matter of entering into a contract development and asked if there could be a time limit with respect to the start and completion of construction, and the City Manager advised that staff would discuss the start and completion date with the applicant in preparation of the agreement.

Alderman Maley said she would like to see the contract contain a provision that there should be 82 residential units within the project and the City Manager noted that was part of the application and would be part of the contract.

Alderman Maley also referred to the matter of traffic problems and asked if Council could be kept up to date with respect to how staff and the developer are overcoming traffic problems, and the City Manager advised that this would be done. Alderman Maley referred to the City owned land to the north of the proposed development and asked if staff could present their views on the possible future use of the land in light of the development being proposed.

Council
October 15, 1981

Further discussion and questioning of staff ensued and the City Clerk advised that Deputy Mayor Clarke was not in attendance at the public hearing.

The Motion was put and passed unanimously with Deputy Mayor Clarke abstaining.

Alderman O'Malley made reference to discussions at the public hearing concerning tax concessions for new construction and to a subsequent report received from the City Solicitor on the matter.

MOVED by Alderman O'Malley that City Council seek an amendment to the Assessment Act to allow Council to grant a tax concession to the developer during the first year of construction.

Alderman Hanson expressed the view that such a matter should perhaps proceed by way of a Notice of Motion and placed on an agenda of a subsequent meeting.

Alderman O'Malley withdrew his Motion, gave notice of his intent to make such a Motion at a subsequent meeting, and asked that the item be placed on the agenda of the next regular meeting of the Committee of the Whole Council.

Alderman Maley asked that staff, in the preparation of a report on the item, could advise what other municipalities in the Province grant tax concessions and to also provide an estimate of the cost of such action for all new construction.

Case No. 4060 - Contract Development - 7035-91 Chebucto Road

The above item was deferred to this meeting from the October 1, 1981 meeting of City Council.

Alderman Flynn advised that meetings have been held with the staff of Simpsons and the residents of Jacob Street saying the residents still have reservations about the increase in traffic that will be generated. Alderman Flynn noted that concessions have been made by the developer which are set out in a staff report which has been circulated to members of Council under date of September 29, 1981.

Alderman Flynn advised that another major concern is during the construction period saying they would like a pre-blasting survey carried out by the developer of the residences of the area with a copy of the certificate left with the residents. Alderman Flynn said the other concern relates to the construction period in that time limits be enforced regarding when construction may start in the morning and when it must end in the evening.

Council
October 15, 1981

Alderman Flynn said that in view of the foregoing concerns, he would MOVE, which was seconded by Alderman Hamshaw that the application for contract development to permit the construction of a new six-story Simpsons store comprised of 145,000 sq. ft. of retail space along with a four level parking garage at 7085-7091 Chebucto Road, as shown on Plans Nos. 1200/10479-2, 10484, 10655, 10656 of Case No. 4060, be approved by City Council.

The City Clerk advised that Aldermen Maley, Wooden, Hamshaw, and Deputy Mayor Clarke were not in attendance at the public hearing.

The Motion was put and passed unanimously with Deputy Mayor Clarke and Alderman Maley, Wooden, and Hamshaw abstaining.

Kenscrest Avenue

Council agreed to deal with the above item at a later point in the agenda.

PUBLIC HEARINGS, HEARINGS, ETC.

Case No. 4051 - Appeal of a Minor Variance refusal - 5735 College St.

A staff report dated September 21, 1981, was submitted as well as a letter of Appeal dated August 24, 1981 from Charles F. Beardon as well as a subsequent letter dated September 20, 1981 from Mr. Beardon.

Mr. Boyd Albee, the Development Officer, addressed Council and outlined the matter as contained in the submitted report.

Following a short questioning, it was MAYED by Alderman Downey, seconded by Alderman Crerwell that the decision of the Development Officer with respect to the minor variance refusal at 5735 College Street be overruled and the appeal be allowed by City Council.

Motion PASSED

DEFERRED ITEMS

Kenscrest Avenue

The above item was deferred until this point in the meeting.

Alderman Maley, in referring to the property in question, indicated that commitments were made to correct the situation but that they were not fulfilled.

Council
October 15, 1981

Alderman O'Malley advised that he was attempting to force a cleanup of the situation and that he was asking if the City Solicitor would attempt to interpret Section 363(3) of the City Charter in terms of a partly constructed building constituting an unsightly premises. Alderman O'Malley indicated the property has not been rendered safe in his opinion saying he would like to have an interpretation as to whether the section of the Charter can apply to an unsafe situation. Alderman O'Malley suggested the problem continues to constitute an unsightly and unsafe situation.

The City Solicitor advised that staff will have to take a further look at the matter to see what can be done.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that the item be deferred to the next regular meeting of City Council pending a report from the City Solicitor.

Motion passed.

REPORT - FINANCE & EXECUTIVE COMMITTEE:

Council considered the report of the Finance and Executive Committee from its meeting held on October 7, 1981, as follows:

Possible Acquisition - Portion of 6385 South Street

The above item was forwarded to City Council without recommendation. An information report dated October 13, 1981, was submitted.

Alderman Maley suggested that the corner in question was a dangerous one and asked that the City Manager get in touch with the University with the view of obtaining a written understanding that the land in question will be conveyed to the City. Alderman Maley referred to the coming winter conditions and indicated she would like to see something done with the corner if possible.

His Worship suggested the City Manager should not let the matter of whether the land is granted to the City free of charge or not hold up moving ahead with the project.

Alderman Maley asked that Council receive a short report on the subject and MOVED, seconded by Alderman Hanshaw that the item be deferred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

Possible Street Closure - Sale of Land - Seaview Avenue -
SET DATE FOR PUBLIC HEARING

His Worship declared a possible conflict of interest in the matter and left the meeting and Deputy Mayor Clarke took the Chair.

Council
October 15, 1981

MOVED by Alderman Hanson, seconded by Alderman Maley
that, as recommended by the Finance & Executive Committee, Parcel B
be sold to Alan Feldman, In Trust, for the sum of \$7,850 and that in
accordance with Section 350 of the City Charter, Council set a date
for a public hearing to close Parcel B, same being subject to the
Minister of Municipal Affairs approval for street closure.

Motion passed.

The City Clerk advised that the public hearing was
scheduled for Wednesday, November 18, 1981 at 7:30 p.m. in the
Council Chamber.

Possible Rate Increase - Maitland Street Parking Lot

MOVED by Alderman Downey, seconded by Alderman Meagher
that, as recommended by the Finance & Executive Committee, Council
approve the proposed rate increase for the Maitland Street Parking
lot to a flat rate of \$.50/hr. for hourly parking and \$35./month for
monthly parking.

Motion passed.

Street Insurance

MOVED by Alderman Maley, seconded by Alderman Crowell
that, as recommended by the Finance & Executive Committee, City
Council grant authority to continue insurance with Royal Insurance
Company in accordance with the Bell and Grant letter of September 17,
1981 as attached to the staff report dated September 23, 1981.

Motion passed.

Notes for Special Care Budget - Social Planning Department

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

1. The City not agree to participate at this time in the cost
of funding the 1980 deficits incurred by Notes for Special Care
on the basis that City funds were not budgeted for such payments
and are unavailable for this purpose.
2. A Committee of staff and Aldermen be appointed to discuss the
problem with representatives of the Provincial Government and to
consider possible alternatives.

Motion passed.

Reciprocal Agreement - School Board & Recreation Department

The above item was forwarded to City Council without
recommendation.

Council
October 15, 1981

A supplementary report dated October 15, 1981, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey that Council authorize the Mayor and City Clerk to enter into the agreement attached to the staff report dated October 1, 1981 on behalf of the City and with its Board of School Commissioners.

Motion passed.

Alderman Wooden said she would like the joint committee to look at the overall problem of the School Board providing or not providing school recreational space and leaving it up to the City's Recreation Department. Alderman Wooden requested that the Committee report back to Council with their recommendations on how the matter could be better looked after as the problem exists of building schools and during construction, no provision is made for a sports field while provision is made for a gymnasium and other recreational areas.

Tender No. 81-120 - Highway Salt

MOVED by Alderman Harshaw, seconded by Alderman Maley that, as recommended by the Finance & Executive Committee, authority be granted to enter into a contract with the Canadian Salt Company for the winter season of 1981-82 at prices \$27.15 and \$28.15 per metric tonne.

Motion passed.

Gessner Street - Closure and Sale of Land -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the Finance & Executive Committee, a date be set for a public hearing on the street closure and sale of land as outlined in the staff report of May 4, 1981.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, December 9, 1981 at 7:30 p.m. in the Council Chamber.

Proposed Amendments to the Planning Act

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

"That City Council appear before the Chairman of the Appeals Board and the Planning Act Review Committee to discuss appeal procedures."

Council
October 15, 1981

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey that Council recommend to the Minister of Municipal Affairs that amendments be made to the appeals portion of the Planning Act concerning what constitutes an "interested person" and secondly, the recommendations made concerning the establishment of regional boards as outlined in discussions at the Committee of the Whole Council.

Following a discussion, it was MOVED in Amendment by Alderman Cromwell, seconded by Alderman LeBlanc that the Motion be amended to provide that Council seek a meeting with the Planning Appeal Board, or its substitute, to have a dialogue to review procedures.

Following further debate, the amendment to the Motion was put and passed with Aldermen Maley and Wooden against.

The Main Motion, as amended, was then put and passed with Aldermen Maley and Wooden against.

9:50 P. M. - His Worship returned to the meeting and Deputy Mayor Clarke took his normal seat in Council.

Industrial Commission

MOVED by Alderman LeBlanc, seconded by Alderman Flynn that, as recommended by the Finance & Executive Committee, City Council endorse fully the mandate of the Halifax Industrial Commission now given under Chapter 92 of the Acts of 1970, as amended, as a mandate under which to operate.

A discussion ensued on the matter and Alderman O'Malley suggested that at an earlier meeting at which time the Industrial Commission was debated, Alderman Wooden expressed the view that the City did not need an Industrial Commission and requested that the City Clerk research the minutes and to circulate the section in question to Council.

Following further discussion, the Motion was put and passed with Alderman Maley against.

Tenders 81-104 and 81-116 - Sale of Surplus Vehicles

MOVED by Alderman Jeffrey, seconded by Alderman Harshaw that, as recommended by the Finance & Executive Committee, each tender be awarded to the highest bidder in each case as indicated by an asterisk as shown in Appendix "A" attached to the staff report dated September 25, 1981.

Motion passed.

Council
October 15, 1981

Rockingham North Services - Claims for Extras

MOVED by Alderman Hamshaw, seconded by Alderman Flynn
that, as recommended by the Finance & Executive Committee, the
Rockingham North Services Settlement be negotiated in accordance
with the instructions given at an in-camera meeting held on October 7,
1981.

Motion passed.

Council
October 15, 1981

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on October 7, 1981 as follows:

Connaught Avenue & Norwood Street - Frost Heaving Problem

MOVED by Alderman Creswell, seconded by Alderman Hanson as recommended by the Committee on Works that:

1. the work be awarded to Standard Paving Mar. Ltd. for the revised unit prices quoted;
2. funds to be transferred from Project Code CE010 - Cogswell Street to Project Code CE015 - Connaught Avenue

Motion passed.

Design Consultant - Roaches Pond Pumping Station and Sanitary Trunk Sewer

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

- a) the consulting firm of Beasy Nicoll Engineering Limited be appointed to undertake and prepare the engineering design, specifications, and tender documents necessary to complete upgrading of Roaches Pond Pumping Station and Sanitary Sewer, and
- b) the consulting fees for these works be paid on a per diem rate as outlined under the Association of Professional Engineers of Nova Scotia " Guide to Consultant Engineering Services and Scale of Minimum Fees" pay schedule to a maximum of \$25,000 plus sub-consultant fees for geotechnical investigations and legal surveys.

Motion passed.

CITY PLANNING COMMITTEE

Council considered the report of the City Planning Committee from its meeting held on October 7, 1981 as follows:

Annexation

Alderman Barnshaw declared a conflict of interest in this matter and retired from the Chamber.

MOVED by Alderman O'Malley, seconded by Alderman Jeffrey, as recommended by the City Planning Committee:

1. City Council pursue the annexation of Areas 1, 2, and 3 as shown on Map 1 of the staff report dated September 29, 1981;
2. City Council adopt the following resolution:

Council
October 15, 1981

"Be it resolved that Halifax City Council, under the provisions of Section 18 of the Municipal Boundaries and Representation Act, hereby make application to annex certain areas within the Municipality of the County of Halifax, specifically described in Appendix "C" hereto attached."

Motion passed.

Case No. 4050 - Contract Development - 1139-43 South Park Street - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Maley, seconded by Alderman Cromwell, as recommended by the City Planning Committee, City Council set a date for a public hearing to consider the approval of the application for contract development at 1139-43 South Park Street, lands of Moufeed Khoury, as shown on Plan Nos. P200/10432-36 inclusive of Case No. 4050.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, DECEMBER 9, 1981 at 7:30 p.m. in the Council Chamber, City Hall.

2650 Dublin Street

The City Planning Committee directed that the above item be placed on the agenda of this meeting.

Alderman Meagher referred to a report from the City Solicitor on the matter and advised that the owner of the property is being prosecuted under Ordinance No. 157. Alderman Meagher advised that construction equipment is being moved in for the addition to the property and asked that the Building Inspector monitor the addition so that the provisions of Ordinance 157 are adhered to.

The Chairman advised that no further Council action was necessary at this time.

Case No. 3968 - Agreement - 5575-89 Morris Street

The City Planning Committee directed that the above item be placed on the agenda of the Council meeting.

A supplementary staff report dated October 14, 1981 was submitted.

Council
October 15, 1981

Dr. Umesh Jha, the applicant, addressed members of Council, outlining the area, the right-of-way and the area of the fence in question. Dr. Jha responded to various questions from members of Council.

MOVED by Deputy Mayor Clarke, seconded by Alderman Maley that the matter be deferred to the next meeting of the Committee of the Whole Council for further clarification and that both parties be present for discussion purposes.

Motion passed.

Alderman LeBlanc requested that the ramifications of this proposed fence be explained to both the applicant and Mr. Webber, to which members of Council agreed.

Case No. 4044 - Contract Development - 1488-94 Carlton Street -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey, as recommended by the City Planning Committee, City Council set a date for a public hearing to consider the contract development application to permit the conversion of 1488-94 Carlton Street from a three-unit apartment building to a dental laboratory.

Motion passed.

The City Clerk advised the date for this public hearing was WEDNESDAY, DECEMBER 9, 1981 at 7:30 p.m. in the Council Chamber, City Hall.

Case No. 3983 - Contract Development and Lot Consolidation -
1233-35 Henry Street

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Cromwell, seconded by Alderman LeBlanc that the application for the consolidation of Lots 40 and 41 to form Lot 41A and the contract development application to permit the construction of an 18 unit apartment building on Lot 41A (Civic No. 1233-35) Henry Street be refused by City Council.

The City Clerk advised that Aldermen Maley, Wooden and Hamshaw were not present at the public hearing.

Following a brief discussion, the Motion was put and passed with Aldermen Maley, Wooden and Hamshaw abstaining and Alderman Downey voting against.

Council
October 15, 1981

MISCELLANEOUS ITEMS

Block CN, Uniacke Square

A report from the Chairman, Municipal Non-Profit Housing Society, dated October 9, 1981 was submitted.

MOVED by Alderman Wooden, seconded by Alderman Downey that Council approve the sale of Block CN, as per the original agreement of \$2.00 per square foot with the proviso that the payment of the land be in the form of a trust account for the full value of the land for a period of a maximum of eight months and that the interest on the trust be paid to the James MacDonald Co-op for the period of the trust.

Following a brief questioning on the matter, the Motion was put and passed.

Council
October 15, 1981

QUESTIONS

Question Alderman Jeffrey re: Blind Corner - Melrose Avenue

Alderman Jeffrey referred to a problem with a blind corner at the corner of Melrose Avenue and Dutch Village Road stating it was his understanding that the City was to expropriate a portion of land so that the entrance to Melrose Avenue might be widened. Alderman Jeffrey asked for the status of this matter at the present time.

His Worship advised that staff will prepare a report.

Question Alderman Jeffrey re: Dead End Street - School Avenue

Alderman Jeffrey advised of the difficulty of vehicles in turning due to the dead-end street at School Avenue, and further of snow clearing problems. Alderman Jeffrey stated that a cul-de-sac was proposed and budgeted in 1981. Alderman Jeffrey asked if the land had been purchased and for a solution to the problem before the winter months.

The City Manager advised that staff would look into the matter and report.

Question Alderman Hanson re: Crosswalk Sign - McConnell Road/
Herring Cove Road

Alderman Hanson referred to recent pavement and improvements on the Herring Cove Road and advised that the pedestrian crosswalk sign at the intersection of McConnell Road and Herring Cove Road had not been replaced, causing unsafe conditions for pedestrians wishing to cross the busy street.

Question Alderman Hanson re: Fences surrounding Tennis Courts

Alderman Hanson referred to tennis courts on Colindale Avenue and Purcell's Cove Road and requested a report regarding the erection of fences surrounding these courts.

Question Deputy Mayor Clarke re: Residential Participation -
Northwood Centre application

Deputy Mayor Clarke referred to the recent resolution passed by City Council with regard to the Northwood Centre application and asked if a representative for the residents of the area was present for discussions with the applicant and staff.

The City Manager advised that an information report had been circulated on the matter. The City Manager advised that the applicant had come back with an overall development plan for the area and that no resolution had been reached.

Council
October 15, 1981

Alderman Downey referred to the matter and advised that Mr. Creighton from the area wished to be involved with staff and Mr. Roach from Northwood Centre in the matter.

Question Alderman O'Malley re: Seaview Park Development

Alderman O'Malley referred to the Seaview Park development and asked if the proposal could include land to the south of the railway tracks in the area. The City Manager advised that the matter would be reported upon.

