

CITY COUNCIL
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
May 27, 1982
8:00 p.m.

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

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

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

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

Presentation - Long-Service Award - Noel Westall

His Worship presented Noel Westall with a long-service award on behalf of Council members and citizens of the City of Halifax, and commended him for his dedicated service to the City of Halifax.

Minutes

Minutes of the regular City Council meeting held on May 13, 1982 and the Special Council meeting held on May 19, 1982 were approved on a Motion by Alderman Cromwell, seconded by Alderman Downey.

Approval of the Order of Business, Additions and Deletions:

At the request of the Acting City Clerk, Council added:

- 20.1 - Tender No. 82-85 - One New Library Tractor
- 20.2 - Award of Tender No. 82-32, Upgrading/Resurfacing of Streets
- 20.3 - Staff Establishment of Central City Departments
- 20.4 - Restoration Victoria Fountain

- and to add to Deferred Items

- 5.7 - Case No. 4128, Contract Development, 5265 Tobin Street
- 5.8 - Case No. 4141, Contract Development, 1133 Tower Road
- 5.9 - Case No. 4126, Contract Development, 5444-50 Victoria Road
- 5.10 - Case No. 4140, Contract Development, 1360 Hollis Street
- 5.11 - Case No. 4145, Contract Development - 1078 Tower Road
- 5.12 - Case No. 4153, Contract Development - 5247-49 South Street

MOVED by Deputy Mayor Maley, seconded by Alderman Hanson that the item 5.1, City Land - Belmont-on-the Arm be deferred to the next regular meeting of the Committee of the Whole.

The Motion was put and resulted in a tie vote. The Chairman voted in favour of deferment and declared the same passed.

The Acting City Clerk advised that the applicant in the matter of item 5.7 - Case No. 4128, Contract Development, 5265 Tobin Street, had requested that this item be deferred to the next regular meeting of Halifax City Council, to which members of Council agreed.

At the request of Alderman Meagher, Council added:

20.5 - Ordinance No. 151

At the request of Alderman LeBlanc, Council added:

20.6 - Available Assistance to Needy People

The agenda, as amended, was approved.

DEFERRED ITEMS

City Land - Belmont-on-the Arm

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

Heritage Property - 5509-11-13 Young Street

A public hearing into this matter was held on May 19, 1982.

MOVED by Alderman Meagher, seconded by Deputy Mayor Maley that the properties - 5509-11-13 Young Street be designated as Heritage Properties.

The Acting City Clerk advised that His Worship and Aldermen Downey, O'Malley and Hanson were not present at the Public Hearing.

Motion passed with Aldermen Downey, O'Malley and Hanson abstaining.

Case No. 4108 - Contract Development, 2500 Robie Street

A public hearing into the above matter was held on May 19, 1982.

Council
May 27, 1982

MOVED by Alderman Meagher, seconded by Alderman Downey
that the application for contract development at 2500 Robie Street,
lands of Ronald A. Corkum, to permit 5 apartment units, be
approved by City Council.

The Acting City Clerk advised that His Worship the Mayor
was not present at the Public Hearing.

The Motion was put and passed.

Case No. 4070, Rezoning - 210-212 Herring Cove Road

A public hearing into this matter was held on May 19, 1982.

MOVED by Alderman Wooden, seconded by Alderman Hanson
that Council approve the application to rezone Civic Nos. 210-212
Herring Cove Road from R-2 to P, and approve the lot consolidation
application to create Lot GA, as shown on Plan No. P200/11354.

The Acting City Clerk advised that His Worship the Mayor
was not present at the Public Hearing.

Motion passed.

Case No. 3992 - Contract Development, 30 Rufus Avenue

A public hearing into the above matter was held on
May 19, 1982.

MOVED by Alderman Jeffrey, seconded by Alderman Clarke
that Council approve that the operation of an electrical
contracting business from 30 Rufus Avenue be permitted to remain.

A brief discussion on the legality of this Motion
ensued. The Chairman advised that the Motion should suggest that
the matter be referred to staff so that the required amendment
to the Municipal Development Plan might be brought forward.

Deputy Mayor Maley spoke to the matter and suggested that
the item be referred to the Planning Advisory Committee in the
meantime.

The Chairman also advised Council that the operation at
this time was an illegal use rather than a non-conforming use.
A discussion and questioning on the matter of creating a legal
use ensued.

Alderman Jeffrey advised that he was not withdrawing his
Motion; and the Chairman ruled that it was not a valid Motion.

Council
May 27, 1982

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw
that the matter be referred to the Planning Advisory Committee and
staff to go forward as an amendment to the Municipal Development
Plan.

Motion passed.

Case No. 4114, Contract Development, Parcel D-1, Bedford Highway

A public hearing into this matter was held on May 19, 1982.

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw
that the contract development application to permit a 200-unit
motel on Parcel D-1, Bedford Highway, be denied.

The Acting City Clerk advised that Alderman Meagher was
not present at the Public Hearing.

The Motion was put and Lost with Alderman Meagher abstaining.

MOVED by Alderman Wooden, seconded by Alderman O'Malley
that the contract development application to permit a 200-unit
motel on Parcel D-1, Bedford Highway, be approved by City Council.

A brief discussion as to conditions of the contract
ensued. Deputy Mayor Maley stated that the agreement should
contain the condition that the roadway as the entrance to the
motel be the one used to supply materials to the site while
under construction.

The Motion was put and passed with Alderman Meagher
abstaining.

Case No. 4128, Contract Development, 5265 Tobin Street

During the approval of the Order of Business, Additions
and Deletions, this item was referred to the next regular meeting
of Halifax City Council.

Case No. 4141, Contract Development, 1133 Tower Road

A public hearing into this matter was held on May 25, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Downey
that City Council approve the application for contract development
at 1133 Tower Road, lands of Friends of Children (Atlantic)
Association, to permit a rear addition to the existing rooming

Council
May 27, 1982

house, substantially as shown on Plans No. P200/10982-88 inclusive.

The Acting City Clerk advised that His Worship and Aldermen Cromwell, Clarke, Flynn and Hamshaw were not present at the Public Hearing.

The Motion was put and passed with Aldermen Cromwell, Clarke, Flynn and Hamshaw abstaining.

Case No. 4126, Contract Development, 5444-50 Victoria Road

A public hearing into the above matter was held on May 25, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Meagher that the application for contract development under Section 88 of the Zoning Bylaw, Peninsula Area, to permit a rear addition resulting in 11 apartment units at 5444-50 Victoria Road; and for the lot consolidation to create Parcel "A", be approved by City Council.

The Acting City Clerk advised that His Worship and Aldermen Clarke, Flynn and Hamshaw were not present at the Public Hearing.

Motion put and passed with Aldermen Clarke, Flynn and Hamshaw abstaining.

Case No. 4140, Contract Development, 1360 Hollis Street

A public hearing into the above matter was held on May 25, 1982.

MOVED by Alderman Downey, seconded by Alderman Cromwell that the application for the proposed 25 residential unit and commercial development at 1360 Hollis Street, under the provisions of Schedule "N", Section 88 of the Zoning Bylaw, Peninsula Area, be refused by City Council.

The Acting City Clerk advised that His Worship and Alderman Hamshaw were not present at the Public Hearing.

Motion put and Lost with Alderman Hamshaw abstaining.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that City Council approve the proposed 26 residential unit and commercial development at 1360 Hollis Street, under the provisions of Schedule "N", Section 88 of the Zoning Bylaw, Peninsula Area, with the exception of the proposed use of the alley for garbage storage and that it be specified in the contract that adequate facilities be provided, meeting the requirements of staff, for garbage storage and collection indoors.

Council
May 27, 1982

Following a brief discussion on the Motion, an amendment to the Motion, MOVED by Alderman Wooden, seconded by Alderman Clarke that the contract require that the exterior finish be treated in a different manner than now proposed; and in concurrence with the Heritage Advisory Committee.

The City Solicitor indicated that the two parties would have to meet on the matter, a provision written into the contract, and the contract brought back to Council.

The amendment to the Motion was put and LOST with Alderman Hamshaw abstaining.

The Main Motion was put and LOST with Alderman Hamshaw abstaining.

Case No. 4145, Contract Development - 1078 Tower Road

A public hearing into the matter was held on May 25, 1982.

MOVED by Alderman LeBlanc, seconded by Alderman Downey that the application for contract development under Section 83 of the Zoning Bylaw, Peninsula Area, for 1078 Tower Road, to permit conversion of the existing 28-unit apartment building to 29 dwelling units, be approved.

The Acting City Clerk advised that His Worship the Mayor and Alderman Hamshaw were not present at the Public Hearing.

The Motion was put and passed with Alderman Hamshaw abstaining.

Case No. 4153, Contract Development, 5247-49 South Street

A public hearing into the above matter was held on May 25, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that the contract development application under Section 88 of the Zoning Bylaw, Peninsula area, to permit the construction of a third storey at 5247-49 South Street and its conversion to 9 units, be approved by Council.

The Acting City Clerk advised that His Worship the Mayor and Alderman Hamshaw were not present at the Public Hearing.

Motion put and passed with Alderman Hamshaw abstaining.

Council
May 27, 1982

Following a brief discussion on the Motion, an amendment to the Motion, MOVED by Alderman Wooden, seconded by Alderman Clarke that the contract require that the exterior finish be treated in a different manner than now proposed; and in concurrence with the Heritage Advisory Committee.

The City Solicitor indicated that the two parties would have to meet on the matter, a provision written into the contract, and the contract brought back to Council.

The amendment to the Motion was put and LOST with Alderman Meagher abstaining.

The Main Motion was put and LOST with Alderman Meagher abstaining.

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MOVED by Alderman LeBlanc, seconded by Alderman Downey that the application for contract development under Section 83 of the Zoning Bylaw, Peninsula Area, for 1078 Tower Road, to permit conversion of the existing 28-unit apartment building to 29 dwelling units, be approved.

The Acting City Clerk advised that His Worship the Mayor and Alderman Hamshaw were not present at the Public Hearing.

The Motion was put and passed with Alderman Hamshaw abstaining.

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A public hearing into the above matter was held on May 25, 1982.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that the contract development application under Section 88 of the Zoning Bylaw, Peninsula area, to permit the construction of a third storey at 5247-49 South Street and its conversion to 9 units, be approved by Council.

The Acting City Clerk advised that His Worship the Mayor and Alderman Hamshaw were not present at the Public Hearing.

Motion put and passed with Alderman Hamshaw abstaining.

MOTIONS OF RECONSIDERATION

Motion of Reconsideration Deputy Mayor Maley re: Reconsideration of City Council's resolution of May 13, 1982 regarding the Amendments to the Municipal Development Plan - CBD Boundary Study

Deputy Mayor Maley gave Notice of Motion of Reconsideration of this matter at the Council meeting held on May 13, 1982.

Deputy Mayor Maley addressed the matter and cited various reasons why this resolution of May 13, 1982 should be reconsidered at this time.

MOVED by Deputy Mayor Maley, seconded by Alderman Wooden that the Council resolution of May 13, 1982 regarding the amendments to the Municipal Development Plan - CBD Boundary Study be reconsidered at this time.

Motion put and LOST.

Motion of Reconsideration Deputy Mayor Maley re: Reconsideration of City Council's resolution of May 13, 1982 regarding User Fees for Playing Fields

Deputy Mayor Maley gave notice of Motion of Reconsideration of this matter at the May 13, 1982 meeting of Halifax City Council.

Deputy Mayor Maley advised that Council's resolution of May 13, 1982 did not fulfill the intent of Council and stated that the decision to not implement fees was inequitable.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that the Council resolution of May 13, 1982 regarding User Fees for Playing Fields be reconsidered.

Motion put and LOST.

Deputy Mayor Maley, in referring to the Motion of May 13, 1982, asked whether fees would be charged for St. Mary's field, and His Worship asked that the City Solicitor check into this matter.

MOTIONS OF RESCISSION

Motion of Rescission Alderman O'Malley re: Rescission of City Council resolution of April 15, 1982 and April 29, 1982 regarding Ordinance No. 121, the Retail Shop Closing Ordinance

Alderman O'Malley gave notice of Motion of Rescission at the Council meeting held on May 13, 1982.

Council
May 27, 1982

Alderman O'Malley spoke to the matter outlining the reasons why this resolution should be rescinded and advised that no report on the matter had been submitted, the persons affected were not notified and had no input into the matter, and further, that a petition had been submitted by the barbers in the area.

MOVED by Alderman O'Malley, seconded by Alderman Meagher
that resolution of City Council meetings held on April 15 and
April 29, 1982 respectively, be rescinded.

Motion put and passed.

Council
May 27, 1982

REPORT - FINANCE AND EXECUTIVE COMMITTEE

Sale of Land Account

This matter was forwarded to Council without recommendation.

MOVED by Alderman Clarke, seconded by Alderman Wooden
that this matter be deferred to the next meeting of the Committee
of the Whole Council to be held on June 9, 1982.

Alderman Clarke noted that the Solicitor had been
requested to prepare a report on this matter and indicated that
he believed that this was being done.

Motion passed.

3678-80 Robie Street - Non-Conforming Use

This matter was forwarded to Council without recommendation.

Alderman Clarke addressed the matter referring to a
Private and Confidential report prepared by the Solicitor on this
matter. He noted that the Solicitor had suggested in this report
that due to the circumstances surrounding this issuance of a permit
the Building Inspector might be asked to reconsider his decision.

MOVED by Alderman Clarke, seconded by Alderman Flynn
that the Building Inspector be requested to reconsider his decision
regarding the issuance of an Occupancy Permit at 3678-80 Robie
Street.

Motion passed.

Alderman Clarke also indicated that the problem with commercial
service trucks blocking driveways was continuing. He requested that
the City Manager or City Solicitor request the Police to monitor the
situation at 3678-80 Robie Street on a daily basis and ticket all
commercial service vehicles blocking driveways.

Mainland North Fire Station

MOVED by Alderman Hamshaw, seconded by Alderman Meagher,
as recommended by the Finance and Executive Committee, that the
additional anticipated expenditures of \$200,000 with respect to
the Mainland North Fire Station be provided in the 1983 commitment
of the protective services budget to cover these additional costs.

Motion passed.

Tender No. 82-70 - Police and Fire Clothing

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell,
as recommended by the Finance and Executive Committee, that authority
be granted to purchase clothing from the lowest bidders meeting
specifications at unit prices as follows:

Tender No. 82-70-1a - 887 Police and Fire blue long sleeve shirts &
Tender No. 82-70-1b - 871 Police and Fire blue short sleeve shirts
to Continentale Shirt Inc. for \$16,323.36.

Tender No. 82-70-2a - 400 Police slacks summer to Safety Supply
Canada (per pair) for the following years and prices: 1982-\$33.00
1983-\$34.75, and 1984-\$36.50.

Tender No. 82-70-2b - 215 Police Slacks winter to Safety Supply
Canada (per pair) for the following years and prices: 1982-\$36.25,
1983-\$38.00, and 1984-\$39.90.

Tender No. 82-70-7 - 35 Police Tunics to Safety Supply Canada
(each) for the following years and prices: 1982-\$105.00,
1983-\$110.25, and 1984-\$115.75.

Tender No. 82-70-10 - 300 Fire slacks to Safety Supply Canada
(per pair) for the following years and prices: Summer - 1982-\$33.00
1983-\$34.75, and 1984-\$36.50. Winter - 1982-\$36.25, 1983-\$38.00,
and 1984-\$39.90.

Motion passed.

Expropriations - Dutch Village Road

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw,
as recommended by the Finance and Executive Committee, that the
recommendation as contained in the confidential staff report
dated May 5, 1982, be approved.

Motion passed.

Acquisition - Portion of 3450 Dutch Village Road

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw,
as recommended by the Finance and Executive Committee, that the
land as shown as Parcel 34 on Plan TT-29-26452 be purchased from
Mayer Khoury and Theresa Khoury for \$4,100 as settlement in full.
Funds can be made available from Account No. 226111 20500 CJ001
(Traffic Improvements - Dutch Village Road).

Motion passed.

Purchase of Lands - Rear of 2445 Brunswick Street

An information report dated May 26, 1982, was submitted.