Question Alderman Wooden re: Sale of Land Transactions

Alderman Wooden referred to sale of land transactions and asked how long before monies were received before the start of a project.

The City Solicitor advised of the policy with regard to the transactions for Sale of Land. Alderman Wooden requested that the Dentith Road Recreation Centre be checked.

Question Alderman Meacher re: Neighbourhood Awareness Program

Alderman Meacher referred to a recent report from the Police Department with regard to a Neighbourhood Awareness program and expressed the hope that the City of Halifax and the Police Department support the program so that crime may be combated.

Question Alderman Meacher re: Litter Problem - Quinpool Road, Harvard Street to Chebucto Road area

Alderman Meacher referred to a problem with litter from take-out establishments on Quinpool Road and along Harvard Street to Chebucto Road and asked if additional litter containers could be placed in the area. Alderman Meacher further suggested that staff clean up the area every night.

Question Alderman Meacher re: City Pensioners' Payments

Alderman Meacher referred to the previous practice with regard to City pensioners prior to 1974 and asked if the Director of Finance could review the matter so that some monies might be granted to such pensioners before Christmas, 1981.

Question Alderman Maley re: Noisy Vacuum Sweeper

Alderman Maley advised of a number of calls received on Tuesday night past due to a noisy vacuum sweeper being used in the South End area and asked if there was a mechanical problem with the sweeper.

Mr. Connell advised that due to a breakdown in the usual equipment, this sweeper was brought to the area and has since been removed.

Council
October 15, 1981

Question Alderman Meagher re: Leaf Cleanup

Alderman Meagher asked when the leaf cleanup might begin and the priority areas.

Mr. Connell advised that the cleanup would begin in the highly-concentrated leaf areas and then move to other areas of the City.

Question Alderman Maley re: Neighbourhood Parking

Alderman Maley referred to neighbourhood parking and representation made for changes to the Motor Vehicle Act and asked for its present status.

Question Alderman Maley re: Overhead Crosswalk Sign - Inglis Street and South Park Street Intersection

Alderman Maley referred to the area of Inglis Street and South Park Street and the amount of trees and foliage; thus causing a very dark intersection. Alderman Maley asked if a request for an overhead crosswalk sign could be placed on a list for Traffic Signals budget.

Question Alderman Maley re: Copies of Responses re Variances

Alderman Maley referred to the numerous copies of responses regarding variances and asked if such circulation to members of Council is required.

The City Clerk advised the matter would be reviewed.

Question Alderman Downey re: Sidewalk Breakdowns

Alderman Downey referred to water system renewals in the area of Sackville and North Park Streets and advised of the destruction to sidewalks due to this project. Alderman Downey further advised that these sidewalks are not being restored in a satisfactory condition.

The City Manager advised that the Public Service Commission was doing some work in the area and a representative of that Commission could be invited to discuss the matter and respond to questions.

Question Alderman Downey re: Winter Parking Ban

Alderman Downey asked for a report on the anticipated date for the Winter Parking ban.

The City Manager advised that the Traffic Authority would report on that matter.

Council
October 15, 1981

Question Alderman Downey re: Street Hand Sweepers

Alderman Downey referred to a number of street hand sweepers in the area of Coswell Street and Bloomfield Streets advising that the area of Creighton, North Park and Agricola Streets are not being properly cleaned over the past few months.

The City Manager advised that a report would be prepared on the matter.

Question Alderman O'Malley re: Request for Legal Action
Property - 5508 Stairs Street

Alderman O'Malley referred to correspondence received from His Worship regarding the Photo Studio enterprise at 5508 Stairs Street and the understanding that the owner is operating illegally. Alderman O'Malley advised of an application for an addition to the property. Alderman O'Malley requested that legal action be taken in the matter.

Alderman Maley addressed the matter and asked the City Solicitor for solutions to allow this modest business to continue.

Question Alderman LeBlanc re: Petition - Lacewood Drive area
Residents

Alderman LeBlanc requested the City Manager to designate a staff member to compile information on the problem as petitioned by the Lacewood Drive and area residents, for the purpose of an upcoming meeting with residents.

Question Alderman LeBlanc re: Improvements - City Hall Building

Alderman LeBlanc referred to discussions with regard to improvements to City Hall Building and asked for a report on the matter.

The City Manager advised that a report outlining plans for the building would be circulated.

Question Alderman LeBlanc re: Protective Roof along Scotia
Square, Duke Street

Alderman LeBlanc advised of weather conditions and the number of people who await transit services along the Barrington Street side of Scotia Square and requested that someone representing Scotia Square be contacted with regard to the erection of a protective roof for such persons.

Council
October 15, 1981

NOTICE OF MOTIONS

Notice of Motion Alderman Jeffrey re an Amendment to Ordinance
No. 116

Alderman Jeffrey gave notice of Motion that at the next regular meeting of the City Council of the City of Halifax, to be held on October 29, 1981, he proposes to introduce an amendment to Ordinance 116 for the purpose of increasing taxi rates in the City of Halifax.

ADDED ITEMS

Date for Hearings - Nominated Heritage Properties

A staff report dated October 15, 1981 was submitted.

MOVED by Deputy Mayor Clarke, seconded by Alderman Maley that the dates of November 16, 1981 and November 30, 1981 at 2:00 p.m. each date, be allocated for hearings in respect of the remaining residential properties, churches and public buildings listed in the report entitled "An Evaluation and Protection System for Heritage Resources in Halifax".

Motion passed.

Appointments

A report from His Worship Mayor Ron Wallace, dated October 15, 1981 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey that the following be nominated as listed for a term to expire October 31, 1982:

COMMITTEE ON CONCERNS OF THE ELDERLY

Mrs. Doreen Fraser
Mrs. Vera Neily
Mr. George White
Mr. Blair Gillespie
Mr. Walter Foran
Mrs. Margaret Brannen
Reverend Kenneth D. MacLellan
Mrs. Frances Goyetche
Ms. Marion Smith
Mr. Joseph Reardon
Mr. Ernest J. Gillis
Mr. Elliott Robertson
Alderman Gerald O'Malley
Alderman Ron Crowell

Following a brief discussion, the Motion was put and passed.

Council
October 15, 1981

Interest Rate on Past Due Taxes and Sewer Development Receivables

A staff report dated October 15, 1981 was submitted.

MOVED by Alderman Maley, seconded by Alderman Flynn
that:

1. effective November 1, 1981, the rate of interest chargeable on unpaid overdue taxes be set at 22% per annum in accordance with powers under Section 120(3) of the Assessment Act;
2. City Council, under Section 7 of Ordinance 153, approve a rate of interest of 22% per annum, to be charged on outstanding sewer development charges, such rate to be effective November 1, 1981

Motion passed with Aldermen Downey and Meagher against.

C.U.P.E. Local 143 Inside Workers: Settlement of Wage Re-Opener for 1981

A private and confidential staff report dated October 15, 1981 was submitted.

MOVED by Alderman Maley, seconded by Alderman Wooden
that Halifax City Council authorize the Mayor and City Clerk to sign a memorandum of agreement granting a 3% wage increase to all employees in the Local 143 bargaining unit effective July 1, 1981.

Motion passed.

Enforcement - Dog Ordinance - Alderman Maley

This matter was added to the agenda at the request of Alderman Maley.

Alderman Maley referred to the matter of enforcement of the Dog Ordinance and asked that the Police Department begin to point out to dog owners that such an Ordinance is in effect, maybe circulate a copy to an owner, with a view to issuing tickets in the future.

Alderman Maley also referred to a requested report on the matter of dogs on public beaches and parks and asked for the status of the report. The City Manager advised that the report is being prepared.

Interim District School Board Make-Up - Alderman O'Malley

This matter was added to the agenda at the request of Alderman O'Malley.

Council
October 15, 1981

Alderman O'Malley referred to the previous Council resolution dealing with the makeup of the School Board representation and a subsequent meeting with the Minister of Education regarding the matter. Alderman O'Malley advised that the City should reconsider the position taken in terms of an interim board and relate more closely to the recommendations of the Walker Commission. Alderman O'Malley suggested the make-up to consist of eight Council members, four appointed members and four elected members, thus giving a majority.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey that the matter be referred to the next meeting of the Committee of the Whole Council and that the City Solicitor prepare information on the matter for that meeting.

Motion passed.

Premier's Action Committee on Port Development - Alderman O'Malley

This item was added to the agenda at the request of Alderman O'Malley.

Alderman O'Malley referred to the recent announcement of the loss of another container line and the appointment of an Action Committee on Port Development by the Premier of the Province of Nova Scotia.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that Halifax City Council request of the Premier of Nova Scotia membership to the Action Committee.

Following a brief discussion, the Motion was put and passed.

City Sewer Services and Related Matters - Alderman LeBlanc

This matter was added to the agenda at the request of Alderman LeBlanc.

Alderman LeBlanc referred to a recent press release with respect to monies being collected for sewer pollution control. Alderman LeBlanc referred to the safety of the Harbour and the environment.

The City Manager advised of the work being done with regard to the sewer system and the anticipated cost of such a completed project.

His Worship advised that monies were being collected and placed in a fund for such a project. The City Manager stated that monies should be continued to be collected and placed in the fund for future development of a system.

Council
October 15, 1981

Alderman LeBlanc requested staff to explore the alternatives for such a Pollution Control Plant for the City.

Dutch Village Road - Joseph Howe Drive - Alderman Jeffrey

This item was added to the agenda at the request of Alderman Jeffrey.

Alderman Jeffrey referred to an information report dated September 29, 1981 regarding the matter and advised that the residents of the area wished to have the area from the Rotary to Bayers Road to remain Dutch Village Road and the area from Bayers Road to the Overpass to be named Joseph Howe Drive.

Mr. Connell, Director of Engineering and Works, advised of the nature of the information report, stating the attached questionnaires were samples which might be used to mail to residents of the area.

Alderman Jeffrey requested that this matter be forwarded to the Committee of the Whole Meeting being held on Wednesday, next.

Transportation Allowance - Alderman Jeffrey

This item was added to the agenda at the request of Alderman Jeffrey.

Due to the late hour, Alderman Jeffrey suggested that this matter be deferred to the next meeting of the Committee of the Whole Council, to which members of Council agreed.

Armada Drive - Alderman Hamshaw

This item was added to the agenda at the request of Alderman Hamshaw.

Alderman Hamshaw advised of an information report dated September 7, 1981 in response to an earlier question on the matter. Alderman Hamshaw gave a brief history of the street and requested staff to look into the matter of putting some type of reinforcement to the embankment.

Alderman Wooden referred to the matter and advised of the many private roads within the City, suggesting the whole matter should be reviewed and a policy established.

The City Manager advised that the policy on Private Roads could be returned to Council for discussion at this time.

12:15 a.m. - There being no further business, the meeting adjourned.

HEADLINES

Minutes	469
Approval of the Order of Business, Additions & Deletions	469
<u>DEFERRED ITEMS:</u>	
Heritage Hearings	470
Proposed Street Closure, North Street (Barrington Street to East End of North Street)	471
Proposed Street Closure, Upper Water Street (Cornwallis Street to North Street)	471
Proposed Street Line - Upper Water Street	471
Case No. 4062 - Contract Development - Purdy's Wharf	472
Case No. 4060 - Contract Development - 7035-91 Chebucto Road ..	473
Kencrest Avenue	474
<u>PUBLIC HEARINGS, HEARINGS, ETC.:</u>	
Case No. 4051 - Appeal of a Minor Variance Refusal - 5735 College Street	474
<u>REPORT - FINANCE & EXECUTIVE COMMITTEE:</u>	
Possible Acquisition - Portion of 5595 South Street	475
Possible Street Closure - Sale of Land - Seaview Avenue - SET DATE FOR PUBLIC HEARING	475
Possible Rate Increase - Maitland Street Parking Lot	476
Fleet Insurance	476
Homes for Special Care Budget - Social Planning Department ..	476
Reciprocal Agreement - School Board & Recreation Department ..	476
Tender No. 81-120 - Highway Salt	477
Gesner Street - Closure and Sale of Land - SET DATE FOR PUBLIC HEARING	477
Proposed Amendments to the Planning Act	477
Industrial Commission	478
Tenders 81-104 and 81-116 - Sale of Surplus Vehicles	478
Rockingham North Services - Claims for Extras	479
<u>REPORT - COMMITTEE ON WORKS:</u>	
Connaught Avenue & Norwood Street - Frost Heaving Problem ...	480
Design Consultant - Poaches Pond Pumping Station and Sanitary Trunk Sewer	480
<u>REPORT - CITY PLANNING COMMITTEE:</u>	
Annexation	480
Case No. 4050 - Contract Development - 1132-43 South Park Street - SET DATE FOR PUBLIC HEARING	481
2650 Dublin Street	481
Case No. 3968 - Agreement - 5575-89 Morris Street	481
Case No. 4044 - Contract Development - 1468-94 Carlton Street - SET DATE FOR PUBLIC HEARING	482
Case No. 3983 - Contract Development and Lot Consolidation - 1233-35 Henry Street	482

MISCELLANEOUS BUSINESS:

Block CN, Uniacke Square 483

QUESTIONS:

Question Alderman Jeffrey Re: Blind Corner, Melrose Avenue .. 484
 Question Alderman Jeffrey Re: Dead End Street - School Ave. .. 484
 Question Alderman Hanson Re: Crosswalk Sign - McConnell
 Road/Herring Cove Road 484
 Question Alderman Hanson Re: Fences Surrounding Tennis Courts. 484
 Question Deputy Mayor Clarke Re: Residential
 Participation - Northwood Centre Application 484
 Question Alderman O'Malley Re: Seaview Park Development ... 485
 Question Alderman Wooden Re: Sale of Land Transactions 485
 Question Alderman Meagher Re: Neighbourhood Awareness
 Program 485
 Question Alderman Meagher Re: City Pensioners' Payments 485
 Question Alderman Maley Re: Noisy Vacuum Sweeper 485
 Question Alderman Meagher Re: Leaf Cleanup 486
 Question Alderman Maley Re: Neighbourhood Parking 486
 Question Alderman Maley Re: Overhead Crosswalk Sign -
 Inglis Street and South Park Street Intersection 486
 Question Alderman Maley Re: Copies of Responses re Variances.. 486
 Question Alderman Downey Re: Sidewalk Breakdowns 486
 Question Alderman Downey Re: Winter Parking Ban 486
 Question Alderman Downey Re: Street Hand Sweepers 487
 Question Alderman O'Malley Re: Request for Legal Action -
 Property - 5508 Stairs Street 487
 Question Alderman LeBlanc Re: Petition - Lacewood
 Drive Area Residents 487
 Question Alderman LeBlanc Re: Improvements - City Hall Bldg. . 487
 Question Alderman LeBlanc Re: Protective Roof Along
 Scotia Square, Duke Street 487

NOTICE OF MOTIONS:

Notice of Motion Alderman Jeffrey Re: An Amendment
 to Ordinance No. 116 488

ADDED ITEMS:

Date for Hearings - Nominated Heritage Properties 488
 Appointments - Committee on Concerns for the Elderly 488
 Interest Rate on Past Due Taxes and
 Sewer Development Receivables 489
 C.U.P.E. Local 147 Inside Workers: Settlement of
 Wage Re-Opener for 1981 489
 Enforcement - Dog Ordinance - Alderman Maley 489
 Interim District School Board Make-up - Alderman O'Malley ... 489
 Premier's Action Committee on Port Development -
 Alderman O'Malley 490
 City Sewer Services and Related Matters -
 Alderman LeBlanc 490

Council
October 15, 1981

HEADLINES (Cont'd)

Dutch Village Road - Joseph Howe Drive - Alderman Jeffrey ...	491
Transportation Allowance - Alderman Jeffrey	491
Armada Drive - Alderman Hamshaw	491

MAYOR RON WALLACE &
DEPUTY MAYOR DANIEL CLARKE
CHAIRMEN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

Date Approved by City Council: _____

Record

SPECIAL COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 22, 1981
5:00 p.m.

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

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Dan Clarke and Aldermen Cromwell, O'Malley, Wooden, Hanson, and Hamshaw.

ALSO PRESENT: City Solicitor, City Clerk and other members of City Staff.

Rockingham North Arbitration

His Worship introduced the matter stating that this meeting had been called to confirm the settlement proposed by the negotiating team with regard to this matter.

Mr Anstey, Legal Department, gave a breakdown of the settlement. He stated that Seaport Contractors Limited had agreed to settle for \$525,000 regarding all claims they had made. He further indicated that should this matter go to arbitration Seaport could be awarded a larger settlement. He stated that it was the opinion of the negotiating team that it would be advisable for the City to accept the abovementioned settlement.

Following, a discussion ensued regarding the exact commitment made by the Provincial Government at the outset of the project with regard to retaining the cost per square foot at \$35.00. It was noted that the settlement should be agreed upon first and then assistance should be sought from the Provincial Government.

MOVED by Alderman Hamshaw, seconded by Alderman O'Malley that Halifax City Council approve the following:

1. The claim of Standard Paving Maritime Limited with respect to the work done by Seaport Contractors Limited be settled for the sum of \$525,000.
2. The sum of \$525,000 be paid over to McInnis, Cooper & Robertson (in trust) in exchange for a full release of all claims with respect to the Seaport Contractors Limited work and that payment be made out of Account No. 222421 20400 DB002, the Rockingham North account.

Council
October 22, 1981

3. An additional appropriation in the sum of \$525,000 be authorized for project #DB002 such to be included in the 1982 Capital Budget.

Motion passed unanimously.

MOVED by Alderman O'Malley, seconded by Alderman Hanson that the funds be transferred from project # DB002 to the Pollution Control Fund.

Alderman Wooden pointed out that this might weaken the City's position with the Provincial Government as they would take the attitude that the City had sufficient funds to the cover the settlement.

Alderman O'Malley, with the agreement of his seconder, withdrew his motion.

Alderman O'Malley stated that he would like to see, with regard to future projects, that the contractor be obliged to fully investigate the site as to the conditions he would encounter on the project, thereby, ensuring Council that they would not be put in the position they are at present.