MOVED by Alderman Downey, seconded by Alderman Meagher,
as recommended by the Finance and Executive Committee, that the
lands of the Canadian Hostelling Association at the rear of
2445 Brunswick Street be purchased by the City of Halifax for
\$9,300 as settlement in full; funds are available in Account
Number EH001 (Uniacke Square Redevelopment Area Account).

Motion passed.

Acquisition - Portion of 240 Herring Cove Road

MOVED by Alderman Wooden, seconded by Alderman Clarke,
as recommended by the Finance and Executive Committee, that Parcel
H-84 be acquired from Mr. Paul M. Publicover, RR#1, Halifax County,
N.S. for the sum of \$2,800. Funds are available in Account No.
CJ012, the Herring Cove Road Widening Account.

Motion passed.

Rescheduling of City Council Meeting of July 1, 1982 to June 29, 1982

MOVED by Alderman Meagher, seconded by Alderman Flynn,
as recommended by the Finance and Executive Committee, that the
Thursday, July 1, 1982 City Council meeting be rescheduled to
Tuesday, June 29, 1982.

Motion passed.

City Policy - Residential Tax Collection

MOVED by Alderman Jeffrey, seconded by Alderman Flynn,
as recommended by the Finance and Executive Committee, that as
per the suggestions made by Mr. B. Smith in his report of May 19, 1982
the City Policy on Residential Tax Collection remain as is.

Motion passed.

Recommendations - Tax Concessions and Grants Committee

This matter was forwarded to Council without recommendation.

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that the following recommendations of the Tax Concessions and Grants
Committee be approved:

Atlantic Symphony Orchestra	\$ 10,000
Cross Canada Ukulele Tour	500
Downtown Business Association	1,250
Gilbert & Sullivan Society	450
Gottingen Street Merchants Association	500
Halifax Ballet Theatre	1,000
Neptune Theatre	13,000
N.S. Kiwanis Music Festival	1,000
N.S. Youth Orchestra	500
Scotia Chamber Players	450

Council
May 27, 1982

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lands of the Canadian Hostelling Association at the rear of
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\$9,300 as settlement in full; funds are available in Account
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Motion passed.

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N.S. for the sum of \$2,800. Funds are available in Account No.
CJ012, the Herring Cove Road Widening Account.

Motion passed.

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Motion passed.

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N.S. Kiwanis Music Festival	1,000
N.S. Youth Orchestra	500
Scotia Chamber Players	450

Council
May 27, 1982

Spring Garden Road Merchants Association	\$	500
Theatre Arts Guild		375
Brunswick Street United Church		1,000
Canadian Hostelling Association		250
Canadian Student Pugwash		200
Dalhousie Legal Aid		1,500
Ecology Action Centre		1,300
Halifax Block Parent Association		3,000
Halifax-Dartmouth Junior Achievement		500
Little Dutch Church		1,300
Wline Heights Management Association		1,000
Atlantic Karate Club		500
Halifax-Dartmouth Marathon		425
Halifax Junior Bengal Lancers		6,000
Masqwa Acquatic Club		1,400
National Gymnastics Championships (Tumblebugs)		500 850
Pioneer Village Project		
Spryfield Adventure Playground Association		200 15,000
Spryfield Lions Club		3,000
Age & Opportunity		1,080
Atlantic Child Guidance Centre		2,200
Callow Veteran's Association		
Can. Mental Health Association (Mental Health Halifax)		1,000 3,500
Canadian National Insitute for the Blind		2,800
Canadian Paraplegic Association		27,500
Canadian Red Cross		3,300
Children's Aid Society		2,000
Coalition Supportive Services		800
Friends of the Children		300
Halifax Welfare Rights		2,800
Home of the Guardian Angel		1,500
International Year of the Disabled		1,100
MicMac Native Friendship Society		1,000
Metro Area Service Board for the Deaf		2,100
North End Community Health Association		
Salvation Army Men's Social Service Centre Hostel		4,250 500
Senior Citizens Information & Service Centre		3,850
Ward 5 Community Centre		18,700
Centennial Arena Commission		4,000
Victorian Order of Nurses		

Motion passed.

Halifax Boys & Girls Club

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that \$42,000 be approved for the Halifax Boys & Girls Club.

Discussion ensued with regard to the concern shown during budget time with regard to the operation of the Halifax Boys & Girls Club and the belief at that time that an overall

review of the situation was necessary.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell
that this matter be deferred to the next Committee of the Whole
Council to be held on June 9, 1982.

Further discussion ensued and the motion to defer was
put and lost.

The main motion was put and passed.

It was noted that the Halifax Boys & Girls Club was to
be on the agenda of the June 9, 1982 Committee of the Whole at
which time it was suggested a report be available from the Alderman
for the Ward.

Halifax Super Tiger Cats Floor Hockey

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that the amount of \$300 recommended by the Tax Concessions and
Grants Committee for the Halifax Super Cats Floor Hockey be increased
to \$500.

Motion passed.

Inner-City Youth Club

MOVED by Deputy Mayor Maley, seconded by Alderman Meagher
that the amount of \$1,000 recommended by the Tax Concessions and
Grants Committee for the Inner-City Youth Club be increased to \$1,500.

Motion passed.

Y.M.C.A.

It was agreed by members of Council that this matter
be referred to the Committee of the Whole Council to be held on
June 9, 1982 for further review.

Canadian Association for the Mentally Retarded

It was agreed by members of Council that this matter
be forwarded to the Committee of the Whole Council to be held on
June 9, 1982 for further review.

St. John's Ambulance

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that the amount of \$1,500 for the St. John Ambulance be approved.

It was noted at this time that the St. John Ambulance
did much work within the City of Halifax. It was agreed that
the sum presently before Council be approved and that the Tax
Concessions and Grants Committee look at the matter again, hopefully
being able to recommend to Council a further grant.

Motion passed.

Council
May 27, 1982

review of the situation was necessary.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell
that this matter be deferred to the next Committee of the Whole
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Further discussion ensued and the motion to defer was
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be on the agenda of the June 9, 1982 Committee of the Whole at
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for the Ward.

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that the amount of \$300 recommended by the Tax Concessions and
Grants Committee for the Halifax Super Cats Floor Hockey be increased
to \$500.

Motion passed.

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MOVED by Deputy Mayor Maley, seconded by Alderman Meagher
that the amount of \$1,000 recommended by the Tax Concessions and
Grants Committee for the Inner-City Youth Club be increased to \$1,500.

Motion passed.

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It was agreed by members of Council that this matter
be referred to the Committee of the Whole Council to be held on
June 9, 1982 for further review.

Canadian Association for the Mentally Retarded

It was agreed by members of Council that this matter
be forwarded to the Committee of the Whole Council to be held on
June 9, 1982 for further review.

St. John's Ambulance

MOVED by Alderman Meagher, seconded by Alderman O'Malley
that the amount of \$4,250 for the St. John Ambulance be approved.

It was noted at this time that the St. John Ambulance
did much work within the City of Halifax. It was agreed that
the sum presently before Council be approved and that the Tax
Concessions and Grants Committee look at the matter again, hopefully
being able to recommend to Council a further grant.

Motion passed.

Council
May 27, 1982

Alderman Wooden addressed Council concerning the Single Parent Family Centre. Alderman Wooden indicated that due to sidewalk work the house presently occupied would have to be moved. She suggested that this item be discussed at the Tax Concessions and Grants Committee.

Alderman Meagher referred the Ward Nine Friendship Group to the Tax Concessions and Grants Committee as well. He further indicated to Council that at the next meeting of the Tax Concession and Grants Committee the Halifax Police Association would make a presentation. The meeting is to be held on June 9, 1982.

Fire Hydrant Retreat Avenue (Jeffrey)

The recommendation of the Committee of the Whole, Finance and Executive Committee was as follows:

"That City Council request the Public Service Commission to either move the fire hydrant two feet or remove the hydrant altogether.

Alderman Jeffrey indicated to Council that the fire hydrant in question had been moved the requested two feet.

Condominium Act (Maley)

This matter was deferred from the Committee of the Whole Council held on May 19, 1982 to this meeting of Council.

Deputy Mayor Maley addressed the matter indicating that she believed that the Condominium Legislation would very soon be going before the Law Amendments Committee and indicated that she felt Council should take further steps to ensure that conversion to condominiums caused no further hardship.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell
that staff be requested to make representation to the Law Amendments Committee when the Condominium Statute is before them, including in their presentation a request that a formula regarding the vacancy rate and number of condominiums be included in the Statute.

The City Solicitor indicated to Council that this motion would appear to be inconsistent with the position taken by Council previous to this meeting.

Deputy Mayor Maley suggested that this was merely an extension of the previous motion of Council concerning a freeze on condominium conversion.

Alderman O'Malley addressed the subject indicating that he agreed with any action that would alleviate the problem of condominium conversion, but was hesitant to take this step at this time. He further noted that the reasoning behind the requested freeze would be explained, that is, the City's wish to propose to

Council
May 27, 1982

the Province that the City be responsible for Condominium Legislation in the City of Halifax. He further indicated that he felt it would be a good idea to discuss this jointly with the MLA's for the areas involved at the meeting of Council and the MLA's next week.

Alderman LeBlanc addressed the matter indicating his agreement with Alderman O'Malley and suggesting that Council explore other avenues to a solution to the problem such as encouraging housing starts, a reduction in the interest rate through government bodies and discussion with labor and unions to bring about further housing starts.

Alderman Cromwell addressed the matter suggesting that Council request some interim legislation with regard to condominiums until such time as staff is ready to make representation regarding the matter.

Alderman Wooden suggested that representation at this point could do nothing to worsen the situation and suggested that the Social Planning Department be asked to prepare a report regarding the chain reaction involved with condominium conversion.

Further discussion ensued and the motion was put and lost.

REPORT - COMMITTEE ON WORKS

Tender No. 82-16 - Sidewalk Renewals

MOVED by Alderman Meagher, seconded by Alderman O'Malley,
as recommended by the Committee on Works, that City Council approve:

1. Tender 82-16 for Projects, materials or services as listed on the staff report dated May 3, 1982 be awarded as follows for the unit prices quoted; TO: Municipal Contract Ltd. for sidewalk renewals as follows: Chestnut St. (E)-Jubilee Road to Watt St., South St. (S)-Studley Ave. to Cartaret St., Larch St(E)-Payzant St. to Coburg Road, Young Avenue (W)-Atlantic St. to Southwood Dr., and Young Ave. (E) - Atlantic St. to Southwood Dr.; and TO: Maritime Formless Ltd for sidewalk renewals as follows: Brenton St. (E)-Spring Garden Road to Clyde Street, and Oxford St. (W)-Coburg Road to Waegwoltic Avenue.

2. Funding authorized from Account number(s): CB318, CB338, CB330, CB103, CB340, CB337, CB327.

Motion passed.

Council
May 27, 1982

Coronation Avenue - Sanitary Sewer Renewal

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw, as recommended by the Committee on Works, that the installation of the new storm sewer on Coronation Avenue be installed in 1983 and that the reference to 'or later' as per the information report be deleted.

Motion passed.

Public Information Centre - Deputy Mayor Maley

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw that staff be requested to prepare a report regarding the cost implications of combining the Planning Information Office with a Public Information Office in the City of Halifax and that this report be available to Council at the next Committee of the Whole Council.

Alderman Flynn addressed the matter indicating that the newly appointed Advertising Committee was perhaps the body to deal with this matter.

Further discussion ensued with Deputy Mayor Maley voicing the opinion that the lack of an information office in a city the size of Halifax was disgraceful.

The motion was put and lost.

MOVED by Alderman Flynn, seconded by Alderman Clarke that this matter be forwarded to the Advertising Committee for review and report back to Council as soon as possible.

Motion passed.

Sidewalk Renewals - Granville Street

MOVED by Alderman Downey, seconded by Alderman Meagher, as recommended by the Committee on Works, that the sidewalk renewal project - Granville Street, be postponed until such time as the underground wiring and sidewalk renewal can be coordinated into a single project.

Motion passed.

REPORT - SAFETY COMMITTEE

Anti-Dog Litter Campaign

MOVED by Alderman Cromwell, seconded by Deputy Mayor Maley, as recommended by the Safety Committee, that the recommendations in the report dated October 20, 1981 as attached to the information report dated May 11, 1982 entitled "Anti-Dog Litter Campaign", be referred to City staff for consideration and report to City Council, and further that a report be submitted on the cost of implementing the recommendations of the Chief of Police relating to dog control.

Council
May 27, 1982

Coronation Avenue - Sanitary Sewer Renewal

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw, as recommended by the Committee on Works, that the installation of the new storm sewer on Coronation Avenue be installed in 1983 and that the reference to 'or later' as per the information report be deleted.

Motion passed.

Public Information Centre - Deputy Mayor Maley

MOVED by Deputy Mayor Maley, seconded by Alderman Hamshaw that staff be requested to prepare a report regarding the cost implications of combining the Planning Information Office with a Public Information Office in the City of Halifax and that this report be available to Council at the next Committee of the Whole Council.

Alderman Flynn addressed the matter indicating that the newly appointed Advertising Committee was perhaps the body to deal with this matter.

Further discussion ensued with Deputy Mayor Maley voicing the opinion that the lack of an information office in a city the size of Halifax was disgraceful.

The motion was put and lost.

MOVED by Alderman Flynn, seconded by Alderman Clarke that this matter be forwarded to the Advertising Committee for review and report back to Council as soon as possible.

Motion passed.

Sidewalk Renewals - Granville Street

MOVED by Alderman Downey, seconded by Alderman Meagher, as recommended by the Committee on Works, that the sidewalk renewal project - Granville Street, be postponed until such time as the underground wiring and sidewalk renewal can be coordinated into a single project.

Motion passed.

REPORT - SAFETY COMMITTEE

Anti-Dog Litter Campaign

MOVED by Alderman Cromwell, seconded by Deputy Mayor Maley, as recommended by the Safety Committee, that the recommendations in the report dated October 20, 1982 as attached to the information report dated May 11, 1982 entitled "Anti-Dog Litter Campaign", be referred to City staff for consideration and report to City Council, and further that a report be submitted on the cost of implementing the recommendations of the Chief of Police relating to dog control.

Council
May 27, 1982

Alderman Flynn requested that if possible this report be available at the next Committee of the Whole meeting to be held on June 9, 1982 and it was agreed the item be placed on the agenda.

The motion was put and passed.

National Building Code - Conversions & Renovations

MOVED by Deputy Mayor Maley, seconded by Alderman Meagher,
as recommended by the Safety Committee, that:

1. Staff be asked to review the material received, develop a fire hazard index to allow some leeway for trade-offs for buildings built before implementation of the existing Zoning Bylaw, and submit a draft Ordinance directly to City Council;
2. The following should be considered in developing a fire hazard index for buildings for commercial use:
 - (a) type of construction of the building;
 - (b) no over-night use of the building;
 - (c) inspection and approval of the electrical system;
 - (d) access for fire vehicles;
 - (e) fire separation and fire doors in larger buildings;
 - (f) number of storeys in the building;
 - (g) smoke detectors and alarms;
 - (h) sprinklers;
 - (i) enclosed stairwells;
 - (j) fire escapes;
 - (k) proximity to other buildings.
3. For Buildings for mixed residential-commercial use, a higher number of points in the fire hazard index would be required (the type of commercial use would also be considered);
4. Residential buildings with four or more units should meet the present requirements; and
5. Distinctions might be made for heritage buildings, and that the Heritage Advisory Committee be asked to make recommendations.

Motion passed.

REPORT - CITY PLANNING COMMITTEE

Case No. 4024 - Cost-shared Storm Sewer - Templeton Woods Subdivision
(Templeton Mews)

This matter was forwarded to Council without recommendation.

Council
May 27, 1982

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley
that the natural watercourse be used as a means of controlling the storm waters which originate on the site of the Templeton Mews project, as well as, the storm waters generated west of the Templeton Mews property; waters west of the site can be directed to the watercourse by means of a properly installed 36 inch pipe across Veronica Drive; the watercourse will have to be cleaned and maintained by the owner of the said land. This will greatly reduce the cost of the project and will provide a saving for both the City and the developer, and further that the bond for installing the twinning of the 36 inch pipe on Main Avenue be released.

In reply to a question, Mr. Sullivan of the Engineering and Works Department advised that the proposal contained in the Motion was contrary to the Subdivision Regulations and the Chairman ruled the Motion to be out of order.