5:30 p.m. The meeting adjourned.

HEADLINES

North Rockingham Arbitration 295,296

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 26, 1981
2:10 p.m.

A meeting of City Council was called for this date.

Present: His Worship Mayor Ron Wallace, Chairman; and Aldermen Cromwell, Wooden, Jeffrey, Hamshaw, Flynn, and LeBlanc.

Also Present: Committee Clerks and other City Staff.

After the meeting was called to order the members of Council attending joined in reciting the Lord's Prayer.

Hearings Re: Recommended Heritage Properties:

Mr. Churchill spoke briefly to the matter explaining the procedure involved in the recommendation for registry and the notification of the assessed owners. He also indicated that there were two properties he would like to see removed from the agenda. The first being 1662-73 Bedford Row as it had not been scored at the minimum amount of 45 points needed for recommendation. The other property 1230-34 Barrington Street due to the fact that only one of the owners had been notified.

Hearing - 2319 Brunswick Street - West House

Mr. Sherman Hines requested that the matter be deferred until later in the meeting to allow him time to study the book referred to as "An Evaluation and Protection System for Heritage Resources in Halifax".

It was agreed by Council that this matter be deferred until later in the meeting.

Hearing - 1796-98 Granville Street - Barnstead Drug Store

A letter on file dated October 23, 1981 requests that this matter be deferred to the November 16, 1981 meeting.

MOVED by Alderman Wooden, seconded by Alderman LeBlanc that this matter be deferred to the November 16, 1981 meeting of City Council to discuss Heritage Properties.

Motion passed.

2:28 p.m. Alderman Hanson joins the meeting.

Council
October 26, 1981

Hearing - 1609-73 Bedford Row - McInnes, Cooper & Robertson

Mr. Peter McDonough spoke to the matter stating that as Mr. Churchill had indicated the building located at 1609-73 Bedford Row had not scored the minimum sufficient points to be recommended for registration as a Heritage Property. For this reason he stated that he wished the building to be withdrawn from the registry.

Commodore McWilliam indicated that he felt the building should be reassessed and stated he felt a more realistic scoring would be the result of this reassessment.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that this matter be referred to the Heritage Advisory Committee for reassessment of the property in question.

Motion passed.

Hearing - 1679 Bedford Row - Old Fire Station

There were no persons present representing the owner who wished to address Council on this matter.

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

Motion passed.

Hearing - 1706 Argyll Street - Dr. Slater House

There were no persons present representing the owner who wished to address Council on this matter.

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

Motion passed.

Hearing - 1726-30 Argyll Street - Warehouse Store

There were no persons present representing the owner who wished to address Council on this matter.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Council
October 26, 1981

Hearing - 5171 George Street - Bank of Commerce

Mr. Douglas Wavrock spoke to the matter stating that there was no objection to the registration of this property as a Heritage Property.

MOVED by Alderman Foden, seconded by Alderman Crowell
that this matter be referred to the next regular meeting of City Council without recommendation

Motion passed.

Hearing - 1597 Dresden Row - Bollard House

There were no persons present representing the owner who wished to address Council on this matter.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc
that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Hearing - 5162 Duxe Street - Chaplain Building - (Old Starr Warehouse)

Mr. Fred Fountain spoke to the matter stating that there was no objection to this property being registered as a Heritage property.

MOVED by Alderman Warden, seconded by Alderman Hanson
that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Hearing - 1819 Granville Street - Eastern Canada Savings & Loan

There were no persons present representing the owner who wished to address Council on this matter.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw
that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Hearing - 1813 Granville Street - Hayes Insurance

Mr. Wavrock spoke to the matter stating that there was no objection to the property being registered as a Heritage Property.

Council
October 26, 1981

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

Motion passed.

Hearing - Cunard/North Park - Armouries

There were no persons present representing the owner
who wished to address Council on this matter.

MOVED by Alderman Cromwell, seconded by Alderman Jeffrey
that this matter be referred to the next regular meeting of City
Council without recommendation.

Motion passed.

Alderman LeBlanc commented on the low score this building
had obtained stating that he felt it should be much more.

Conradora McMillan indicated that the scoring process
was slightly subjective and stated that perhaps a study of the
process might be beneficial.

Alderman LeBlanc stated that he assumed that the properties
assessed as long as they received the sufficient score qualified
to be heritage properties.

Conradora McMillan agreed with this stating that the
scoring system was as fair as they could come up with.

Hearing - 1877-79 Hollis Street - Morse's Tea

A request has been received that this matter be deferred
to the November 16, 1981 meeting of City Council set to deal with
Heritage Properties.

MOVED by Alderman Wooden, seconded by Alderman Hanson
that this matter be deferred to the November 16, 1981 meeting of
City Council set to deal with Heritage Properties.

Motion passed.

Hearing - 1820 Hollis Street - Flinn Building

Mr. Watrock spoke to the matter stating there was no
objection to this property being registered as a Heritage Property.

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

Motion passed.

Council
October 26, 1981

Hearing - 1674-78 Hollis Street - Johnson Drug (Manuge Galleries Ltd.)

Mr. John Moore spoke to the matter stating that there was objection to this property being registered as a Heritage Property. He stated that the property had been purchased for the purpose of expansion to the club. He stated that the structural changes would be extensive and would change the facade of the building to some degree.

Alderman LeBlance asked if the changes could be carried out without changing the facade of the building. Mr. Moore indicated that this would be extremely difficult.

Alderman Flynn asked if any date for the start of construction had been set.

Mr. Moore stated that no such date had been set.

Alderman Flynn pointed out that even if the property were registered application could be made to Council to effect the changes and if this were denied after one year the changes could be made.

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

Motion passed.

Hearing - 1790-92 Granville - Kelly's

A letter on file dated October 23, 1981 requests that this matter be deferred to the November 16, 1981 meeting of City Council set to deal with Heritage Properties.

It was agreed by Council that this matter be deferred to the November 16, 1981 meeting set to deal with Heritage Properties.

Hearing - 5186-90 Morris Street

There were no persons present representing the owner who wished to address Council on this matter.

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

Motion passed.

Hearing - 1744 Argyle Street - Five Fisherman

There were no persons present representing the owner who wished to address Council on this matter.

Council
October 26, 1981

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

Motion passed.

Hearing - 1634 Lower Water Street - Mitchell House

There were no persons present representing the owner
who wished to address Council on this matter.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw
that this matter be referred to the next regular meeting of City
Council without recommendation.

Motion passed.

Hearing - 1682 Hollis Street - Halirax Club

Mr. Moore spoke to the matter indicating that there was
no objection to this building being registered as a Heritage Property.

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

Motion passed.

Hearing - 1240-46 Hollis Street - Uniacke House

Mr. Max Pascal spoke to the matter stating that he
objected to this property being registered as a Heritage Property.
Mr. Pascal stated that he had bought the property some years ago
and has done considerable renovation to the building. He stated
that he proposed to build a seven to eight storey building there
in the future for commercial use. He indicated that commercial
use in that area was fairly widespread. He then proceeded to
give the dimensions of the building and stated that the building
occupied only 20% of the available land. He further indicated
that with the increase in costs, specifically assessment and taxes,
this partial use of the lot was not economically viable. He went
on to say that he felt the commercial use of the property would
be advantageous to the City in tax dollars. He stated that the
principle of the registering of heritage properties was a good one,
but that he felt that in his case, it would be detrimental not only to
himself but also to the City.

His Worship pointed out that steps were being taken in an
attempt to obtain some Federal Government consideration with regard
to Income Tax.

Alderman LeBlanc stated that he found this particular
matter to be one of divided feelings on his part. He said that
the building in his estimation was of great historical value

October 26, 1981

but also was concerned over the increase in costs being experienced by Mr. Pascal.

Alderman Cromwell questioned if Mr. Pascal contemplated starting this proposal in the near future. Mr. Pascal stated he would be providing the conditions were favorable.

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

Motion passed.

Hearing - 2319 Brunswick Street - West House

This matter was deferred to this point in the meeting earlier this meeting.

Mr. Sherman Hines spoke to the matter stating that he objected to this property being registered as a Heritage Property. Mr. Hines indicated that at the time he obtained the building in question from the City the purchase was made with the condition that a Covenant, which the City drew up, be adhered to. This Covenant he stated is extremely restrictive in the changes that can be made to the building. He stated that he has renovated the building to its former state and is presently also feeling the bite of increased costs, particularly with regard to assessments and taxes. He stated that he was presently attempting to sell the building due to these costs. He further indicated that he felt the Covenant to be restrictive enough without having the property registered as a Heritage Property.

There was discussion regarding the Assessment Appeal procedure as well as the increase in taxes.

Mr. Hines also pointed out that he was being penalized for restoring an historical building and stated that he felt such work as this should be assisted rather than penalized.

His Worship pointed out that Heritage Canada was striving to obtain such assistance from the Federal Government.

3:10 p.m. Alderman Wooden leaves the meeting.

Mr. Hines went on to say that the actual restoration of historical buildings should be left up to the general public, however, he felt that assistance should be given in some form after the restoration was completed.

MOVED by Alderman Cromwell, seconded by Alderman LeBlanc that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

October 26, 1981

Hearing - 1697 Brunswick Street - Welfare Building

Mr. Matthews stated that before coming to this meeting he was unaware of the full facts of this matter and had been going to oppose the registration of this property as a Heritage Property. However, due to the lack of full understanding of the matter he requested that the property in question be deferred to the November 16, 1981 meeting.

MOVED by Alderman Hamshaw, seconded by Alderman LeBlanc
that this matter be deferred to the November 16, 1981 meeting of Council set to deal with Heritage Properties.

Motion passed.

Hearing - 1669-85 Argyll Street - Carleton Hotel

There were no persons present representing the owner who wished to address Council on this matter.

MOVED by Alderman Jeffrey, seconded by Alderman Flynn
that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Hearing - 1230-34 Barrington Street - Gerrard Lodge

Mr. Churchill requested that this matter be deferred due to the fact that one of the owners of the property was not notified.

Council agreed that the matter be deferred.

Hearing - 1268-74 Hollis Street - Ginger's

Mr. Churchill informed Council that the owner had requested that this matter be deferred to the November 16, 1981 meeting.

MOVED by Alderman Flynn, seconded by Alderman Cromwell
that this matter be deferred to the November 16, 1981 meeting of City Council set to deal with Heritage Properties.

Motion passed.

Hearing - 6549 Coburg Road - Macdonald Club

There were no persons present representing the owner who wished to address Council on this matter.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey
that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

Hearing - 1459 Hollis Street - Elk's Club

A representative of the Elk's Club indicated that there was no objection to the property being registered as a Heritage Property.

MOVED by Alderman Jeffrey, seconded by Alderman LeBlanc that this matter be referred to the next regular meeting of City Council without recommendation.

Motion passed.

3:20 p.m. The meeting adjourned.

HEADLINES

Hearings Re: Recommended Heritage Properties	297
Hearing - 2319 Brunswick Street - West House	297
Hearing - 1796-98 Granville Street - Barnstead Drug Store	297
Hearing - 1669-73 Bedford Row - McInnes, Cooper & Robertson	298
Hearing - 1679 Bedford Row - Old Fire Station	298
Hearing - 1706 Argyll Street - Dr. Slayter House	298
Hearing - 1726-30 Argyll Street - Warehouse Store	298
Hearing - 5171 George Street - Bank of Commerce	299
Hearing - 1597 Dresden Row - Bellard House	299
Hearing - 5162 Duke Street - Champlain Building (Old Starr Warehouse)	299
Hearing - 1819 Granville Street - Eastern Canada Savins & Loan	299
Hearing - 1813 Granville Street - Hayes Insurance	299, 300
Hearing - Cunard/North Park - Armouries	300
Hearing - 1877-79 Hollis Street - Morse's Tea	300
Hearing - 1820 Hollis Street - Flinn Building	300
Hearing - 1674-78 Hollis Street - Johnson Drug (Manuge Galleries Ltd.)	301
Hearing - 1796-92 Granville - Kelly's	301
Hearing - 5186-90 Morris Street	301
Hearing - 1744 Argyll Street - Five Fisherman	301, 302
Hearing - 1684 Lower Water Street - Mitchell House	302
Hearing - 1682 Hollis Street - Halifax Club	302
Hearing - 1243-46 Hollis Street - Uniacke House	302, 303
Hearing - 2319 Brunswick Street - West House	303
Hearing - 1697 Brunswick Street - Welfare Building	304
Hearing - 1669-85 Argyll Street - Carleton Hotel	304
Hearing - 1669-85 Argyll Street - Gerrard Lodge	304
Hearing - 1230-34 Barrington Street - Ginger's	304
Hearing - 1268-74 Hollis Street - Ginger's	304
Hearing - 6542 Coburg Road - Wagnwoltic Club	304
Hearing - 1459 Hollis Street - Elk's Club	305

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

Record

CITY COUNCIL
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
October 29, 1981
8:00 p.m.

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

Following the call to Order, the members of Council attending, led by the City Clerk, joined in reciting the Lord's Prayer.

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Clarke, and Aldermen Maley, Cromwell, Meagher, O'Malley, Wooden, Hanson, Jeffrey, LeBlanc, Flynn and Hamshaw.

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

MINUTES

Minutes of the Regular meeting of Halifax City Council held on October 15, 1981 and minutes from the Special meetings of Halifax City Council held on October 22, 1981 and October 26, 1981 were approved on a Motion by Alderman Wooden, seconded by Alderman Hamshaw.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS & DELETIONS:

At the request of the City Clerk, Council added:

- 20.1 Petition - Laceywood Drive - DATE FOR PUBLIC MEETING
- 20.2 Appointments

At the request of Alderman Meagher, Council added:

- 20.3 Pacific Street

At the request of Alderman O'Malley, Council added:

- 20.4 Amusement Centres

At the request of Alderman Jeffrey, Council added:

- 20.5 Recreation Department

City Council
October 29, 1981

At the request of Alderman Flynn, Council added:

20.6 Ordinance # 3

8:05 p.m. - Alderman Downey enters the meeting.

At the request of the City Manager, the item ' Proposal - St. Mary's University Sports Field ' Council agreed to defer this matter to the next regular meeting of the Committee of the Whole Council.

MOVED by Alderman Jeffrey, seconded by Alderman Downey that the agenda, as amended, be approved.

Motion passed.

The Unveiling of the Churchill Plaque

The Unveiling of the Churchill Plaque took place just prior to the commencement of the meeting.

Alderman LeBlanc referred to the matter and extended thanks to the citizens of the City of Halifax who were responsible for this action.

His Worship advised of the unveiling and expressed thanks to those who made it possible and noted that this would be a historical reminder for those in future times. His Worship thanked former Mayor, Mr. Leonard Kitz, for his interest in this matter and stated that there were monies present in the fund which are available for any worthwhile suggestion put forward by the residents of the City of Halifax. His Worship advised of his suggestion that an amount be designated to each ward and to the City as a whole for beautification purposes.

DEFERRED ITEMS

Heritage Hearings

Hearings in connection with the above matter were held on October 26, 1981.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw the following land and buildings be registered in the Halifax Registry of Heritage Property:

(a) West House - 2319 Brunswick Street - Sherman Hines

The City Clerk advised that Deputy Mayor Clarke, and Aldermen Maley, Downey, Meagher, and O'Malley were not present at the hearings.

Council
October 29, 1981

Motion passed with Deputy Mayor Clarke, and Aldermen Maley, Downey, Meagher and O'Malley abstaining.

(b) Old Fire Station - 1679 Bedford Row - Waterfront Dev. Corp.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw that the above-mentioned land and building be registered in the Halifax Registry of Heritage Property.

The City Clerk advised that Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley were not present at the hearings.

Motion passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley abstaining.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw the following land and buildings be registered in the Halifax Registry of Heritage Property:

- (c) Dr. Slayter House - 1706 Argyle St. - Corp. of St. Paul's Church
- (d) Warehouse Store - 1726-30 Argyle St. - Carleton Hotel
- (e) Bank of Commerce - 5171 George St. - Dr. B. Frederick
- (f) Bollard House - 1597 Dresden Row - Joyce & Paul McCulloch
- (g) Champlain Building - 5162 Duke St. - Champlain Properties
- (h) Eastern Canada Savings & Loan - 1819 Granville St. - Eastern Canada Savings & Loan Co.
- (i) Hayes Insurance - 1813 Granville St. - B.V. Property Management Ltd.
- (j) Armouries - Cunard/North Park Streets - Federal Government
- (k) Flinn Building - 1820 Hollis St. - Herman & Jean Grossmann
- (m) 5186-90 Morris St. - Joseph & Said Arab
- (n) Five Fishermen - 1744 Argyle St. - Yesterday's Restaurants
- (o) Mitchell House - 1684 Lower Water St. - Halifax Club
- (p) Halifax Club - 1682 Hollis St. - Halifax Club

The City Clerk advised that Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley were not present at the hearings.

Motion passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley abstaining.

Council
October 29, 1981

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw the following land and buildings be registered in the Halifax Registry of Heritage Property:

- (r) Carleton Hotel - 1669-85 Argyle St. - Carleton Hotels Ltd.
- (s) Waegwoltic Club - 6549 Cobury Road - Waegwoltic Ltd.
- (t) Elk's Club - 1459 Hollis St. - Elk's Club

The City Clerk advised that Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher, O'Malley and Wooden were not present at the hearings.

Motion passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher, O'Malley and Wooden abstaining.

Following a brief discussion, it was MOVED by Alderman LeBlanc, seconded by Alderman Wooden that the property known as (c) Uniacke House - 1240-46 Hollis St. - Max Pascal, be included as land and building to be registered in the Halifax Registry of Heritage Property.

The City Clerk advised that Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher, and O'Malley were not present at the hearing.

Motion passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley abstaining.

MOVED by Alderman Flynn, seconded by Alderman Hanson that the property known as (2) Johnson Drug (Manuge Galleries Ltd.) - 1674-78 Hollis St. - Halifax Club, be included as land and building to be registered in the Halifax Registry of Heritage Property.