Alderman Hanson suggested the matter should be referred to staff with the request that staff review the project in a positive manner. Alderman Hanson suggested it was a unique situation saying that the watercourse referred to is a ravine and indicated that in days gone by, that is where the water flowed in the area. Alderman Hanson said he had hoped there would be a way of reducing costs to the developer as well as to the City and expressed the desire that through a meeting with the Engineering Department and the developer, it would be possible to develop a positive approach.

MOVED by Alderman Hanson, seconded by Alderman Meagher
that the matter be referred to staff for the purpose of meeting with the developer and hopefully bring back a positive recommendation.

Alderman Jeffrey questioned how long the item was to be deferred and the Chairman advised that the item would be on the agenda of the next Committee of the Whole Council meeting.

The Motion to refer was put and passed.

MOTIONS

Motion Alderman Flynn re: Amendments to Ordinance No. 169, Police Board Ordinance for the City of Halifax - FIRST READING

MOVED by Alderman Flynn, seconded by Alderman Hanson
that the amendments to Ordinance No. 169, Police Board Ordinance be read and passed a first time.

Motion passed.

Motion Deputy Mayor Maley re: Amendment to Ordinance No. 102, The Procedure Ordinance - FIRST READING

MOVED by Deputy Mayor Maley, seconded by Alderman LeBlanc
that the amendments to Ordinance No. 102, The Procedures Ordinance be read and passed a first time. Motion passed.

Council
May 27, 1982

MISCELLANEOUS ITEMS

Permission to Conduct Trade Dollar Program - Joseph Howe Festival

A staff report dated May 26, 1982 was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman LeBlanc
that Council grant its permission to the Joseph Howe Festival
Society to sell Joseph Howe Festival Society trade dollars between
the dates of July 1 - October 6, 1982, and that the said trade
dollars shall be taken as equivalent to currency within the City
of Halifax during those dates.

Motion passed.

Case No. 4182 - Contract Development - 1505 Lower Water Street -
SET DATE FOR PUBLIC HEARING

A staff report dated May 26, 1982, was submitted.

MOVED by Alderman Meagher, seconded by Alderman LeBlanc
that a date be set for a public hearing to consider Case No.
4182, Contract Development, 1505 Lower Water Street.

The Clerk advised that the date for this public hearing
was Wednesday, June 23, 1982 at 7:30 p.m. in the Council Chamber,
City Hall.

Motion passed.

Appointments

A memo from Mayor Ron Wallace dated May 27, 1982, was
submitted.

Alderman LeBlanc advised that he had a nomination for
appointment to the Taxi Commission.

MOVED by Alderman O'Malley, seconded by Alderman Flynn
that this matter be deferred to the next meeting of the Committee
of the Whole Council to be held on June 9, 1982.

Motion passed.

Nomination - Heritage Canada Foundation Awards 1982

A letter from Andrew McMillin, Chairman, Heritage Advisory
Committee dated May 19, 1982 was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn
that City Council endorse the nomination by the Heritage Advisory
Committee of Durham Leaseholds Limited for Heritage Canada
Foundation Awards for 1982, "Award of Honor" in the corporate
projects category. Motion passed.

12:00 a.m. His Worship leaves the meeting and Deputy Mayor Maley takes the chair.
- 346 -

QUESTIONS

Question - Alderman Meagher re: Issuance of Permit at 6531 Chebucto Road

Alderman Meagher advised that a permit had been issued to the owner of 6531 Chebucto Road to construct a foundation on this property. He further advised that in the near future an application to extend this to four units would be forthcoming, indicating that this was against the wishes of the the public. Alderman Meagher asked why such permits were issued without a public hearing being held.

The City Manager indicated that the permit was for a single family dwelling.

Alderman Clarke spoke to the matter requesting that staff keep a close watch on the work being carried out at 6531 Chebucto Road.

Question - Alderman O'Malley re: Inspection of Transfer Station, Problem of Litter

Alderman O'Malley referred to an information report concerning an inspection by the Building Inspector of the transfer station which indicates that litter is still a problem here. Alderman O'Malley asked staff what steps could be taken to correct the situation.

Deputy Mayor Maley suggested that the report mentioned by Alderman O'Malley be forwarded to the members of Metro Authority and that the matter be placed on the agenda for the next meeting of Metro Authority. The City Manager indicated that staff would investigate the matter to determine if there was any way of having the problem resolved. Alderman Clarke agreed with Deputy Mayor Maley's suggestion and requested that the Mayor's office notify Mr. Mort Jackson that the matter was to be put on the agenda.

Alderman O'Malley suggested that there was a violation of the lease agreement and asked for a report from the City Solicitor with respect to breaking the agreement.

Question - Alderman Clarke re: Tree Planting Memorial Drive

Alderman Clarke indicated that the job staff had done to date in planting trees on Memorial Drive in order to negate the effect of the container pier in this area was excellent. However, he was doubtful if the job had been completed and requested that staff continue with the work or bring a report back to Council regarding the present status of the matter.

Question - Alderman Wooden re: G.K. Butler School Security

Alderman Wooden indicated that she had received a number of calls regarding the vandalism going on at G.K. Butler School and requested that staff take steps to make the school more secure. She further requested that the portable classrooms present there be removed if they were not going to be used for any other purpose.

Question - Alderman Wooden re: Insurance Adjustments

Alderman Wooden requested that staff report on the number and type of insurance adjustments, as well as the amount the City pays out in insurance claims.

Question - Alderman Downey re: Sidewalks

Alderman Downey requested information on the status of sidewalks presently torn up in his area and further questioned as to whether a contractor that had not proved satisfactory would be hired for future projects.

The City Manager indicated that the work done on many sidewalks was being done free of cost to the City under the Maintenance Clause of the contract. He further noted that the contractor in question had in past done fine work for the City, but in this case the workmanship had not been up to par.

Question - Alderman Downey re: Ordinance 175

Alderman Downey requested that the City Solicitor ascertain if the Minister of Municipal Affairs had signed Ordinance 175.

The Solicitor indicated that he would have this information for Alderman Downey later this week.

Question: Alderman Hanson re: Tennis Courts Colindale and Purcell's Cove Road

Alderman Hanson indicated that he had received strong representation concerning the beginning of these projects and requested staff to ensure that work began on these tennis courts immediately after the award of the contract.

Question: Alderman Jeffrey re: Springvale/Fairmount CNR

Alderman Jeffrey indicated that rumor has it that the CNR operations in Springvale/Fairmount were to cease. He requested that staff approach the CNR to ascertain if this was in fact true.

Question - Deputy Mayor Maley re: Contract Stipulations, Ace Towing

Deputy Mayor Maley requested that staff investigate how well the Contract stipulations with Ace Towing were being met with the idea of having a possible review of the contract. She suggested that there were stipulations that a solid fence be erected, and that vehicles etc. be kept on the lot which was not being adhered to, and said she understood that the company had refused to tow away vehicles. Deputy Mayor Maley requested that this matter be added to the agenda of the next Committee of the Whole Council to be held on June 9, 1982.

Question - Deputy Mayor Maley re: Taxis

Deputy Mayor Maley asked to be provided with information referring to two taxi companies who appear to have taken up residence, one without a Occupancy Permit, suggesting that this is a common violation. Deputy Mayor Maley referred to Barrington and Inglis Streets asking that staff report on when taxis line up on a street what represents a need for a taxi stand.

12:15 a.m. His Worship the Mayor rejoins the meeting and
Deputy Mayor Maley takes her seat in Council

NOTICE OF MOTIONS

Notice of Motion Alderman Flynn re: Reconsideration of City Council's resolution of May 27, 1982 regarding Case No. 4140, Contract Development
1360 Hollis Street

Alderman Flynn gave notice at the next regular meeting of Halifax City Council to be held on June 17, 1982 he proposes to introduce a Motion of Reconsideration of City Council's resolution of May 27, 1982 regarding Case No. 4140, Contract Development,
1360 Hollis Street

Notice of Motion Alderman Jeffrey re: Reconsideration of City Council's resolution of May 27, 1982 regarding Case No. 3992, Contract Development, 30 Rufus Avenue

Alderman Jeffrey gave notice that at the next regular meeting of Halifax City Council to be held on June 17, 1982 he proposes to introduce a Motion of Reconsideration of City Council's resolution of May 27, 1982 regarding Case No. 3992, Contract Development,
30 Rufus Avenue.

Notice of Motion Alderman O'Malley re: Interim Measure to Alleviate Present Garbage Situation

Alderman O'Malley gave notice that at the next regular meeting of Halifax City Council to be held on June 17, 1982 he proposes to introduce a Motion for an alternative interim measure, to the one presently in use, to alleviate the garbage situation after 5:00 p.m.

ADDED ITEMS

Tender No. 82-85 - One New Library Tractor

A staff report dated May 20, 1982, was submitted.

MOVED by Alderman Wooden, seconded by Deputy Mayor Maley
that City Council make the following tender award:

1. Tender 82-85 for one new library tractor in the amount of \$19,487.00 be awarded to Forbes Chev Olds. Ltd., 580 Portland Street, Dartmouth, Nova Scotia, B2Y 3Y7
2. Funding authorized from account number(s) 127417.K0170

Alderman Hamshaw addressed the matter indicating that since there was such a small amount between the tenders that the company located in the City of Halifax should be awarded the tender.

Discussion ensued with regard to closed tendering processes used in the surrounding Municipalities. It was noted that this matter was to be brought up at Metro Authority and it was suggested that once this matter was discussed at Metro Authority Council could then discuss the matter and come to a decision.

The Motion was put and passed.

Award of Tender No. 82-32, Upgrading/Resurfacing of Street

A staff report dated May 26, 1982, was submitted

MOVED by Alderman Hanson, seconded by Alderman Jeffrey
that :

1. The Streets Program of the Engineering and Works Department as shown in the 1982 Proposed Operating Budget of the City be approved.
2. Authority be granted to award Tender #82-32 Standard Paving Maritime for the unit prices quoted
3. Authority be granted to proceed with the upgrading/resurfacing of the indicated streets until the allocated funds of \$500,000.00 are expended.
4. Staff be granted authority, under Section 201(1) of the City Charter, to make additional expenditures for Public Service Commission work which will be offset by an equal amount of revenue from the Public Service Commission.

Motion passed.

Staff Establishment of Central City Departments

A staff report dated May 20, 1982, was submitted.

Alderman LeBlanc addressed the matter indicating his support of the staff establishments as set out. However, he questioned the establishment of the Marketing Analyst - Visitors and Conventions Bureau due to possible changes in marketing tactics.

MOVED by Alderman LeBlanc, seconded by Alderman O'Malley
that the following positions be approved as part of the 1982
Staff Establishment:

Outdoor Recreation Specialis - Recreation
Asst. Co-ordinator Recreation - Recreation
(from 3 term positions to 3 full-time)
Senior Clerk Typist - Finance
Clerk 3 - Engineering & Works
Organization & Methods Manager - Finance
Foreman - Parks and Grounds
Appointment Clerk - Mayor's Office

and further that the position of Marketing Analyst - Visitors & Conventions Bureau be deferred until such time as discussion has taken place on possible changes to the City's marketing tactics.

Deputy Mayor Maley addressed the matter indicating surprise that this matter had not been deferred to the next Committee of the Whole and MOVED, seconded by Alderman Clarke that this matter be deferred to the next meeting of the Committee of the Whole at which time a more detailed report be available to Council.

The Motion to defer was put and lost.

The main Motion was put and passed.

Restoration Victoria Fountain

A staff report dated May 26, 1982, was submitted.

MOVED by Alderman Wooden, seconded by Alderman LeBlanc
that Council grant authority to retain Mr. Clark Ellis to perform the work involved in the Restoration of Victoria Fountain at a cost of \$15,562 (8% P.S.T. included on materials and refundable) extra monies being transferred to supplement the approved sum of \$12,000 in the current budget - special items from account D9900.DS298.

Motion passed.

Ordinance # 151 (Alderman Meagher)

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

It was agreed, at the request of Alderman Meagher, that this matter be referred to the City Solicitor.

Assistance to Needy Persons - (Alderman LeBlanc)

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

Alderman LeBlanc advised Council that this matter dealt with one of the residents of his area who has been given notice to vacate her present living accommodations. Alderman LeBlanc explained that she has been unsuccessful in finding alternate accommodations and he as well had been unsuccessful. A solution to the problem is possible if the resident is able to find storage accommodation for her furniture. He requested that staff look into this matter and find a possible solution to the problem and advised that he would supply the City Manager with the appropriate information.

The City Manager indicated that he would investigate possible storage accommodations.

12:35 a.m. The meeting adjourned.

HEADLINES

Presentation - Long-Service Award - Noel Westall	328
Minutes	328
Approval of the Order of Business	328
DEFERRED ITEMS:	
City Land - Belmont-on-the-Arm	329
Heritage Property - 5509-11-13 Young Street	329
Case No. 4108 - Contract Development, 2500 Robie Street	330
Case No. 4070, Rezoning, 210-212 Herring Cove Road	330
Case No. 3992 - Contract Development, 30 Rufus Avenue	
Case No. 4114, Contract Development, Parcel D-1, Bedford Highway	331
Case No. 4128, Contract Development, 5265 Tobin Street	331
Case No. 4141, Contract Development, 1133 Tower Road	332
Case No. 4126, Contract Development, 5444-50 Victoria Road	332
Case No. 4140, Contract Development, 1360 Hollis Street	333
Case No. 4145, Contract Development, 1078 Tower Road	333
Case No. 4153, Contract Development, 5247-49 South Street	
MOTIONS OF RECONSIDERATION:	
Motion of Reconsideration Deputy Mayor Maley re: Reconsideration of City Council's resolution of May 13, 1982 regarding the Amendments to the Municipal Development Plan - CBD Boundary Study.....	334
Motion of Reconsideration Deputy Mayor Maley re: Reconsideration of City Council's resolution of May 13, 1982 regarding User Fees for Playing Fields	334

HEADLINES CONT.

MOTIONS OF RECISSION:

Motion of Recission Alderman O'Malley re: Recission of City Council resolution of April 15, 1982 and April 29, 1982 regarding Ordinance No. 121, the Retail Shop Closing Ordinance	334
REPORT - FINANCE AND EXECUTIVE COMMITTEE	
Sale of Land Account	336
3678-80 Robie Street - Non-Conforming Use	336
Mainland North Fire Station	337
Tender No. 82-70 - Police and Fire Clothing	337
Expropriations - Dutch Village Road	337
Acquisition - Portion of 3450 Dutch Village Road	337
Purchase of Lands - Rear of 2445 Brunswick Street	338
Acquisition - Portion of 240 Herring Cove Road	338
Rescheduling of City Council Meeting of July, 1982 to June 29, 1982	338
City Policy - Residential Tax Collection	338
Recommendations - Tax Concession and Grants Committee	341
Fire Hydrant Retreat Avenue	341
Condominium Act (Maley)	342
REPORT - COMMITTEE ON WORKS:	
Tender No. 82-16 - Sidewalks Renewals	343
Coronation Avenue - Sanitary Sewer Renewal	343
Public Information Centre - Deput Mayor Maley	343
Sidewalk Renewals - Granville Street	343
REPORT - SAFETY COMMITTEE:	
Anti-Dog Litter Campaign	344
National Building Code - Conversions and Renovations	344
REPORT - CITY PLANNING COMMITTEE:	
Case No. 4024 - Cost-shared Storm Sewer - Templeton Woods Subdivision (Templeton Mews)	344
MOTIONS:	
Motion Alderman Flynn re: Amendments to Ordinance No. 169, Police Board Ordinance for the City of Halifax - FIRST READING	345
Motion Deputy Mayor Maley re: Amendment to Ordinance No. 102, The Procedures Ordinance - FIRST READING	345
MISCELLANEOUS ITEMS:	
Permission to Conduct Trade Dollar Program - Joseph Howe Festival ...	346
Case No. 4182 - Contract Development - 1505 Lower Water Street	346
SET DATE FOR PUBLIC HEARING	346
Appointments	346
Nomination - Heritage Canada Foundation Awards 1982	346
QUESTIONS:	
Question - Alderman Meagher re: Issuance of Permit at 6531 Chebucto Road	347
Question - Alderman O'Malley re: Inspection of Transfer Station, Problem of Litter	347
Question - Alderman Clarke re: Tree Planing Memorial Drive	348
Question - Alderman Wooden re: G.K. Butler School Security	348
Question - Alderman Wooden re: Insurance Adjustments	348
Question - Alderman Downey re: Sidewalks	348
Question - Alderman Downey re: Ordinance 175	348
Question - Alderman Jeffrey re: Springvale/Fairmount CNR	348

Council
May 27, 1982

HEADLINES CONT.