The City Clerk advised that Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley were not present at the hearing.

Motion passed with Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher and O'Malley abstaining.

Kencrest Avenue

This item was deferred to this meeting pending a report from the City Solicitor, from the meeting of City Council held on October 15, 1981.

A report dated October 26, 1981 from the City Solicitor was submitted.

Alderman O'Malley referred to the report submitted and stated that he would have liked to see recommendations as to Council's responsibility in this matter so that all steps to ensure

Council
October 23, 1981

safety be acted upon.

Following a further brief discussion, it was MOVED by Alderman O'Malley, seconded by Deputy Mayor Clarke that the matter be deferred to the next regular meeting of Council and that members of Council visit the site so that a decision may be arrived at.

The City Solicitor referred to the matter and noted that the Building Inspector might be asked to visit the site and its unsafe conditions, and give instructions to the owner to clear up the matter; and failing the owner's complying with these instructions, the owner and the Building Inspector be asked to appear before Council to discuss and make recommendations at that time.

His Worship suggested that the Building Inspector be instructed to make a judgement in the matter and failing that, the owner and the Building Inspector appear before Council with a decision at that time, to which members of Council agreed.

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on October 21, 1981 as follows:

Expropriation Settlement - 266 Herring Cove Road

MOVED by Alderman Wooder, seconded by Alderman LeBlanc as recommended by the Finance & Executive Committee, Council agree to pay to Mr. & Mrs. Cyril Hartlen the sum of \$9,000.00 plus legal and appraisal expenses in settlement of all claims arising out of the expropriation of Parcel R-22, Herring Cove Road excepting property restoration costs.

Motion passed.

Possible Sale of Lands, Dunbrack Street at Ross Street
(Falcon Place)

MOVED by Alderman Harshaw, seconded by Alderman Meley as recommended by the Finance & Executive Committee:

1. Council authorize application to the Department of Municipal Affairs for sale of the residual lands of the Community Park on Donaldson Avenue, and
2. Council approve the sale of Parcel 133-B and Parcel R-1 (Lot RRD-9AB) to Active Working Group Limited for \$8,500, subject to retention of sleeping rights over Parcel R-1 by the City of Halifax for construction of the Ross Street Connector, and to approval of the Department of Municipal Affairs.

Motion passed.

Council
October 29, 1981

safety be acted upon.

Following a further brief discussion, it was MOVED by Alderman O'Malley, seconded by Deputy Mayor Clarke that the matter be deferred to the next regular meeting of Council and that members of Council visit the site so that a decision may be arrived at.

The City Solicitor referred to the matter and noted that the Building Inspector might be asked to visit the site and its unsafe conditions, and give instructions to the owner to clear up the matter; and failing the owner's complying with these instructions, the owner and the Building Inspector be asked to appear before Council to discuss and make recommendations at that time.

His Worship suggested that the Building Inspector be instructed to make a judgement in the matter and failing that, the owner and the Building Inspector appear before Council with a decision at that time, to which members of Council agreed.

REPORT - FINANCE & EXECUTIVE COMMITTEE

Council considered the report of the Finance and Executive Committee from its meeting held on October 21, 1981 as follows:

Expropriation Settlement - 306 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman LeBlanc as recommended by the Finance & Executive Committee, Council agree to pay to Mr. & Mrs. Cyril Hartlen the sum of \$9,000.00 plus legal and appraisal expenses in settlement of all claims arising out of the expropriation of Parcel B-22, Herring Cove Road excepting property restoration costs.

Motion passed.

Possible Sale of Lands, Dunbrock Street at Ross Street
(Falcon Place)

MOVED by Alderman Hamshaw, seconded by Alderman Naley as recommended by the Finance & Executive Committee:

1. Council authorize application to the Department of Municipal Affairs for sale of the residual lands of the Community Park on Donaldson Avenue, and
2. Council approve the sale of Parcel 137-B and Parcel R-1 (Lot RRL-9AP) to Active Working Group Limited for \$8,500, subject to retention of sloping rights over Parcel R-1 by the City of Halifax for construction of the Ross Street Connector, and to approval of the Department of Municipal Affairs.

Motion passed.

Council
October 29, 1981

Possible Acquisition - Portion of 36 Margaret Road

MOVED by Alderman Hanson, seconded by Alderman Wooden as recommended by the Finance & Executive Committee that the land shown as Parcel 30B on Plan TT-13-18887, located at 36 Margaret Road be purchased from Mrs. Victoria Oakley for the sum shown in the confidential staff report dated October 13, 1981, subject to the terms and conditions outlining in the same report; funds to be made available from Account No. 226111 20500 EH020 (Kline Heights-remaining property acquisition). Motion passed.

Proposal - St. Mary's University Sports Field

During the Approval of the Order of Business, Additions and Deletions, this matter was deferred to the next meeting of the Committee of the Whole Council.

Possible Acquisition - Portion of 6385 South Street

The above item was forwarded to City Council without recommendation with a further report to be presented on the matter.

A supplementary report dated October 29, 1981 was submitted.

Alderman Maley referred to the matter and to the possibility of further negotiations. Alderman Meagher suggested that discussions on the matter be held between His Worship and the President of the University. With regard to the commencement of the project, His Worship referred to previous minutes on the matter in which the directive was that work begin and the matter of negotiations not to interfere with construction.

MOVED by Alderman Maley, seconded by Alderman Meagher that the matter be deferred until His Worship the Mayor and the University President meet to discuss the matter.

Motion passed.

Makeup of Interim District School Board

At the Finance & Executive Committee meeting, it was indicated that a report would be submitted on the above item at this meeting of City Council.

A report from the City Solicitor, dated October 26, 1981 was submitted.

Alderman O'Malley referred to the matter and advised that there was no information regarding Recommendation 19 in the report of October 26, 1981.

Council
October 29, 1981

Alderman Cromwell advised of correspondence dated October 29, 1981 from the Minister of Education regarding the matter, further stating that it had not as yet been circulated to other members of Council. Alderman Cromwell went on to read the contents of the letter and the correspondence was then circulated to members of Council.

Alderman Maley expressed the hope that Council and the School Board might work with a more close relationship, particularly during budgeting time.

Local Improvement Charges - Metro Centre

MOVED by Alderman Downey, seconded by Alderman Hanson, as recommended by the Finance & Executive Committee, that Council authorize the charge to City Expense of the balance of the costs of such charges and the entering into of an agreement with the Province acknowledging that payment of \$165,000 represents the total Provincial contribution in this matter.

Alderman Maley requested a written report on these charges not being covered by the Provincial government.

The Motion was put and passed.

Tender No. 81-115 - Three only, 6000 L-Pumpers - Halifax Fire Department

MOVED by Alderman Maley, seconded by Deputy Mayor Clarke, as recommended by the Finance & Executive Committee, that authority be granted to purchase these three units thus providing four standard pumpers from Pierreville Fire Truck (Safety Supply) at a cost of \$410,000 with delivery to be effected in 120 calendar days subject to a penalty for late delivery.

Motion passed.

Arms of the City of Halifax - Ordinance No. 101

MOVED by Alderman Hamshaw, seconded by Alderman Maley, as recommended by the Finance & Executive Committee, Halifax City Council permit the use of the official arms of the City of Halifax on the stationery and letterhead to be used by the Halifax Commission on City Government.

Following a brief discussion on the matter, the Motion was put and passed.

City Council
October 29, 1981

Moratorium

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

- ' that a letter be forwarded to the School Board, with a copy to the Minister of Education, urging that the moratorium on the Hurton Ettinger School be lifted with a letter to go under the signature of the Mayor.'

Alderman Jeffrey advised that this matter was clarified at the Committee of the Whole with no further action necessary; therefore, the matter was tabled, agreed to by members of Council.

Proposed Amendments to Ordinance No. 116, the Taxi Ordinance - Schedule Rates

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Jeffrey, seconded by Alderman Henshaw that Proposal # 1 as attached to the report from the Taxi Commission dated October 16, 1981 be incorporated.

The City Solicitor advised of the matter of proceeding at this time, stating that the matter could be further discussed at the next meeting of the Committee of the Whole Council.

A brief discussion and questioning ensued. Alderman O'Malley referred to Proposal # 2 as contained in the October 16, 1981 report and suggested that this proposal was more reasonable from the point of view of upkeep of vehicles, price of gas, etc.

Alderman Maley addressed the matter referring to services, the condition of vehicles and the attire of employees. Alderman Maley requested a report from the Taxi Commission with regard to the service that taxis provide; and asked that senior citizens using the service be given some consideration.

A further brief discussion followed, and the Motion was put and passed.

9:20 p.m. - Alderman Maley retired from the meeting.

Council
October 29, 1981

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on October 21, 1981 as follows:

Renaming of Streets - Dutch Village Road & Joseph Howe Drive

The recommendation from the Committee of Works was:

' that a questionnaire be prepared for circulation to the residents and that Alternative #1 as outlined in the staff report of September 29th., be included in the questionnaire.'

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that the matter be deferred to the next meeting of the Committee of the Whole Council.

Motion passed.

Council
October 29, 1981

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

Proposed Administrative Order No. 2 -
Halifax Fire Department - SECOND READING

A staff report dated October 27, 1981, was submitted.

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that Halifax City Council, under the Authority of Section 470 of the Halifax City Charter 1963, approve the proposed Administrative Order Number 2, Halifax Fire Department, as amended and as attached to the staff report dated October 27, 1981, and that it be read and passed a Second Time.

Motion passed.

REPORT - CITY PLANNING COMMITTEE:

Council considered the report of the City Planning Committee from its meeting held on October 21, 1981, as follows:

Case No. 4066 - Modification of Lot Frontage,
Lot Area, and Front Yard at 592 Tower Road

MOVED by Alderman Crowell, seconded by Alderman Jeffrey that, as recommended by the City Planning Committee, City Council grant approval of the modification of the lot frontage, lot area, and front yard, to allow construction of a single family dwelling at 592 Tower Road as shown on Plan Nos. P200/10507 to 10512 of Case No. 4066.

Motion passed.

Case No. 4041 - Modification of Lot Area - Lot 32, Dickson Avenue

The above item was forwarded to City Council without recommendation.

A supplementary staff report dated October 27, 1981, was submitted.

Alderman Hamshaw noted that he asked for information at the Planning Committee meeting and, in referring to the submitted reports, indicated that certain owners could no longer use their driveways as a result of the City installing sewer and water services.

Alderman Hamshaw referred specifically to the lot referred to as Lot S-16 on the Plan and asked that staff look at the matter of carrying out work required in order for the owner to be able to use the driveway.

Council
October 29, 1981

MOVED by Alderman Marshaw, seconded by Alderman Flynn
that City Council grant approval of a modification of the lot area
requirement of the Zoning Bylaw for Lot 32, Dickson Avenue, lands of
Barbara E. Smith, and that the owner enter into an agreement with the
City.

Motion passed.

Case No. 4085 - Lot Consolidation, Lands of the Royal Canadian Legion

MOVED by Alderman Downey, seconded by Alderman Meacher
that, as recommended by the City Planning Committee, the application
for consolidation of lots known as #2020-38 Gottingen Street, as
shown on Plan No. P200/10647 of Case No. 4085, be approved by City
Council.

Motion passed.

Zoning Bylaw - Lot Sizes - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Marshaw, seconded by Alderman Jeffrey
that, as recommended by the City Planning Committee, City Council set
a date for a public hearing to amend the Zoning Bylaw as set out in
Appendix I attached to the staff report dated October 13, 1981.

Motion passed.

The City Clerk advised that the public hearing was
scheduled for Wednesday, December 9th at 7:30 p.m. in the Council
Chamber.

Planning Advisory Committee - Quorum

MOVED by Alderman Cromwell, seconded by Alderman Wooden
that, as recommended by the City Planning Committee, City Council
approve an amendment to the provisions of Section 14 of the Terms of
Reference of the Planning Advisory Committee to read as follows:

"14. Fifty per cent of the Committee shall constitute a quorum."

Following a discussion on the matter, the Motion was put
and passed.

Appointment - Planning Advisory Committee

The following is the recommendation of the City Planning
Committee:

"1. the vacancy occasioned by Mr. Lambros' resignation be filled
as quickly as possible; and

2. by way of a reminder, advise Council of the impending expiry
of the terms of office of all members excepting Mr. John Bryant
(appointed by City Council on September 17, 1981) and His Worship
the Mayor."

Council
October 29, 1981

His Worship suggested the report was for information purposes only and Council took no action on the item.

NIP II - Appointment of Architect

MOVED by Alderman Cromwell, seconded by Alderman Downey that, as recommended by the City Planning Committee, the contract for design services for the Morris Street Social/Recreational projects be awarded to competitor 81-4 with fees for architectural design services and supervision not to exceed 6.5% of the total project costs; funds are available in Account No. 20500 EH004.

Motion passed.

The envelope containing submission 81-4 was then opened which revealed it was submitted by the firm of Robert J. Flinn Design Group Limited.

Mr. Mitchell, the City Architect then, with the aid of plans, outlined the project to members of Council.

Case No. 3968 - Agreement - 5575-29 Morris Street

The above item was deferred to this meeting of Council from the City Planning Committee with a report to be submitted on the legal status of the right-of-way.

The City Solicitor indicated he has been waiting contact from the parties involved saying that from a description obtained at the Registry of Deeds, it appeared that the right-of-way was located between the two properties with neither property owner having ownership of the right-of-way.

A questioning of the City Solicitor ensued with respect to the matter of a fence being placed on the right of way and Alderman Cromwell expressed the view that no one could erect a fence down the centre of the right-of-way, and the City Solicitor indicated that such was the case.

Further discussion and questioning of staff ensued and the Solicitor for the applicant addressed Council and suggested that the matter of the fence was under consideration as Mr. Webber had brought the matter before Council. The Solicitor indicated that the applicant has never been approached by Mr. Webber on the matter and suggested that if Mr. Webber would approach the applicant, an agreement may be able to be worked out.

Discussion ensued with respect to whether a commitment was made on behalf of the applicant at the public hearing that a fence would be erected, and His Worship asked the City Solicitor to inform Council on Council's position with regard to the fence.

Council
October 29, 1981

The City Solicitor then outlined his recollection of the chain of events to date in connection with the application and, in referring to whether or not a commitment was made on behalf of the applicant in connection with the fence, advised that he would prefer to check the tape of the public hearing to determine what was said about a commitment on a fence.

Deputy Mayor Clarke noted that the Solicitor for the applicant suggested that the applicant and Mr. Webber meet on the matter and suggested this was the way to proceed.

MOVED by Deputy Mayor Clarke, seconded by Alderman Crowwell that the item be deferred to the Committee of the Whole Council so that a meeting can be held between the parties concerned.

The Motion to defer was put and passed.

MOTIONS:

Amendment to Ordinance No. 116, the Taxi Ordinance - First Reading

A Notice of Motion was presented by Alderman Jeffrey at the last regular meeting of City Council on the above item.

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw that the proposed amendment to Ordinance No. 116, the Taxi Ordinance, being Proposal #1 attached to the report of the Taxi Commission dated October 16, 1981, be read and passed a First Time by City Council.

Motion passed.

MISCELLANEOUS BUSINESS:

Rescheduling of Meetings - December 23, 1981, Committee of the Whole Council, & December 31, 1981, City Council

A report dated October 29, 1981, was submitted from the City Clerk in connection with the above matter.

MOVED by Alderman Wooden, seconded by Alderman O'Malley that City Council cancel the Committee of the Whole Council meeting scheduled for December 23, 1981, and the City Council meeting scheduled for December 31, 1981.

Motion passed.

QUESTIONS:

Question Alderman Downey Re: Tax Sale - Procedure

Alderman Downey referred to an advertisement which recently appeared in the newspaper concerning an upcoming tax sale and asked if Council could receive a report with respect to reverting back to a system whereby taxes could be in arrears for three years before being listed for tax sale, and the City Manager advised that such a report could be submitted.

Council
October 29, 1981

Question Alderman Downey Re: Boarded-up Buildings, Fuller Terrace

Alderman Downey referred to a lot on Fuller Terrace and to boarded-up buildings existing in the area and questioned if the buildings are to be torn down, and the City Manager advised that staff would report on the question.

Question Alderman Crowwell Re: Miss Canada Pageant, Cynthia Francis

Alderman Crowwell noted that Cynthia Francis, Miss Halifax and Miss Nova Scotia, is now in Toronto attending the Miss Canada Pageant and questioned whether His Worship was forwarding a telegram of good wishes on behalf of Council. His Worship proceeded to advise members of Council of arrangements which have been made in that regard.

Question Alderman Jeffrey Re: Daily News

Alderman Jeffrey noted that a reporter was in attendance from the newspaper, Daily News, and asked if it would be possible to have an appropriate name-plate prepared for the Press Gallery for future meetings.

Question Alderman Jeffrey Re: Refuse Collection

Alderman Jeffrey advised that he has received a number of calls concerning the matter of refuse collection and advised that some residents have put out boxes which are not being collected. Alderman Jeffrey also advised that residents have put out garbage cans which do not have handles and suggested that the entire garbage can was being collected.

The City Manager advised that the City does not collect boxes due to health regulations and that the City does not collect garbage in cans without handles due to safety reasons. The City Manager suggested that if such containers are missing, it was not as a result of the City's collection.

Question Alderman Jeffrey Re: Travel Allowance

Alderman Jeffrey noted he asked a question on October 21st concerning the above item and asked when a report could be expected. The City Manager advised that the Internal Auditor will be reporting directly on the item and that he would request that the Internal Auditor advise Alderman Jeffrey when the report might be expected.

Question Alderman Hanson Re: Neighbourhood Watch Program

Alderman Hanson said he has received a favourable response to the neighbourhood watch program and questioned whether the program could be escalated by the Police Department. Alderman Hanson advised that he would appreciate receiving more information with respect to how to become involved in the program, etc.

Council
October 29, 1981

Question Alderman O'Malley Re: Request for Report - Seaview Park

Alderman O'Malley advised that at the next meeting of Council, he hoped to be prepared to put together the year's accumulation of correspondence and documents relating to Seaview Park and asked if he could have a copy of his latest request for a report for that time which he gave at the last Council meeting.

Question Alderman LeBlanc Re: Canopy, Scotia Square

Alderman LeBlanc noted that at the last meeting he suggested that dialogue take place with Scotia Square concerning the construction of a canopy along Barrington Street across from the Barrington Inn Hotel for those waiting for transit buses, and asked if the matter has been pursued.

The City Clerk advised that correspondence was forwarded to Halifax Developments Limited but that no reply has been received to date.

Question Alderman LeBlanc Re: Landscaping - Cunards

Alderman LeBlanc noted that when Cunards appeared before Council for permission to relocate oil storage tanks, they indicated their good intentions to consider the beautification of the area in question, and questioned what could be done to remind them of the matter.

NOTICE OF MOTIONS:

Notice of Motion of Rescission, Alderman Flynn Re: Local Improvement Policy - Part

Alderman Flynn gave notice that at the next regular meeting of City Council to be held on November 12, 1981, he proposes to introduce a Motion to rescind the local improvement policy pertaining to renewal of sidewalks, curb, and gutter renewal which is Section 3.2 (c) & (h).

Notice of Motion, Alderman O'Malley Re: Administrative Order #1

Alderman O'Malley gave notice that at the next regular meeting of City Council to be held on November 12, 1981, he proposes to introduce a Motion that Administrative Order #1 be given a one year interim approval in order that the report of the Committee studying the Order may be finalized.

ADDED ITEMS:

Petition - Lacewood Drive - Date for Public Meeting

The above item was added to the agenda at the request of the City Clerk for the purpose of setting a date for a public meeting.

The City Manager advised that a staff report in response to the petition would be ready in a few days and questioned whether staff should publicize its contents prior to or at the public meeting.

Council
October 29, 1981

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Alderman O'Malley advised that at the next meeting of Council, he hoped to be prepared to put together the year's accumulation of correspondence and documents relating to Seaview Park and asked if he could have a copy of his latest request for a report for that time which he gave at the last Council meeting.

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ADDED ITEMS:

Petition - Laceywood Drive - Date for Public Meeting

The above item was added to the agenda at the request of the City Clerk for the purpose of setting a date for a public meeting.

The City Manager advised that a staff report in response to the petition would be ready in a few days and questioned whether staff should publicize its contents prior to or at the public meeting.

Council
October 29, 1981

Alderman LeBlanc expressed the view that the report should be distributed at the public meeting and suggested proceedings at the meeting would determine the course of action to be followed.

The City Clerk advised that the public meeting was scheduled for Monday, November 23, 1981 at 7:30 p.m. at the Duc D'Anville School, 12 Clayton Park Road, to which Council agreed.

Appointments - Board of Health & Heritage & Planning Advisory Committees

The above item was added at the request of the City Clerk. Two reports dated October 29, 1981, were submitted from His Worship the Mayor.

(Planning Advisory Committee)

MOVED by Alderman Hanson, seconded by Alderman Jeffrey that the following be appointed to the Planning Advisory Committee for terms expiring on October 31, 1982:

Aldermen Doris Maley, Ron Cromwell, Nick Meagher,
Nancy Wooden, and Don LeBlanc.

Motion passed.

(Heritage Advisory Committee)

MOVED by Alderman Hanson, seconded by Alderman Flynn that the following appointments to the Heritage Advisory Committee for terms to expire on October 31, 1982, be approved:

Ms. Donna MacKenzie	Ms. Savannah Williams
Miss Mary Wall	Mr. George Rogers
Mr. Gary Shutlak	Mr. Robert Stapelis
Cmdr. A. C. McMillin	Mrs. Joan Malay
Mrs. Maude Rosinski	Alderman N. P. Meagher
Mr. Daniel Potter	Alderman Don LeBlanc

Motion passed.

(Board of Health)

MOVED by Alderman Hanson, seconded by Alderman Cromwell that the following appointments to the Board of Health for terms to expire on October 31, 1982, be approved:

Alderman Graham Downey Alderman Alfred Hamshaw
Alderman Tom Jeffrey

Motion passed.

Pacific Street

The above item was added to the agenda at the request of Alderman Meagher who requested that the item be placed on the agenda of the next Committee of the Whole Council meeting and Mr. O'Connor be notified of the report and that the item is on the agenda.

Council
October 29, 1981

Amusement Centres

The above item was added to the agenda at the request of Alderman O'Malley who advised of two applications for amusement permits one of which was in Ward 5. Alderman O'Malley noted that the ordinance on automatic machines was presently under consideration by Council and MOVED that Council establish a moratorium for permits on amusement centres until such time as the Ordinance is in place.

The City Solicitor advised that such a Motion was not valid and presented the reasons therefor. The City Solicitor, in referring to the last meeting when the subject was discussed, advised of a meeting which was held with the industry and of others planned in an attempt to rectify problems experienced. The City Solicitor advised that a report was being prepared for release tomorrow on the subject.

Discussion ensued and Alderman O'Malley in referring to the pending application and Council's consideration of the Ordinance, suggested that his attempt to explain to the residents that the industry will police itself, was not a practical solution to the problem. The City Solicitor then suggested that Council proceed with a Bylaw that will achieve the results desired by Council.

Alderman O'Malley questioned whether it was possible to remove such centres from certain areas through the Zoning Bylaw, and the City Solicitor replied in the affirmative but noted that if an application has already been made, it would be too late to change the law to apply to such an application.

Further discussion ensued and the City Solicitor suggested that he meet with the two Aldermen in the Wards for which application for a permit has been made to determine if there is a practical way of dealing with the matter, and Alderman O'Malley indicated that such a meeting should be held.

MOVED by Alderman Maley, seconded by Alderman Cromwell that the Planning Advisory Committee be requested to look at the creation of a special zone and establish such zones across the Municipal Plan wherein, and only wherein, amusement centres may be established, and advise Council on its decision in the matter.

Motion passed.

Recreation Department

The above item was added to the agenda at the request of Alderman Jeffrey who advised that at a recent meeting of the Recreation Committee, it was decided to hold public meetings in various areas of the City at which time representatives of the department would be in attendance as well as the Aldermen for the areas in question. Alderman Jeffrey advised that the purpose of the meetings was to make citizens more aware of the programs available to them, to receive citizen input, and to identify problem areas.

Alderman Jeffrey advised that public advertisements were proposed to take place and noted that each member of Council has received a schedule of the proposed meetings.

Discussion ensued on the matter with views being expressed both in favour of and in opposition to the proposal.

Deputy Mayor Clarke suggested that the proposed meetings should be cancelled and the Recreation Department meet with members of Council at a Committee of the Whole Council meeting to explain the reasoning behind the proposal.

MOVED by Deputy Mayor Clarke, seconded by Alderman Wooden that the Recreation Department be advised that the Aldermen are not able to meet the demands of the letter of October 27, 1981 and further, invite the Director of Recreation, if he so chooses, to meet with members of Council to explain the purpose of the letter.

Alderman O'Malley said that regardless of how the vote goes, he would like to extend an invitation to the Director of Recreation through Aldermen Cromwell and Jeffrey, to meet with the residents of Ward 5 on a scheduled evening.

Alderman Cromwell made the suggestion that the Recreation Department could contact each Alderman by telephone and for those who are interested, a meeting could be set up in their particular Ward.

Deputy Mayor Clarke, with the agreement of the Seconder, withdrew his Motion and advised that he would leave the matter to be handled in accordance with the suggestion by Alderman Cromwell, to which Council agreed. Deputy Mayor Clarke suggested that the proposed advertisements should be cancelled.

Ordinance No. 3

The above item was added to the agenda at the request of Alderman Flynn who, in referring to Ordinance No. 3, the Streets Ordinance, noted that Halifax is a City of trees. Alderman Flynn suggested the citizens should be made aware of their responsibility under the Ordinance and proceeded to read from Section 32 of the Ordinance dealing with the matter. Alderman Flynn said he would like to see the matter of residents' responsibility under the Ordinance publicized.

11:55 P. M. - Meeting adjourned.

HEADLINES

Minutes	306
Approval of the Order of Business, Additions & Deletions	306
The Unveiling of the Churchill Plaque	307

DEFERRED ITEMS:

Heritage Hearings	307
Kencrest Avenue	309

REPORT - FINANCE & EXECUTIVE COMMITTEE:

Expropriation Settlement - 506 Herring Cove Road	310
Possible Sale of Lands, Dunbrack Street at Poss Street (Falcon Place)	310
Possible Acquisition - Portion of 36 Margaret Road	311
Proposal - St. Mary's University Sports Field	311
Possible Acquisition - Portion of 6385 South Street	311
Makeup of Interim District School Board	311
Local Improvement Charges - Metro Centre	312
Tender No. 81-115 - Three Only, 6000 L-Pumpers - Halifax Fire Department	312
Arms of the City of Halifax - Ordinance No. 101	312
Moratorium	313
Proposed Amendments to Ordinance No. 116, the Taxi Ordinance - Schedule Rates	313

REPORT - COMMITTEE ON WORKS:

Renaming of Streets - Dutch Village Road and Joseph Howe Drive	314
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REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS & COMMISSIONS:

Proposed Administrative Order No. 2 - Halifax Fire Department - SECOND READING	315
--	-----

REPORT - CITY PLANNING COMMITTEE:

Case No. 4086 - Modification of Lot Frontage, Lot Area, and Front Yard at 592 Tower Road	315
Case No. 4041 - Modification of Lot Area - Lot 32, Jackson Avenue	315
Case No. 4085 - Lot Consolidation, Lands of the Royal Canadian Legion	316
Zoning Bylaw - Lot Sizes - SET DATE FOR PUBLIC HEARING	316
Planning Advisory Committee - Quorum	316
Appointment - Planning Advisory Committee	316
NIA 11 - Appointment of Architect	317
Case No. 3968 - Agreement - 5575-89 Morris Street	317

MOTIONS:

Amendment to Ordinance No. 116, the Taxi Ordinance - FIRST READING	318
--	-----

MISCELLANEOUS BUSINESS:

Rescheduling of Meetings - December 23, 1981, Committee of the Whole Council, AND December 31, 1981, City Council	318
---	-----

QUESTIONS:

Question Alderman Downey Re: Tax Sale - Procedure	318
Question Alderman Downey Re: Boarded-up Buildings, Fuller Terrace	319
Question Alderman Crowell Re: Miss Canada Pageant, Cynthia Francis	319
Question Alderman Jeffrey Re: Daily News	319

Council
October 29, 1981

Question Alderman Jeffrey Re: Refuse Collection	319
Question Alderman Jeffrey Re: Travel Allowance	319
Question Alderman Hanson Re: Neighbourhood Watch Program ...	319
Question Alderman O'Walley Re: Request for Report - Seaview Park	320
Question Alderman LeBlanc Re: Canopy, Scotia Square	320
Question Alderman LeBlanc Re: Landscaping - Cunards	320

NOTICE OF MOTIONS:

Notice of Motion of Rescission, Alderman Flynn Re: Local Improvement Policy - Part	320
Notice of Motion, Alderman O'Walley Re: Administrative Order #1	320

ADDED ITEMS:

Petition - Lacrosse Drive - Date for Public Meeting	320
Appointments - Board of Health & Heritage Advisory Committee, & Planning Advisory Committee	321
Facial Streets	321
Amusement Centres	322
Recreation Department	321
Ordinance No. 3 - Streets	323

WYMER RON WALLACE &
DEPUTY WYMER DANIEL CLARKE
CHAIRMEN

B. I. BIRNIE-BASSETT (Mrs.)
CITY CLERK

Date approved by City Council: _____

PUBLIC MEETING
FUTURE USE - CITY LAND
BELMONT-ON-THE ARM
MINUTES

Revised Copy

Council Chamber
City Hall
Halifax, Nova Scotia
November 2, 1981
7:40 p.m.

A public meeting to discuss the future land use of City land located at Belmont-on-the Arm was held at this time.

PRESENT: His Worship Mayor Ron Wallace, Chairman; Deputy Mayor Clarke and Aldermen Maley, Cromwell, Downey, O'Malley, and Wooden.

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

The meeting was called to order by the Chairman who advised of the purpose of the meeting and invited interested members of the public present to address the meeting on the matter. Prior to hearing from those present, the Chairman called upon the City Manager to give a brief summary of the subject.

The City Manager advised the meeting of the history of the land and the subdivision, referring to maps and sketches of the area. A staff report dated August 31, 1981 is part of the file. The City Manager further advised that one of staff's solutions to this problem would be to close the street and sell the subject land as an approved building lot.

Mr. Peter McDonough, representing Mrs. Gomar and Murty and their respective families, and in this case the abutting property owners, addressed members of Council and advised that his clients wished the land to be retained as a road reserve, as was the intention of 30 of the property owners of the area, as per a petition submitted to His Worship and members of Council prior to this meeting. Mr. McDonough advised his clients names did not appear on the petition, but they do comply with the wishes of the other residents.

Mr. McDonough also suggested his clients might lease the portion of land, maintain at their own expense, and at such time when a road was to be constructed, the lease would be forfeited.

Mr. McDonough advised of the previous report of a playground being erected on the property and noted that the portion of land was too small for the purpose of a playground, and such a playground would cause annoyance to the abutting neighbours.

Public Meeting
Future Land Use
Belmont-on-the Arm
November 2, 1981

Mr. McDonough responded to various questions from members of the Council.

Mr. Larry Freeman, 1127 Belmont on the Arm, addressed members of Council and advised that the residents wished the land to remain as a road reserve. Mr. Freeman spoke to the matter of leasing the land and suggested that it be a matter for a Public Hearing and not a Public Meeting.

Mr. Freeman responded to various questions from members of Council.

Mr. Max Gorelick, a resident of 1104 Belmont-on-the Arm, addressed members of Council, advising he was one of the original lot owners of the subdivision, was involved during subdivision negotiations, and felt that the lot of land should remain as originally designated, a road reserve.

Mr. Crawford Bain, a resident of 1124 Belmont - on-the Arm, addressed members of Council, reiterating previous speakers' remarks on the retention of the land as road reserve.

Ms. Iris Newman, 1060 Ridgewood Drive, Halifax, addressed members of Council, advised that she wished the land to remain as a second access road reserve.

Dr. Murty, one of the abutters to the property addressed members of Council, and briefly outlined the actions taken with regard to the problems this portion of land has been causing; advising of the playground activities which go on and the noise factor which this creates to his property. Dr. Murty advised that a second access to the subdivision was needed and the present bridge was in bad condition.

Mr. John D. Rideout, a resident of 1150 Belmont-on-the Arm, addressed members of Council, advising of the need of a second access to the subdivision and requested the City to require the C.N.R. to maintain the bridges to an acceptable state and develop the second access.

Mr. Rideout responded to various questions from members of Council.

The Chairman advised of correspondence and requests to the C.N.R. on behalf of the condition of the bridges and further noted that repair work has begun on some of these bridges. The Chairman also advised that a report from the C.N.R. with regard to the state of such bridges stated that all were in good condition.

With regard to the development of a second access to the subdivision, the City Manager advised that, if the residents so wished, they may petition the City to have such

Public Meeting
Belmont-on-the Arm
November 2, 1981

work to be done under Local Improvement Charges.

Dr. Goomar, one of the abutters to the property, addressed members of Council, advising of the situation, and that his property has been up for sale with no buyers over the past three years. Dr. Goomar advised of the noise due to the children playing on the lot and requested police protection in the area. Dr. Goomar suggested that a sign advising 'City Property' be erected on the lot so that the Police Department can enforce. Dr. Goomar concluded with the comment that he wanted the misuse of the land to stop.

Mr. Ralph Davis, a resident of 1093 Belmont-on-the Arm, addressed members of Council and objected to the possibility of the lot being offered for sale.

Mrs. S. Goomar, 1113 Belmont-on-the Arm, addressed members of Council, advising that due to the children using the lot as a playground, she was not able to enjoy her backyard and unable to open the windows due to the noise created. Mrs. Goomar also noted that two other vacant lots in the subdivision were not being used as a playground.

Mrs. S. Chernin, 1033 Belmont-on-the Arm, addressed members of Council, advising that she lived next door to the previously mentioned vacant lot and stated that children could use the lot to play if they so wished.

Alderman Maley thanked those present for presenting their views and advised that after discussions and legal advise, she would be forwarding a resolution to Council on the matter.

His Worship advised that the decision passed on the information presented would be available for the citizens.

In response to a question on the matter of leasing the land, the City Solicitor advised that public notice would be given with regard to any discussions on the leasing of this property.

There were no other persons present wishing to address the meeting.

Correspondence from the area residents along with a petition containing 30 signatures supporting the retention of the future access road have been received, circulated to members of Council and staff, and are a part of this meeting file.

His Worship, on behalf of all members of Council, thanked the residents for their participation and views.

Public Meeting
Belmont-on-the-Arm
November 2, 1981

9:15 p.m. - There being no further business,
the meeting adjourned.

HEADLINES

Future Land Use, City Owned Land, Belmont-on-the-Arm 1

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

/w

Algeed

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Council Chamber
City Hall
Halifax, Nova Scotia
November 4, 1981
7:50 p.m.

A Special Meeting of Halifax City Council was held at this time.

PRESENT: His Worship Mayor Ron Wallace, Chairman, Deputy Mayor Clarke and Aldermen Maley, Downey, Meagher, Wooden, Jeffrey and LeBlanc.

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

The Chairman called the meeting to order, and members of Council attending joined the City Solicitor in reciting the Lord's Prayer.

Case No. 4029, Contract Development, 1200 Tower Road

A public hearing into the above matter was held at this time. A staff report dated August 27, 1981 is part of this file.