Question - Deputy Mayor Maley re: Contract Stipulation, Ace Towing ... 349
Question - Deputy Mayor Male re: Taxis 349
NOTICE OF MOTIONS:
Notice of Motion Alderman Flynn re: Reconsider of City Council's
resolution of May 27, 1982 regarding Case No. 4140, Contract
Development 1360 Hollis Street 349
Notice of Motion Alderman Jeffrey re: Reconsideration of City
Council's Resolution of May 27, 1982 regarding Case No. 3992,
Contract Development, 30 Rufus Avenue 349
Notice of Motion Alderman O'Malley re: Interim Measures to
Alleviate Present Garbage Situation 349
Tender No. 82-85 - One New Library Tractor 350
Award of Tender No. 82-32, Upgrading/Resurfacing of Street 350
Staff Establishment of Central City Departments 351
Restoration of Victoria Fountain 351
Ordinance No. 151 (Alderman Meagher) 352
Assistance to Needy Persons - (Alderman LeBlanc) 352

HIS WORSHIP MAYOR RON WALLACE
DEPUTY MAYOR D. MALEY
CHAIRMEN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____

wc/sg

Record

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Office of the City Clerk
City Hall
Halifax, Nova Scotia
June 2, 1982
7:30 p.m.

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

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

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

Members of Council attending joined the City Clerk in reciting the Lord's Prayer.

Case No. 4154 - Contract Development and Lot Consolidation - 6770
Jubilee Road

Alderman Jeffrey indicated that he had in his possession a letter from the City Solicitor advising that he had a conflict of interest and indicating that he wished to leave the meeting while this matter was being discussed. Council agreed to this request.

Mr. Bill Campbell, Development Department, with the aid of maps and sketches, outlined the application for contract development under Schedule "C", Section 83 of the Zoning Bylaw, Peninsula Area, to allow the development of a 17-unit residential building at 6770 Jubilee Road, the site of the Jubilee Boat Club, as found in the staff report dated April 2, 1982.

Mr. Campbell indicated that the staff recommendation was for approval of this application.

Mr. Campbell then responded to questions from members of Council.

Mr. Stuart MacInnis, Resource Development Limited, addressed Council in favor of the application, indicating that he would be assisted by the architects for the project.

Mr. MacInnis indicated that he was aware that possible changes might have to be made to the present design and that the matter was a topical subject and a sensitive issue which had aroused the concern of the area residents.

Mr. MacInnis said the projects that Mr. Ronald Crory, President of Resource Development Limited, had been involved with previously were good projects.

Council
June 2, 1982

Mr. MacInnis noted that a previous application had been refused by City Council due to the objections voiced by the area residents. Mr. MacInnis indicated that there had been many meetings with City staff to ensure that all requirements were met, as well as meetings with the area residents.

Mr. MacInnis further noted that the representation made by the local papers and T.V. did not really explain the proposal. He further noted that staff had scrutinized this case fully, perhaps more fully than any case before Council in some time. He noted that the only requirement which had to be met were those of the Municipal Development Plan, but that the Detailed Area Plan had been considered.

Mr. MacInnis noted that the proposal was not unattractive and the the building there at present was not the most attractive. He further noted that there were 50% less units in this proposal than in the previous proposal. Mr. MacInnis then gave details of the approximate size of the building.

The architect for the project, with the use of sketches, pointed out that the roof of the proposal was lower than the first single family dwelling up the street.

Mr. MacInnis then tabled a petition containing slightly less than 600 names of persons not living in the immediate area but in areas surrounding in support of the proposal.

Mr. MacInnis then indicated that he would like to deal with the objections to the proposal. Firstly, the fear that this would set a precedent of similar development, particularly on the adjacent property. Mr. MacInnis noted that the use at present was non-conforming and unique. He further noted that the possibility of the present housing stock being taken out was not possible as the Municipal Development Plan does not allow this. He further noted that possible future developments would have to meet tough requirements if they were to be approved.

Secondly, the concern with regard to tourist access to the arm, was in Mr. MacInnis's opinion without basis. He noted that this development would not restrict this access but rather enhance it. Concern has also been expressed with regard to the launching of boats, Mr. MacInnis noted that the boat launch presently on the site was owned by the City and would remain in their hands. The proposal, therefore, would have no effect on the launching of boats.

Mr. MacInnis then explained the mini-park proposed to be located on the property, the architect further detailing the proposed mini-park. Mr. MacInnis noted that the view down Pryor Street was not as good, but noted that those wishing to view the harbour could do so simply by walking to the end of the property.

Council
June 2, 1982

Mr. MacInnis also indicated that it was his belief that this proposal would enhance the property values in the area rather than devalue them as has been suggested. He further noted that the view from the Northwest Arm for those persons taking the day trips would be much more pleasing than at present.

Mr. MacInnis informed Council that the project would increase taxation for the City by some \$100,000 and that the construction of the proposal would begin before the end of this year if it is approved.

Mr. MacInnis pointed out that any development would obscure the present view. He further noted that single family dwellings on this land, in his opinion, would not be a good use of land. Mr. MacInnis noted that a park on the land would also not be a good use of land considering the number of recreation and park facilities in the area. Mr. MacInnis further noted that a brief had been circulated to Council outlining the initial and ongoing costs involved with the development of a park on this land.

In closing Mr. MacInnis summarized his previous statement noting that he was proud to be associated with this proposal.

Mr. MacInnis then responded to questions from members of Council.

Mr. Bob MacDonald, President, Building and Trades Council, addressed Council in support of the proposal noting that he represents 9300 construction workers, 3275 of which were presently unemployed.

Mr. MacDonald indicated that the construction of this proposal would supply jobs for men presently out of work and indicated that he strongly supported the proposal.

Mr. James Buckley addressed Council indicating that he had been born and raised in the area and he could not see how the proposal was going to affect the view to such a great extent as to limit the enjoyment of the Arm. He indicated that he supported the proposal.

Mr. Ron Scott, Save the Northwest Arm Committee, addressed Council indicating that Margaret Haliburton, Chairman of the Save the Northwest Arm Committee was also present this evening to aid in the presentation.

Mr. Scott addressed Council and with the aid of photographs and a slide presentation outlined the views of the Arm presently enjoyed and those that would occur if the development under discussion was approved. Mr. Scott noted that he felt this area to be of historical value and thereby worthy of preservation and protection.

Council
June 2, 1982

Mr. MacInnis also indicated that it was his belief that this proposal would enhance the property values in the area rather than devalue them as has been suggested. He further noted that the view from the Northwest Arm for those persons taking the day trips would be much more pleasing than at present.

Mr. MacInnis informed Council that the project would increase taxation for the City by some \$100,000 and that the construction of the proposal would begin before the end of this year if it is approved.

Mr. MacInnis pointed out that any development would obscure the present view. He further noted that single family dwellings on this land, in his opinion, would not be a good use of land. Mr. MacInnis noted that a park on the land would also not be a good use of land considering the number of recreation and park facilities in the area. Mr. MacInnis further noted that a brief had been circulated to Council outlining the initial and ongoing costs involved with the development of a park on this land.

In closing Mr. MacInnis summarized his previous statement noting that he was proud to be associated with this proposal.

Mr. MacInnis then responded to questions from members of Council.

Mr. Bob MacDonald, President, Building and Trades Council, addressed Council in support of the proposal noting that he represented 9300 construction workers, 3275 of which were presently unemployed.

Mr. MacDonald indicated that the construction of this proposal would supply jobs for men presently out of work and indicated that he strongly supported the proposal.

Mr. James Buckley addressed Council indicating that he had been born and raised in the area and he could not see how the proposal was going to affect the view to such a great extent as to limit the enjoyment of the Arm. He indicated that he supported the proposal.