Mr. E.B. Algee, Development Officer, with the aid of maps and sketches, advised members of Council that this application was to permit the occupancy of approximately 1,200 square feet of the ground floor at 1200 Tower Road as office space. Mr. Algee pointed out that all aspects of the Municipal Development Plan guidelines, the South End Detailed Area Plan and the proposed amendments to the Zoning Bylaw with regard to this application have been reviewed and this matter meets the intents of such plans. Mr. Algee advised that it was staff's recommendation that this application be approved.

Mr. Ron Prime, Manager, Armour Development Ltd., addressed members of Council in support of this application, advising the space has been vacant since the building was completed two years ago and stated the wish of the applicant was to lease this space for office use.

Mr. Prime responded to various questions from members of Council.

There were no other persons present wishing to address members of Council either in support of or in opposition to the application.

There has been no correspondence received on behalf of this application.

Special Council
Public Hearings
November 4, 1981

MOVED by Alderman Maley, seconded by Alderman Downey the matter be forwarded to the next regular meeting of Halifax City Council without recommendation. Motion passed.

Case No. 4075, Contract Development, Lot 9, Block C - Willow Street

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

Mr. E.B. Algee, Development Officer, with the aid of sketches and maps, explained this application to members of Council. Mr. Algee noted that the reason for this application was because the lot size did not meet today's minimum lot size requirements of 4,000 square feet. Mr. Algee stated the lot size in this case was 3,300 square feet. Mr. Algee advised that it was staff's recommendation that the application be approved as it is the only single family lot in the area and most other lots in the area are the same size, and further the application meets the guidelines of the Municipal Development Plan. Mr. Algee responded to various questions from Council.

Mr. Stan Smith, the lot owner, addressed members of Council, stating he was the owner and had nothing further to add to the earlier presentation.

There were no other persons present wishing to address Council in support of or in opposition to the application.

There has been no correspondence submitted in this matter.

MOVED by Alderman Neagher, seconded by Alderman Jeffrey the matter be forwarded to the next regular meeting of City Council without recommendation. Motion passed.

Case No. 4016, Zoning Bylaw Amendment - Schedules "G" and "J"

This matter was a part of tonight's agenda.

His Worship advised of an information item which advised the application can not be heard, due to an error in the timing of the advertisement, and thus the public hearing will be held on November 18, 1981.

Case No. 4035, Application for Contract Development and Lot Consolidation, Lot H-2, Bauer Street

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

Special Council
Public Hearings
November 4, 1981

Mr. E.B. Algee, Development Officer, with the aid of sketches and maps, addressed members of Council on this application, explaining the application was for permission to construct a pair of two-bedroom semi-detached dwelling units on the site which is zoned R-3, Multiple Dwelling Zone. Mr. Algee advised of the small lot size, noting of the request for a reduction in the front yard setback for the proposed building and a reduction in the lot area for the proposed Lot H-3. A lot consolidation is also necessary to create Lot H-3.

Mr. Algee stated that the application was reviewed in light of the guidelines of the Municipal Development Plan and it meets the draft Area Plan for the area which proposes an P-2A zone; and staff recommend that the modifications be granted and the application approved.

Mr. Algee responded to various questions from members of Council.

There were no persons present wishing to address Council in support of or in opposition to the application.

No correspondence has been received on behalf of this application.

MOVED by Alderman Downey, seconded by Alderman Jeffrey the matter be forwarded to the next regular meeting of Halifax City Council without recommendation. Motion passed.

Case No. 4082, Modification of Lot Area, Grant Street

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

Mr. E.B. Algee, Development Officer, with the aid of sketches, addressed members of Council on this application and briefly reviewed the contents of the staff report dated September 2, 1981. Mr. Algee pointed out the lot became available as a result of the closure of Stanhope Street and this lot is proposed to be sold for a single-family building lot.

Mr. Wilson Coolen, the abutter on the east side of the lot, addressed members of Council, giving details of his negotiations with staff since he bought his property in 1950. Mr. Coolen advised that an agreement between the City of Halifax and himself at the time of the street closure allowed for access to the rear of the property, along with the provision that a garage be repositioned.

Mr. Coolen responded to various questions from members of Council.

Special Council
Public Hearings
November 4, 1981

The City Manager advised that since the street was closed and not needed for a street, staff felt that some other family might live in the area, providing that Mr. Coolen is given the right of way to the land.

Mr. Luke Tripp, the abuttor on the opposite side to the property, addressed members of Council, advising that at the present time he shared a driveway. Mr. Tripp stated that one of his neighbours is living seven feet away from his property and if this proposal were approved, the neighbour on the other side would be eight feet away. Mr. Tripp advised of the inavailability of open space and felt the area was now overcrowded. Mr. Tripp advised further that Mr. Coolen, the other abuttor, and himself, had agreed to share the property and were interested in purchasing the land in question for a fair market value. Mr. Tripp concluded that the abuttors were strongly opposed to a house being built on the lot.

His Worship requested the City's Policy in selling land in this situation.

The City Manager advised that in normal circumstances, if the land was not capable of being built upon, the first choice is given to the abuttors.

The City Solicitor advised that the policy has been to sell land by tender and referred to Section 400 of the City Charter which does not restrict the sale of land by tender only but by any other manner, provided that market value is received for the land.

Alderman Maley advised of a petition submitted from the area residents stating no objection to the land being sold to the abuttors.

Mrs. Fiona Tripp, an abuttor, advised of the difficulty encountered with the shared driveway, stating it was impossible to get a vehicle down the driveway.

Alderman Maley requested information on the situation of shared driveways on both sides of a property, to which the City Manager responded that a report would be prepared.

Mr. Peter MacDougall, a resident of Grant Street, addressed members of Council and supported the idea that the land be sold to the abuttors at a fair market value. Mr. MacDougall further stated that another house and car would crowd the neighbourhood and open space was needed.

Mr. Norwal Balch, a neighbour, addressed members of the Committee, supporting the view that another family, house and car would not be in the best interest of the neighbourhood, since open space is limited.

Special Council
Public Hearings
November 4, 1981

There were no other persons present wishing to address members of Council either in support or in opposition to the proposal.

A petition containing approximately 22 signatures was submitted on September 23, 1981 and circulated to members of Council and staff.

There was no other correspondence submitted on the matter.

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

Closure of a Portion of North Street

A supplementary staff report dated October 30, 1981 was submitted.

The City Manager asked Council's approval to add this item to the agenda due to the urgency in the matter.

MOVED by Alderman LeBlanc, seconded by Alderman Wooden that Council grant permission to the Department of National Defence to enter on the North Street lands, prior to their actual conveyance, for purposes of construction. Motion passed.

Award of Tender No. 81-21 - School Avenue Cul-de-Sac

At the meeting of the Committee on Works, it was agreed that this item be added to the agenda of this Special Meeting of Council.

MOVED by Alderman Jeffrey, seconded by Alderman Maley, as recommended by the Committee on Works, City Council award Tender No. 81-21 for Projects, Materials or Services for School Avenue Cul-de-Sac to Standard Paving Mar. Ltd. for the unit prices quoted; project funds to be authorized from Account C3048 C3022; with funding transfers to be approved as shown on the staff report dated November 4, 1981. Motion passed.

8:50 p.m. - There being no further business, the meeting adjourned.

HEADLINES

Case No. 4029, Contract Development, 1200 Tower Road	326
Case No. 4075, Contract Development, Lot 9, Block C, Willow Street	327
Case No. 4016, Zoning Bylaw Amendment - Schedules "G" and "J".	327
Case No. 4035, Application for Contract Development and Lot Consolidation, Lot H-3, Bauer Street	327

Special Council
Public Hearings
November 4, 1981

Case No. 4082, Modification of Lot Area, Grant Street	328
Closure of a Portion of North Street	330
Award of Tender No. 81-21-School Avenue Cul-de-Sac	330

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____

/wc

CITY COUNCIL
MINUTES

10001
Council Chamber
City Hall
Halifax, N. S.
November 12, 1981
8:00 P. M.

A meeting of Halifax 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 Clarke, and Aldermen Maley, Cromwell, Downey, Meagher, O'Malley, Wooden, Jeffrey, LeBlanc, Flynn, and Hamshaw.

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

MINUTES

Minutes of the previous meeting were approved on Motion by Alderman Cromwell, seconded by Alderman Downey.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

- 10.11 - Possible Acquisition of Lands, Mainland South,
Multi-Services Centre
- 20.1 - Amendment to the Zoning Bylaw - Amusement Centres -
SET DATE FOR PUBLIC HEARING
- 20.2 - Helicopter Landing - Halifax Waterfront
- 20.3 - Appointments

And, to defer to the next regular meeting of the Committee of the Whole:

- 17.1 - Board of School Commissioners - Request for Additional
Funds - Capital out of Revenue
- 17.2 - Board of School Commissioners - Request for Funds -
Pre-feasibility Study

At the request of Alderman Maley, Council added:

- 20.4 - Belmont on the Ave

At the request of Alderman Meagher, Council added:

- 20.5 - Sidewalk Removal on North Street between Gladstone
and Clifton Streets
- 20.6 - Insurance Claims

Council
November 12, 1981

At the request of Alderman O'Malley, Council added:

20.7 - Public Hearing to Consider Changes in Zoning Bylaw

At the request of Alderman Jeffrey, Council added:

20.8 - Halifax Athletic Commission

At the request of Alderman LeBlanc, Council added:

20.9 - Transit Shelters - Barrington Street

20.10 - City Hall Restoration Program

MOVED by Alderman Jeffrey, seconded by Alderman Flynn
that the agenda be approved, as amended.

Motion passed.

Appointment - Deputy Mayor

Deputy Mayor Clarke advised that he wished to speak to the appointment of a new Deputy Mayor for the City of Halifax. Deputy Mayor Clarke advised that he is pleased to have served in the capacity of Deputy Mayor during the past year and expressed thanks to Council and the citizens of Halifax.

MOVED by Deputy Mayor Clarke, seconded by Alderman Wooder
that Alderman Doris Maley be appointed as the new Deputy Mayor for the
City of Halifax.

Motion passed.

Deputy Mayor Maley expressed appreciation to Council and advised it was a great honor to be appointed. Deputy Mayor Maley advised that she would do her best to fulfill the duties of Deputy Mayor which have been filled so well during the past year.

His Worship expressed appreciation to Alderman Clarke for an outstanding job in the position during the past year and advised that he looked forward to working with Deputy Mayor Maley during the coming year.

DEFERRED ITEMS:

Case No. 4029 - Contract Development - 1200 Tower Road

A public hearing was held into the above matter on
November 4, 1981.

Council
November 12, 1981

MOVED by Deputy Mayor Maley, seconded by Alderman LeBlanc
that City Council approve an amendment to the existing contract
development approved by City Council on September 12, 1979, for the
property at 1200 Tower Road by inserting the words: "The Developer
shall be permitted offices containing approximately 1200 sq. ft. of
floor area on the first floor of the building located on the lands
described in Schedule "A" hereto in conformity with Plan No. P200/
10380 of Case No. 4029, filed in the City of Halifax, Development
Department" as Section 2(a).

The City Clerk advised that Aldermen Crowwell, O'Malley,
Hanson, Flynn, and Hamshaw were not in attendance at the public
hearing.

The Motion was put and passed with Aldermen Crowwell,
O'Malley, Flynn, and Hamshaw abstaining.

Case No. 4075 - Contract Development - Willow Street

A public hearing was held into the above matter on
November 4, 1981.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey
that the application for contract development, under Section 83,
Schedule "C" of the Zoning Bylaw (Peninsula Area) to permit the
construction of a single family dwelling on Lot 9 of Block "C", be
approved subject to the owner entering into an agreement containing
the terms and conditions set out in the draft agreement attached to
the staff report dated August 25, 1981, as Appendix "A".

The City Clerk advised that Aldermen Crowwell, O'Malley,
Hanson, Flynn, and Hamshaw were not present at the public hearing.

The Motion was put and passed with Aldermen Crowwell,
O'Malley, Flynn, and Hamshaw abstaining.

Case No. 4035 - Contract Development - 2019 & 2031 Bauer Street

A public hearing was held into the above item on
November 4, 1981.

MOVED by Alderman Downey, seconded by Deputy Mayor Maley
that City Council grant:

1. The application for lot consolidation to create Lot H-3 as
shown on Plan No. P200/10500 of Case No. 4035; and
2. The application for contract development to permit the
construction of a pair of semi-detached dwelling units on
Lot H-3 as shown on Plan No. P200/10292, subject to the applicant
entering into an agreement containing the terms and conditions
as set out in the draft agreement attached to the staff report
dated August 31, 1981.

Council
November 12, 1981

The City Clerk advised that Aldermen Cromwell, O'Malley, Hanson, Flynn, and Hamshaw were not present at the public hearing.

The Motion was put and passed with Aldermen Cromwell, O'Malley, Flynn, and Hamshaw abstaining.

Case No. 4082 - Modification of Lot Area - Grant Street

A public hearing was held regarding the above item on November 4, 1981. A supplementary report of November 10th was submitted.

Deputy Mayor Maley spoke to the item and MOVED, seconded by Alderman Wooden that the matter of the modification of lot area of the land formerly a part of Stanhope Street, be deferred until staff obtain appraisals of the land and negotiate with the abutting owners on Grant Street to determine if they wish to purchase the land on the basis of those appraisals, and that a staff report be submitted to Council listing the appraisals.

Following a discussion, the Motion was put and passed.

Case No. 3965 - Agreement - 5575-88 Morris Street

The above item was forwarded to this meeting without recommendation from the November 4th meeting of the City Planning Committee.

A supplementary staff report dated November 9, 1981, was submitted as well as a supplementary information report dated November 12, 1981, from the City Solicitor.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that the contract agreement be entered into as is outlined in the supplementary staff report dated November 9, 1981.

A discussion ensued on the matter and the City Clerk advised that Alderman Jeffrey was not in attendance at the public hearing which was held on August 19th.

The Motion was put and passed with Alderman Jeffrey abstaining.

Kemper Avenue

The above item was deferred to this meeting from the October 29th meeting of City Council. An information report dated November 5, 1981, was submitted.

Alderman O'Malley referred to the information contained in the latest report, and MOVED that the item be deferred to the next regular meeting of City Council which was seconded by Alderman Clarke.

Motion passed.

MOTIONS OF RESCISSION:

Motion Alderman Flynn Re: Local Improvement Policy

At the last regular meeting of City Council, Alderman Flynn presented a Notice of Rescission with respect to Section 3.2 (g) and (h) of the Local Improvement Policy.

Alderman Flynn spoke to the matter outlining his reasons for the proposed rescission and MOVED, seconded by Alderman O'Malley that Section 3.2 (g) & (h) of the Local Improvement Policy pertaining to renewal of sidewalks, curbs, and gutter renewals, be rescinded.

Following a discussion and questioning of staff, it was MOVED by Alderman Jeffrey that the item be deferred until Council receives a report outlining the costs to the City and citizens as a result of the Motion. There was no seconder to the Motion to defer.

Further discussion and questioning ensued and Deputy Mayor Maley suggested the subject was one which should be considered during budget time. MOVED by Deputy Mayor Maley, seconded by Alderman Jeffrey that the item be deferred until the budgeting process.

The Motion to defer was put and passed.

REPORT - FINANCE & EXECUTIVE COMMITTEE:

Council considered the report of the Finance and Executive Committee from its meeting held on November 4, 1981, as follows:

Proposed Lease Extension, City of Halifax Offices -
337 Herring Cove Road

MOVED by Alderman Warden, seconded by Alderman Jeffrey that Council accept the offer of Robert and Anna Daniels to extend the City's lease at 337 Herring Cove Road, and that the Mayor and City Clerk be authorized to execute a new lease similar to the existing lease on these premises with the following changes:

1. The term of lease in Clause 2 to be May 1, 1982 to April 30, 1983;

2. The annual rent in Clause 3 to be \$17,944.75 per year payable in monthly installments of \$1,495.40 commencing on May 1, 1982;

3. Clause 21 to be removed and replaced substantially as follows:

"Clause 12 of this lease notwithstanding, the Lessor grants to the Lessee the right to remain in possession of the Demised Premises after the term of this lease without objection by the Lessor for up to one further year at the same rent, and the conditions of Clause 12 shall otherwise apply."

Motion passed.

Council
November 12, 1981

Possible Acquisition - Enlarged Street Reserve,
Adjacent Dickson Avenue, Rockingham

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Hanshaw, seconded by Alderman Wooden
that the lands of Hartley B. Robinson, known as the residue of Lot 78, Dickson Avenue, be purchased for \$3,000 as settlement in full, funds being available from Account Number 246 901 (Sale of Land Account), subject to approval of the Minister of Municipal Affairs.

Motion passed.

Possible Expropriation Settlement - Parcel 108A, Dunbrack Street

MOVED by Alderman Jeffrey, seconded by Alderman Clarke
that, as recommended by the Finance & Executive Committee, the expropriation of the land shown as Parcel 108-A, Plan TT-19-20906, be settled for \$32,710 plus 6% simple interest on \$26,750 from April 30, 1975, to March 1, 1976; and on \$12,237, from March 2, 1976, to date of settlement; funds can be made available from Account No. 227418 20500 EN016 (Dunbrack Street - Purchase of Property).

Motion passed.

Family Units of Public Housing

MOVED by Alderman Downey, seconded by Alderman Heacher
that, as recommended by the Finance & Executive Committee, Council approve the designation agreement and authorize the Mayor and City Clerk to sign the agreement on behalf of the City.

Motion passed.

Site Planning and Market Value of Properties at Uniacke Square

MOVED by Alderman Wooden, seconded by Deputy Mayor Maley
that, as recommended by the Finance & Executive Committee, Council:

1. Approve the market value for the lands suggested by Canada Mortgage and Housing Corporation and the method of establishing the market value of the existing buildings.
2. Approve the Purchase and Sales Agreement, Appendix "A" attached to the staff report dated October 26, 1981, and authorize the City Clerk to execute same on behalf of the City of Halifax.

Motion passed.

Council
November 12, 1981

Social Rehabilitation Program Fund

MOVED by Alderman Weagher, seconded by Alderman Hamshaw
that, as recommended by the Finance & Executive Committee, City
Council approve of the following expenditures to be made in 1982:

Item	Approved 1981	Estimated to be spent 1981	Gross requested 1982	Estimated Recoveries 1982	1982 Net Expenditures From Fund
1. Start up Grant for Group Home	15,000	-	30,000	-	30,000
2. Day Program for Mentally Retarded	25,000	25,000	20,000	-	20,000
3. Day Program Homeless Men	-	-	43,000	32,250	10,750
4. Night Shelter Homeless Men	39,000	32,000	60,000	45,000	15,000
5. Vocational Rehabilitation	-	-	150,000	-	150,000
6. Luncheon Program for Senior Citizens	-	-	25,000	-	25,000
7. Assessment and Referral	-	-	25,000	-	25,000
8. Unspecified	43,000	4,000	-	-	-
9. Roof Repairs & Electrical Wiring	30,000	30,000	-	-	-
10. Housing Outreach	73,000	12,000	-	-	-
			337,000	37,250	373,750

(Possibly only \$126,000
depending on cost-
sharing)

Following a discussion and questioning of the Social
Planner, the Motion was PASSED UNANIMOUSLY.

Council
November 12, 1981

Tender No. 81-126 - Reinforced Concrete Dry Privies -
Chocolate, Kidston, and Kearney Lakes

MOVED by Alderman Hamshaw, seconded by Alderman Wooden
that, as recommended by the Finance & Executive Committee, the
following be approved by City Council:

1. Tender #81-126 for Reinforced Concrete Dry Privies be awarded to Sun Construction Ltd., 109 Kearney Lake Road, Halifax, Nova Scotia for the unit prices quoted.
2. Project funds be authorized from Account FA056.
3. Funding transfers be approved as shown in the staff report dated October 21, 1981.
4. And that the Alderman for the areas in question be involved in their location.

Motion passed.

Proposal - St. Mary's University Sports Field

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc
that, as recommended by the Finance & Executive Committee, the item
be considered at Capital Budget time and that it be considered at a
time when Council is looking at the total picture of recreation
across the City, and all the needs of the total City.

MOVED in Amendment by Alderman Jeffrey, seconded by
Alderman Meagher that the Motion be amended by an addition to the
effect that the capital budget of the Recreation Department be
brought forward at an early as possible date so that the matter can
be dealt with.

A lengthy discussion ensued following which the Motion
in amendment was put and lost.

Alderman Cromwell noted that at the Committee of the Whole Council meeting, he requested that a report be submitted with respect to savings to the City as a result of the proposal, and asked if such information could be available at budget time.

Alderman Flynn said he would like to receive information from the Recreation Department with respect to the costs which would be involved if the Department were required to rent the facility from the University and what the costs per hour would be on the total hours.

The Main Motion was put and passed.

Alderman Meagher left the meeting at this time.

Halifax Commission on City Government

MOVED by Alderman Cromwell, seconded by Deputy Mayor Maley that, as recommended by the Finance & Executive Committee, authorization be made under Section 20(1) of the City Charter to provide for an expenditure of funds of up to \$40,000 in 1981 and that direction be given to provide for the balance of the projected expenditures in the General Government Budget of the City in 1982.

Alderman LeBlanc spoke against the proposal to engage a professional and the associated expenditure of funds as part of the process.

Following a discussion, the Motion was put and passed with Alderman LeBlanc against.

FA038 - Nery Sullivan Property

The above item was forwarded to City Council without recommendation.

Alderman O'Malley spoke to the item and the Acting City Manager responded to questions put forth.

Alderman Meagher returned to the meeting.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Phase I, lighting of the Nery Sullivan Multi-purpose court, be proceeded with and that Phase II, lighting of the softball/soccer field be tabled pending Council's decision as regards St. Mary's University Astro-turf lighting.

Motion passed.

Possible Acquisition of Land, Marland South Multi-Service Centre

The above item was added to the agenda at the request of the City Clerk during the approval of the Order of Business as the item had been inadvertently left off the agenda.

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

1. Council authorize purchase of the lands of John A. Kidston, as referenced, for the sum of \$70,000; funds are available in the Sale of Land Account;
2. Council authorize purchase of the lands of Reverend Neil Bergman, as referenced, for the sum of \$2,000; funds are available in the Sale of Land Account;
3. Council authorize purchase of the lands of Food City Limited, as referenced, for the sum of \$11,000; funds are available in the Sale of Land Account;

Council
November 12, 1981

4. Council authorize negotiations with the owners of Thornhill Subdivision or its successors for purchase of the lands referenced at a maximum price of \$1,000; funds to be made available from the Sale of Land Account;
5. With respect to the staff recommendation to authorize tenders for demolition of the G. F. Butler School upon its takeover by the City, a further report be submitted from staff concerning the G. K. Butler School before any action is taken; and
6. Council authorize negotiations with the Province of Nova Scotia and other interested organizations towards cost-sharing arrangements for the construction and operation of a community building in the Mainland South Area.

Motion passed.

Council
November 12, 1981

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on November 4, 1981, as follows:

Renaming of Streets - Dutch Village Road and Joseph Howe Drive

MOVED by Alderman Flynn, seconded by Alderman Jeffrey,
as recommended by the Committee on Works, the issue be dropped.

Motion passed.

REPORT - SAFETY COMMITTEE

Council considered the report of the Safety Committee from its meeting held on November 4, 1981, as follows:

Neighbourhood Watch

MOVED by Alderman O'Malley, seconded by Deputy Mayor
Maley that City Council encourage active participation in the
Neighbourhood Watch Program by sponsoring public meetings and
making information available at City Hall, libraries and schools.

Following a brief discussion, the Motion was put and
passed.

REPORT - COMMITTEE OF THE WHOLE COUNCIL, BOARDS AND
COMMISSIONS

Amendment to Ordinance No. 116, the Taxi Ordinance - SECOND
READING

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw
that the amendment to Ordinance No. 116, the Taxi Ordinance,
be read and passed a SECOND TIME; and further that the proposed
amendment as Proposal 1, Schedule 1, attached to the report
of the Taxi Commission dated October 16, 1981, be approved.

Deputy Mayor Maley requested that the Taxi Commission look into the various matters raised at previous meetings regarding the industry and its personnel.

The Motion was put and lost with Aldermen Meagher,
O'Malley, Clarke, Wooden and LeBlanc voting against.

MOVED by Alderman O'Malley, seconded by Alderman
LeBlanc that the amendment to Ordinance No. 116, the Taxi
Ordinance be read and passed a SECOND TIME; and further that
the proposed amendment be the amount of \$1.30 initial charge,
be substituted for a \$1.20 initial charge, as provided for in
Proposal One as attached to the report dated October 16, 1981.

Council
November 12, 1981

Alderman O'Malley referred to the matter and advised that no information regarding comparative surveys had been circulated to members of Council, expressing the view that such information would be helpful.

The Motion was put and passed.

Recommendation - Police Commission

A report dated November 12, 1981 from the Secretary, Board of Police Commissioners was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman Cronwell that staff be requested to review the Green Report Recommendations and report to Council with their recommendations regarding action on this matter.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on November 4, 1981, as follows:

Case No. 3654, Modification of the Zoning Bylaw Requirements, 3419-21 Rowe Avenue

MOVED by Alderman Flynn, seconded by Alderman LeBlanc, as recommended by the City Planning Committee, the application for modification of the Zoning Bylaw requirements concerning lot frontage, lot area and side yard under Section 15 of the Zoning Bylaw to permit the conversion of 3419-21 Rowe Avenue to three units, be refused by City Council.

Following a brief questioning on the matter, the Motion was put and passed.

Peninsula Transportation Study - Review of Principal Street Network

This item was referred to City Council without recommendation.

Alderman Woodman spoke to the matter of the unaccepted streets and asked that staff be prepared to provide information on items 3, 5 and 6 in the report dated October 13, 1981, and suggested that further discussion on the report is necessary.

Council
November 12, 1981

MOVED by Alderman Wooden, seconded by Alderman Clarke that the matter be referred to the next Committee of the Whole meeting.

Motion passed.

Referral of Major Development Applications - TO BE TABLED

The above item was forwarded to City Council without recommendation.

MOVED by Deputy Mayor Maley, seconded by Alderman Clarke that this matter be referred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

Case No. 4010- Contract Development and Lot Consolidation,
5518-26 Clyde Street

The above item was referred to City Council without recommendation.

MOVED by Alderman Crowwell, seconded by Deputy Mayor Maley that a date be set for a Public Hearing to consider the application for lot consolidation and contract development for 5518-26 Clyde Street. Motion passed.

The City Clerk advised that the date set for this public hearing was WEDNESDAY, DECEMBER 9, 1981 at 7:30 p.m. in the Council Chamber.

Case No. 4055 - Contract Development and Lot Consolidation,
1120 Queen Street

The above item was forwarded to City Council without recommendation.

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw that City Council set a date for a public hearing to consider the application for contract development and lot consolidation, to permit the construction of a one-storey grocery store, consisting in two buildings on one lot, lands of Sobey's Leases Properties Limited, 1120 (Block C-1) Queen Street, as shown on Plan No. P200/10663 of Case No. 4055.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, DECEMBER 9, 1981 at 7:30 p.m. in the Council Chamber.

Council
November 12, 1981

Case No. 4068 - Contract Development, 1468 Brenton Street

The above item was forwarded to City Council without recommendation.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that City Council set a date for a public hearing to consider the lot consolidation application to create Lot "H" and the contract development application to permit the addition to and the occupancy of 1468 Brenton Street as a restaurant/deli and one dwelling unit.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, DECEMBER 9, 1981 at 7:30 p.m. in the Council Chamber.

Case No. 4010- Contract Development and Lot Consolidation, 5518-26 Clyde Street

This matter was dealt with earlier in this meeting. Deputy Mayor Maley asked that the matter be referred to the Planning Advisory Committee for review and report, to which members of Council agreed.

Case No. 3802 - Resubdivision - Lands of Steven and Anthony Metlece, Connolly Street & Chebucto Road

The above item was referred to City Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman Clarke that City Council approve a resolution of non-objection to the approval of Lots A, B, C, and D as shown on Sketch 2 of the staff report dated October 23, 1981.

Motion passed.

Case No. 4083, Contract Development, 138 Old Sambro Road

The above item was forwarded to City Council without recommendation.

MOVED by Alderman Wooden, seconded by Alderman Clarke that City Council set a date for a public hearing to consider the contract development application to permit the construction of a 10-unit apartment building at 138 Old Sambro Road.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, JANUARY 6, 1982 at 7:30 p.m. in the Council Chamber.

Amended

Council
November 12, 1981

Letter of Request for a Meeting with the Chairman of the
Planning Appeals Board of the Nova Scotia Planning Act

This item was referred to City Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that City Council authorize that a letter be written to the Chairman of the Planning Appeals Board of the Nova Scotia Planning Act requesting a meeting so that points may be raised.

A lengthy discussion followed and suggestions as to whom the meeting would be held with were raised. Alderman O'Malley advised he had no difficulty meeting with any particular person or party suggested, and wished to be part of the group meeting.

Deputy Mayor Maley raised the matter of the changes which have taken place within the structure of the Planning Appeals Board and advised that the definition has been changed to read 'a grieved party'.

It was agreed that a meeting of a 'committee of Council' would be adequate to meet with the responsible party. Deputy Mayor Maley requested that a written report be submitted following this proposed meeting.

Motion passed with Deputy Mayor Maley and Alderman Wooden voting against.

MOTIONS

Motion Alderman O'Malley re: Administrative Order No. 1
the Halifax Police Department - SECOND READING

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Administrative Order No. 1, the Halifax Police Department be read and passed a Second Reading.

Motion passed.

MISCELLANEOUS BUSINESS

Board of School Commissioners - Request for Additional Funds
Capital out of Revenue

During the Approval of the Order of Business, Additions & Deletions, this matter was deleted at the request of the City Clerk.

It is also noted that the City Manager has requested that the above item be referred to the next meeting of the Committee of the Whole Council.

Amended

Council
November 12, 1981

Letter of Request for a Meeting with the Chairman of the
Planning Appeals Board of the Nova Scotia Planning Act

This item was referred to City Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that City Council authorize that a letter be written to the Chairman of the Planning Appeals Board of the Nova Scotia Planning Act requesting a meeting so that points may be raised.

A lengthy discussion followed and suggestions as to whom the meeting would be held with were raised. Alderman O'Malley advised he had no difficulty meeting with any particular person or party suggested, and wished to be part of the group meeting.

Deputy Mayor Maley raised the matter of the changes which have taken place within the structure of the Planning Appeals Board and advised that the definition has been changed to read ' a grieved party'.

It was agreed that a meeting of a ' committee of Council' would be adequate to meet with the responsible party. Deputy Mayor Maley requested that a written report be submitted following this proposed meeting.

Motion passed with Deputy Mayor Maley and Alderman Wooden voting against.

MOTIONS

Motion Alderman O'Malley re: Administrative Order No. 1
the Halifax Police Department - SECOND READING

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Administrative Order No. 1, the Halifax Police Department be read and passed a Second Reading.

Motion passed.

MISCELLANEOUS BUSINESS

Board of School Commissioners - Request for Additional Funds
Capital out of Revenue

During the Approval of the Order of Business, Additions & Deletions, this matter was deleted at the request of the City Clerk.

It is also noted that the City Manager has requested that the above item be deferred to the next meeting of the Committee of the Whole Council.

Council
November 12, 1981

Letter of Request for a Meeting with the Chairman of the
Planning Appeals Board of the Nova Scotia Planning Act

This item was referred to City Council without recommendation.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that City Council authorize that a letter be written to the Chairman of the Planning Appeals Board of the Nova Scotia Planning Act requesting a meeting so that points may be raised.

A lengthy discussion followed and suggestions as to whom the meeting would be held with were raised. Alderman O'Malley advised he had no difficulty meeting with any particular person or party suggested, and wished to be part of the group meeting.

Deputy Mayor Maley raised the matter of the changes which have taken place within the structure of the Planning Appeals Board and advised that the definition has been changed to read ' a greived party'.

It was agreed that a meeting of a ' committee of Council' would be adequate to meet with the responsible party. Deputy Mayor Maley requested that a written report be submitted following this proposed meeting.

Motion passed with Deputy Mayor Maley and Alderman Wooden voting against.

MOTIONS

Motion Alderman O'Malley re: Administrative Order No. 1
the Halifax Police Department - FIRST READING

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Administrative Order No. 1, the Halifax Police Department be read and passed a FIRST TIME.

Motion passed.

MISCELLANEOUS BUSINESS

Board of School Commissioners - Request for Additional Funds
Capital out of Revenue

During the Approval of the Order of Business, Additions & Deletions, this matter was deleted at the request of the City Clerk.

It is also noted that the City Manager has requested that the above item be deferred to the next meeting of the Committee of the Whole Council.

Council
November 12, 1981

Board of School Commissioners - Request for Funds - Pre-feasibility Study

During the Approval of the Order of Business, Additions and Deletions, this item was deleted from the agenda at the request of the City Clerk.

It is noted that the City Manager has requested that the above item be deferred to the next meeting of the Committee of the Whole Council.

G.K. Butler School Building - 10 Kingston Road

Correspondence dated October 15, 1981 from Mr. D.F. Lugar, Secretary-Treasurer, Board of School Commissioners was submitted.

Alderman Woodson advised that no report regarding the building has as yet been received.

MOVED by Alderman Woodson, seconded by Deputy Mayor Maley that the matter be referred to the next meeting of the Committee of the Whole Council, with a report on the matter to be submitted for the subsequent Council meeting.

Motion passed.

Alderman Woodson advised she would be interested in seeing the earlier requested report before making a decision on the subject matter.

Interim School Board - the Report of the Commission on Public Education Finance

A report dated November 9, 1981 from the Minister of Education was submitted.

MOVED by Alderman Malley, seconded by Alderman Cromwell that this matter be referred to staff so that the City Solicitor may study the report; in conjunction with the four representatives on the Int. Bd. and that recommendations from that study be brought back to Council.

Motion passed.

Council
November 12, 1981

11:05 p.m. - His Worship retires from the meeting
and Deputy Mayor Maley takes the Chair.

QUESTIONS

Question Alderman Cromwell re: Late Billing - Local Improvement
Charge

Alderman Cromwell referred to local improvements done on Brunswick Street in 1976 and advised that a property owner had contacted him regarding a late billing for these services completed in 1976. Alderman Cromwell advised that this property owner is being charged interest and asked if there was some way Council could waive this rate and give the person time to pay the account.

The City Solicitor advised of the procedure when billing and advised if such were to be waived, an amendment to the Statute would be necessary.

The Acting City Manager advised that in this particular case, the property owner is being charged the 1976 interest rates.

Question Alderman Downey re: Properties to Tax Sale

Alderman Downey referred to an October 29, 1981 report regarding the matter of the listing of properties going to a tax sale and the case of it being for three years instead of the present two years.

The City Solicitor advised of a report now in draft form, which will be submitted very soon to members of Council, on the matter.

Question Alderman Downey re: Accidents - Corner of Summer Street
and Bell Road

Alderman Downey referred to a number of accidents which have taken place at the corner of Summer Street and Bell Road recently and asked that a survey of the area be undertaken. Alderman Downey also stated this was a very dark corner.

Question Alderman Hamshaw re: Burned out Truck on Bedford Highway

Alderman Hamshaw referred to a burned-out truck which had been at the side of the road on the Bedford Highway since the last month and reported to other members of Council that this eyesore would be cleaned up on November 13, 1981.

Question Alderman O'Malley re: Report on Phase II Lighting of
Sullivan Park

Alderman O'Malley requested a report for the next Committee

Council
November 12, 1981

of the Whole on the desirability of the immediate approval of Phase II of the lighting of the Sullivan Park.

The Chairman advised the matter would be locked into.

Question Alderman Meagher re: Leaf Clean-Up

Alderman Meagher referred to the leaf clean-up which was carried out last weekend in various parts of the City and requested that the areas of Charles, Summit, Willow, North and surrounding areas be cleaned-up.

Question Alderman Wooden re: Stairway Tartan Avenue and the Elizabeth Sutherland School

Alderman Wooden referred to the stairway between Tartan Avenue and the Elizabeth Sutherland School and requested information on what school construction consists of and the City's responsibility towards that building.

Question Deputy Mayor Maley re: Report from Metropolitan Authority re the Disposition of Transit Assets

Deputy Mayor Maley asked for an interim report on the items with regard to the sale of the Transit Assets and their present status.

11:25 p.m. - His Worship returns to the Chamber.

His Worship advised that a report on the matter of the Transit Assets is being awaited.

Question Alderman LeBlanc re: Reply to Question of meeting with Minister of Municipal Affairs

Alderman LeBlanc requested information on the meeting with the Minister of Municipal Affairs.

His Worship advised that no confirmation from the Minister of Municipal Affairs has been received as yet, and further advised that the Minister of Development will be meeting with members of Council on December 6th.

Question Alderman LeBlanc re: Budget Meetings Schedule

Alderman LeBlanc requested that the City Clerk establish time schedules to be considered by members of Council with regard to discussions on the Capital and Operating budgets, and that this be circulated to Council in advance.

Council
November 12, 1981

NOTICE OF MOTIONS

Notice of Motion Alderman Flynn re: Amendment to Ordinance No. 156, the "Pollution Control Charge Ordinance"

Alderman Flynn gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for November 26, 1981, he proposes an amendment to Ordinance No. 156, the "Pollution Control Charge Ordinance".

The purpose of the amendment is to permit the cost of operating Pollution Control facilities to be charged against the Pollution Control Account.

Notice of Motion Alderman O'Malley re: An Amendment to the Zoning Bylaw (Peninsula and Mainland Areas) - Location of Arcades

Alderman O'Malley gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for November 26, 1981, he proposes an amendment to the Zoning Bylaw (Peninsula and Mainland Areas) of the City of Halifax.

The purpose of the proposed amendment is to more properly regulate the location of arcades in the City of Halifax.

Notice of Motion Alderman Jeffrey re: Reconsideration of City Council's Resolution of November 12, 1981 re the Amendment to Ordinance No. 116, the Taxi Ordinance

Alderman Jeffrey gave notice of Motion that at the next regular meeting of Halifax City Council, scheduled for November 26, 1981, he intends to introduce a Motion of Reconsideration of City Council's Resolution of November 12, 1981 which gave SECOND READING to the Amendment to Ordinance No. 116, the Taxi Ordinance; and that proceedings in accordance with Section 45 of Ordinance No. 103, be stayed.

Alderman Jeffrey advised the purpose of the reconsideration was so that the Chairman of the Taxi Commission could forward all pertinent information on the matter of schedules to members of Council.

ADDED ITEMS

Amendment to the Zoning Bylaw - Amusement Centre - SET DATE FOR PUBLIC HEARING

MOVED by Alderman O'Malley, seconded by Alderman Downey that City Council set a date for a Public Hearing to consider an amendment to the Zoning Bylaw - Amusement Centres.

Motion passed.

A brief discussion on the time scheduled for this public hearing followed. It was agreed that the City Clerk

Council
November 12, 1981

NOTICE OF MOTIONS

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The purpose of the amendment is to permit the cost of operating Pollution Control facilities to be charged against the Pollution Control Account.

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The purpose of the proposed amendment is to more properly regulate the location of arcades in the City of Halifax.

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Alderman Jeffrey advised the purpose of the reconsideration was so that the Chairman of the Taxi Commission could forward all pertinent information on the matter of schedules to members of Council.

ADDED ITEMS

Amendment to the Zoning Bylaw - Amusement Centre - SET DATE FOR PUBLIC HEARING

MOVED by Alderman O'Malley, seconded by Alderman Downey that City Council set a date for a Public Hearing to consider an amendment to the Zoning Bylaw - Amusement Centres.

Motion passed.

A brief discussion on the time scheduled for this public hearing followed. It was agreed that the City Clerk

Council
November 12, 1981

and the City Solicitor discuss the matter and set a date for this Public Hearing sometime in the month of December.

Helicopter Landing - Halifax Waterfront

A staff report dated November 10, 1981 was submitted.

MOVED by Alderman Wooden, seconded by Alderman Clarke that City Council record its approval for Sealand Helicopters Ltd. to land a helicopter on the Halifax Waterfront November 19, 1981 or November 20, 1981 or November 21, 1981, subject to the approval of the appropriate authority and in accordance with Federal regulations.

Motion passed.

Appointments

A report dated November 12, 1981 from His Worship the Mayor was submitted.

MOVED by Alderman Meacher, seconded by Alderman O'Malley that City Council appoint the following:

LIBRARY BOARD

Deputy Mayor Doris Maley
Alderman Nancy Wooden
Terms to expire October 31, 1982
Mr. Bryce Merrill
Mrs. Nita Graham
Terms to expire February 26, 1982

COURT HOUSE COMMISSION

Alderman Don Clarke
Term to expire October 31, 1982

INDUSTRIAL COMMISSION

David Miller
Bob Becking
Wilfred Giffen
Term to expire February 26, 1984

VISITORS & CONVENTION BUREAU

Alderman Don Cromwell
Alderman N. Meacher
Alderman Don LeBlanc
Alderman A. Hamshaw
Term to expire October 31, 1982

Council
November 12, 1981

NATAL DAY COMMITTEE

Alderman Ron Cromwell
Alderman Ron Hanson
Alderman Alf Hamshaw
Term to expire October 31, 1982

TAXI COMMISSION

Alderman Graham Downey
Alderman Tom Jeffrey
Term to expire October 31, 1982

Motion passed.

11:30 p.m. - His Worship returns to the Chair
and Deputy Mayor Maley takes her Normal Seat in the Chamber.

Belmont on the Arm - Deputy Mayor Maley

This matter was added to the agenda at the request
of Deputy Mayor Maley.

Deputy Mayor Maley referred to the matter and to the
views expressed at the Public Meeting held on this matter
recently.

MOVED by Deputy Mayor Maley, seconded by Alderman
Cromwell that City Council reaffirm its intention that the
portion of land be used for street purposes and that City Council
will provide a roadway as soon as circumstances in Ridgewood
subdivision makes it possible.

Alderman O'Malley referred to the matter and suggested
that a fence be provided so that the property would not be
used as a playground, but as a walkway. Alderman O'Malley
requested a staff report on the possibility of a fence being
erected so that the use of a playground could be stopped; but
the use as a walkway continue.

A brief discussion followed and it was MOVED in
amendment by Alderman O'Malley, seconded by Alderman LeBlanc
that the property in question be fenced as City property in
such a fashion that it would exclude the property as a play-
ground and include it as a walkway.

Further discussion on the matter of a fence continued
and the Chairman requested Alderman O'Malley to outline the
type of fence desired. Alderman O'Malley responded that this
matter would be covered in the requested staff report.

Deputy Mayor Maley advised of and submitted a petition
containing approximately 35 signatures, supporting the land
as a road reserve and no other purposes, for distribution to
members of Council and staff.

Council
November 12, 1981

MOVED by Alderman Wooden, seconded by Alderman Jeffrey
that the matter be deferred and that staff be requested to prepare
a report on a possible solution to the problem.

Motion passed with Deputy Mayor Maley, Aldermen Cromwell
and Clarke voting against.

Street Renewal, North Street between Gladstone and Clifton Street

This matter was added to the agenda by Alderman Meagher.

MOVED by Alderman Meagher, seconded by Alderman Flynn
that the matter be referred to the next regular meeting of the
Committee of the Whole Council.

Alderman Meagher referred to the matter and advised
that over the past 4 or 5 years, requests have been made for
upgrading ; and advised that staff are patching with
asphalt. Alderman Meagher asked that the matter be reviewed.

Alderman Flynn requested a staff report on the matter
of the alternatives to asphalt as a repair method.

Alderman Wooden suggested that this be reviewed at
budget time.

Motion passed.

Insurance Claim - Alderman Meagher

This item was added to the agenda at the request of
Alderman Meagher.

Alderman Meagher advised that on July 8, 1981, Ms.
Violet Sparks of 2524 Beech Street was driving a 10-speed
bike on Chebucto Road and had an accident, hurting herself
and damaging the bike. Alderman Meagher advised he has written
to the Legal Department and requested that this matter be
referred to the City Solicitor so that the matter can be
resolved.

Public Hearing to Consider Changes in the Zoning Bylaw

This matter was added to the agenda at the request
of Alderman O'Malley.

Alderman O'Malley advised that this matter was covered
earlier in this meeting.

Halifax Athletic Commission - Alderman Jeffrey

This matter was added to the agenda at the request
of Alderman Jeffrey.

Council
November 12, 1961

MOVED by Alderman Wooden, seconded by Alderman Jeffrey
that the matter be deferred and that staff be requested to prepare
a report on a possible solution to the problem.

Motion passed with Deputy Mayor Maley, Aldermen Cromwell
and Clarke voting against.

Street Renewal, North Street between Glacstone and Clifton Street

This matter was added to the agenda by Alderman Meagher.

MOVED by Alderman Meagher, seconded by Alderman Flynn
that the matter be referred to the next regular meeting of the
Committee of the Whole Council.

Alderman Meagher referred to the matter and advised
that over the past 4 or 5 years, requests have been made for
upgrading and advised that staff are patching with
asphalt. Alderman Meagher asked that the matter be reviewed.

Alderman Flynn requested a staff report on the matter
of the alternatives to asphalt as a repair method.

Alderman Wooden suggested that this be reviewed at
budget time.

Motion passed.

Insurance Claim - Alderman Meagher

This item was added to the agenda at the request of
Alderman Meagher.

Alderman Meagher advised that on July 8, 1961, Ms.
Violet Sparus of 2524 Beach Street was driving a 10-speed
bike on Chebucto Road and had an accident, hurting herself
and damaging the bike. Alderman Meagher advised he has written
to the Local Department and requested that this matter be
referred to the city collector so that the matter can be
resolved.

Public Hearing to Consider Changes in the Zoning Bylaw

This matter was added to the agenda at the request
of Alderman O'Malley.

Alderman O'Malley advised that this matter was covered
earlier in this meeting.

Police Athletic Commission - Alderman Jeffrey

This matter was added to the agenda at the request
of Alderman Jeffrey.

Council
November 12, 1981

Alderman Jeffrey referred to the recent matter of the the Halifax Athletic Commission and the Nova Scotia Boxing Authority and read correspondence between the two bodies. Alderman Jeffrey advised that the nominee from the City of Halifax for the Nova Scotia Board was not chosen as the representative and that the appointment made was not done legally.

Alderman Jeffrey further advised that the appointee does not legally represent the City of Halifax and that the City of Halifax does not have a representative on the Nova Scotia Boxing Authority, as required by legislation.

Following a brief discussion, the Chairman suggested that the Halifax Athletic Commission hold a meeting and bring a recommendation from the meeting to Council, with a request that Council take action.

Transit Shelters on Barrington Street - Alderman LeBlanc

This matter was added at the request of Alderman LeBlanc.

Alderman LeBlanc advised of recent discussions with Mr. Hyndman of Halifax Developments regarding this matter and requested direction on the possibilities for such shelters.

Alderman LeBlanc asked that the matter be referred to staff for possible locations and designs of these shelters.

The Chairman suggested that Council agree that staff meet with Mr. Hyndman and with the Manager of Metropolitan Transit to discuss the matter. Another suggestion by the Chairman was that Alderman LeBlanc be authorized to investigate the matter and report back.

Grey Hall Restoration Program - Alderman LeBlanc

This matter was added to the agenda at the request of Alderman LeBlanc.

Alderman LeBlanc advised of Federal funding on such an historic building, which amounts to 50% of the exterior rehabilitation and asked if this matter could be reviewed.

The Chairman advised of the work to be done and reported that staff are going to the Public Archives of Nova Scotia to find out what the original plans for the building were and that these will be kept in mind during restoration.

The Chairman also referred to papers by Sir Sanford Fleming with regard to the C.P.R. and plans for the Dingle land and that these papers are being requested for review purposes so that Council may make a decision whether the City should acquire these papers.

Alderman LeBlanc asked if the matter of cost-sharing for the restoration could be investigated.

12:15 a.m. - There being no further business, the meeting adjourned.

HEADLINES

Minutes	532
Approval of the Order of Business, Additions & Deletions ..	532
Appointment - Deputy Mayor	533

DEFERRED ITEMS:

Case No. 4029 - Contract Development - 1200 Tower Road ...	533
Case No. 4075 - Contract Development - Willow Street	534
Case No. 4035 - Contract Development - 2019 & 2031 Bauer St.	534
Case No. 4082 - Modification of Lot Area - Grant Street ..	535
Case No. 3969 - Agreement - 5575-89 Morris Street	535
Kencrest Avenue	535

MOTIONS OF RESCISSION:

Motion Alderman Flynn Re: Local Improvement Policy	536
--	-----

REPORT - FINANCE & EXECUTIVE COMMITTEE:

Proposed Lease Extension, City of Halifax Offices - 337 Herring Cove Road	536
Possible Acquisition - Enlarged Street Reserve, Adjacent Dickson Avenue, Rockingham	537
Possible Expropriation Settlement - Parcel 101A, Dunbrack Street	537
Family Units of Public Housing	537
Site Planning and Market Value of Properties in Uniacke Square	537
Social Rehabilitation Program Fund	538
Tender No. 81-126 - Reinforced Concrete Dry Privies - Chocolate, Kidston, and Kearney Lakes	539
Proposal - St. Mary's University Sports Field	539
Halifax Commission on City Government	540
FA036 - Merv Sullivan Property	540
Possible Acquisition of Lands, Mainland South Multi-Service Centre	540

REPORT - COMMITTEE ON WORKS:

Renaming of Streets - Dutch Village Road and Joseph Howe Drive	542
---	-----

REPORT - SAFETY COMMITTEE:

Neighbourhood Watch	542
---------------------------	-----

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

Amendment to Ordinance No. 116, the Taxi Ordinance - SECOND READING	542
Recommendation - Police Commission	543

REPORT - CITY PLANNING COMMITTEE:

Case No. 3834 - Modification of the Zoning Bylaw Requirements - 3419-21 Rowe Avenue	§43
Peninsula Transportation Study - Review of Principal Street Network	§43
Referral of Major Development Applications, TO BE TABLED	§44
Case No. 4010 - Contract Development and Lot Consolidation, 5515-26 Clyde Street	§44
Case No. 4055 - Contract Development and Lot Consolidation, 1100 Queen Street	§44
Case No. 4008 - Contract Development, 1405 Brenton Street	§45
Case No. 4010 - Contract Development and Lot Consolidation, 5515-26 Clyde Street	§45
Case No. 3802 - Resubdivision - Lands of Steven and Anthony Metlege, Connolly Street & Chebucto Road	§45
Case No. 4083 - Contract Development, 138 Old Sambro Road ...	§45
Letter of Request for a Meeting with the Chairman of the Planning Appeals Board of the Nova Scotia Planning Act	§46

NOTICES:

Motion Alderman O'Malley Re: Administrative Order No. 1 - the Halifax Police Department - FIRST READING	§46
---	-----

MISCELLANEOUS BUSINESS:

Board of School Commissioners - Request for Additional Funds, Capital Cost of Revenue	§46
Board of School Commissioners - Request for Funds - Pre-feasibility Study	§47
G. K. Swales School Building - 10 Finster Road	§47
Interim School Board - the Report of the Commission on Public Education Finance	§47

QUESTIONS:

Question Alderman Crowell Re: Late Billing - Local Improvement Charge	§48
Question Alderman Lowrey Re: Properties to Tax Sale	§48
Question Alderman Lowrey Re: Accidents - Corner of Serrier Street and Bell Road	§48
Question Alderman Hamshaw Re: Burned out Truck on Bedford Highway.	§48
Question Alderman O'Malley Re: Report on Phase II Lightings of Sullivan Park	§48
Question Alderman Meacher Re: Leaf Clean-Up	§49
Question Alderman Wooder Re: Stairway Tartan Avenue and the Elizabeth Sutherland School	§49
Question Deputy Mayor Moley Re: Report from Metropolitan Authority re the Disposition of Transit Assets	§49
Question Alderman LeBlanc Re: Reply to Question of Meeting with Minister of Municipal Affairs.	§49
Question Alderman LeBlanc Re: Budget Meetings Schedule	§49

NOTICE OF MOTIONS:

Notice of Motion Alderman Flynn Re: Amendment to Ordinance No. 15, the "Pollution Control Charge Ordinance"	§50
Notice of Motion Alderman O'Malley Re: An Amendment to the Zoning Bylaw (Fernside and Mainland Areas) - Location of Arcades	§50

Council
November 12, 1981

Notice of Motion Alderman Jeffrey Re: Reconsideration of
City Council's Resolution of November 12, 1981 re the
Amendment to Ordinance No. 116, the Taxi Ordinance 350

ADDED ITEMS:

Amendment to the Zoning Bylaw - Amusement Centre - SFT
DATE FOR PUBLIC HEARING 350
Helicopter Landing - Halifax Waterfront 351
Appointments - Library Board, Court House Commission,
Industrial Commission, Visitors & Convention Committee,
Naval Day Committee, Taxi Commission 352
Belmont on the Arm - Deputy Mayor Maley 352
Street Renewal, North Street between Gladstone and
Clifton Street 353
Insurance Claim - Alderman Meagher 353
Public Hearing to Consider Changes in the Zoning Bylaw 353
Halifax Athletic Commission - Alderman Jeffrey 353
Transit Shelters on Barrington Street - Alderman LeBlanc 354
City Hall Restoration Program - Alderman LeBlanc 354

MAYOR RON WALLACE &
DEPUTY MAYOR MALEY
CHAIRMEN

G. I. BLENNERHASSETT (Mrs.)
CITY CLERK

Date Approved by City Council: _____