Mr. Ron Scott, Save the Northwest Arm Committee, addressed Council indicating that Margaret Haliburton, Chairman of the Save the Northwest Arm Committee was also present this evening to aid in the presentation.

Mr. Scott addressed Council and with the aid of photographs and a slide presentation outlined the views of the Arm presently enjoyed and those that would occur if the development under discussion was approved. Mr. Scott noted that he felt this area to be of historical value and thereby worthy of preservation and protection.

Council
June 2, 1982

Mr. Scott then outlined the results of a petition carried out on the weekend on location at the site of the proposed development which indicates that persons visiting the area do not wish this development to be approved.

Mr. Scott pointed out that this was a popular people place and the threat to the beauty of the view of the Arm was indeed a grave one should this development be approved. Mr. Scott indicated that he felt it would be a great shame if, with all the money being spent on the Waterfront area to make it a people place, that this matter be ignored.

Mr. Scott then called on Mr. Ron Pugsley to address the matter of a non-conforming use on this site. Mr. Pugsley noted that the land was presently zoned R-1 and that the proposed development was not permitted as of right, thus the reason for the Public Hearing. Mr. Pugsley indicated that he felt that the proposal was inconsistent with the Municipal Development Plan quoting sections to back up his arguments. Mr. Pugsley further referred to the Detailed Area Plan indicating that it was his opinion that this proposal was not consistent with the Detailed Area Plan.

Mr. Scott then continued with his presentation noting the numerous uses of the Arm made by the residents of the City of Halifax and indicating that he felt it was unfair that the enjoyment of the many be relinquished for the enjoyment of the few.

Mr. Scott then addressed City revenues to be realized by the approval and development of this proposal suggesting that perhaps the City would find their revenues down due to a reduction in the tourist trade, as well as possible future development in the area making the present suggested revenues seem small.

Mr. Scott then addressed the design of the proposal noting that there was no significant difference in this and the previous proposal.

Mr. Scott noted that the recommendation of the Save the Northwest Arm was as follows: "That City Council consider the Jubilee Boat Club area an important City asset to be preserved for the enjoyment of the people of Halifax and Visitors."

Mr. Scott then responded to a number of comments made by Resource Development Limited. Firstly, noting that the area has a rightful place as a beauty spot in Nova Scotia. Secondly, it would seem that the proposal would be more of a liability than an asset due to the limited view and usage of the area if the proposal should be approved. Thirdly, a residential use would be more desirable. Fourthly, the mini park would discourage usage of the area and the only viewing area would be at the waters edge. Fifthly, the proposal is not complementary to the surrounding uses. Finally, the proposed revenue growth for the City would probably be realized without this development going ahead.

Council
June 2, 1982

Mr. Scott then responded to questions from members of Council.

Mr. Gerald B. Standford, Jollymore, addressed Council in opposition to the proposal outlining a written submission presented at Council this evening. Mr. Standford based his objections on the policies of the Municipal Development Plan and the Detailed Area Plan, indicating that he believed the development to not be consistent with these policies.

Mary Burke, representing the Ward 2 Residents Council addressed Council in opposition to the proposal. Ms. Burke noted that in the opinion of the Residents Council the reasons for turning down the original proposal remain largely the same. She also noted that the location of such a development would set a precedent for future similar developments. She further noted it was the feeling of the Residents Council that water lots should not be filled in. Ms. Burke voiced the opinion that this was the beginning of the end of a natural beauty and recreation spot as well as the heritage of the area.

William Fowlie, West Arm Residents Association, addressed Council in opposition to the proposal. Mr. Fowlie noted that he had lived in a number of areas and had found none more beautiful than the Northwest Arm. He further noted that not only the people of the area and the City took advantage of the facilities of the Arm but also persons coming from some distance.

Pam Cooley, addressed Council noting that she was born and raised in the Community. She further advised that she was presently in a Recreation Program at a local University. Ms. Cooley indicated that the Northwest Arm was being used as a recreation facility at present and if this proposal is approved this recreational facility will be greatly restricted. She noted that she felt it was unfair that 17 households restrict the thousands of persons in the City and tourists from the view and the recreational use of the Arm.

George Haliburton, Quinn Street, addressed Council in opposition to the proposal. Mr. Haliburton suggested that the question tonight was not one of job creation or of revenue for the City, but of a proposed developments' suitability to the area and the possibility of setting a dangerous precedent. Mr. Haliburton expressed concern over the underground parking noting that the tides often rose higher than indicated. He further noted that fill does not ensure dry ground under the development.

Gale Kingsley, 2675 Fairfield Street, addressed Council in opposition to the proposal. Ms. Kingsley addressed a number of comments made by Mr. MacInnis and his associates particularly regarding the height of the building and parking in the area. She further noted that the provincial and federal permits which were granted had not been brought to the attention of the area residents for their input.

Council
June 2, 1982

Mrs. Marjorie Beaumont addressed Council indicating that no one had considered how 17 different owners were going to feel about the upkeep of their homes and what the effect of 17 different owners would have on the proposed development and its sympathy to the surrounding homes.

Mr. Bill Buckley, addressed Council in favor of the proposal indicating that he felt the proposal would be good for the area.

There were no further persons present wishing to address Council. Correspondence has been received as follows:

1. (Presented at Council, June 2, 1982) Correspondence dated June 2, 1982 from the Ecology Action Centre, Alan Ruffman commenting on the proposed development.
2. Correspondence dated May 25, 1982 from the Ward 2 Residents Council in opposition to the proposal.
3. Correspondence dated May 20, 1982 from John Doherty in opposition to the proposal.
4. Correspondence dated May 7, 1982 from Patricia Nicholls in opposition to the proposal.
5. Correspondence dated May 6, 1982 from Dr. and Mrs. Gaede, 6765 Jubilee Road in opposition to the proposal.
6. Correspondence dated May 4, 1982 from Mort Pelham in opposition to the proposal.
7. Correspondence dated April 30, 1982 from Mrs. Barbara Blouin in opposition to the proposal.
8. Correspondence dated May 5, 1982 from Ian Thompson and Associates Ltd., for Resource Development Corporation Ltd. in favor of the proposal.
9. Correspondence dated April 28, 1982 from the following persons: Peter Graham, Hilda Killam, Mrs. J.M. Scotte Shirley Monahan, M. Palalavis, Susan Rigaux, and Mrs. M. Graham in opposition to the proposal.
10. Correspondence dated April 12, 1982 from Mrs. Margaret Haliburton in opposition to the proposal.
11. Correspondence dated April 5, 1982 from Mrs. E. Williams in opposition to the proposal.
12. Correspondence dated April 1, 1982 from Dorothy E. & Everett Weston in opposition to the proposal.

Council
June 2, 1982

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

Alderman Wooden requested that this matter be forwarded to the Special Council to be held next Wednesday or a later Council meeting as she would not be present to vote on the matter.

It was MOVED in amendment by Alderman O'Malley, seconded by Alderman Hamshaw that this matter be forwarded to the Special meeting of Halifax City Council to be held on June 9, 1982.

Discussion ensued with regard to the legality of the motion. Alderman O'Malley, with the agreement of the seconder, withdrew his amendment.

The main motion was put and lost.

MOVED by Alderman O'Malley, seconded by Alderman Hamshaw that this matter be forwarded to the first regular City Council in July to be held on July 15, 1982.

Motion passed.

Case No. 4164 - Contract Development and Lot Consolidation -
1521 Lower Water Street

10:30 p.m. Alderman Jeffrey joins the meeting.

A public hearing into the above matter was held at this time. A supplementary staff report dated June 1, 1982 was submitted.

Mr. Bill Campbell, Development Control, with the aid of maps and sketches, outlined the application for contract development under Schedule "G", Section 35 of the Zoning Bylaw, Peninsula area and lot consolidation to allow the development of a three to six-storey office building at 1521 Lower Water Street, as found in the staff reports dated April 21, 1982 and June 1, 1982.

Mr. Campbell indicated that staff recommended approval of this application with the condition that a residential component be included.

Deputy Mayor Maley questioned staff as to the effect of Implementation Policy 10 on this proposal noting that the report advised that Council could use its discretion in deciding whether or not a residential component need be included in this proposal. She requested that the City Solicitor give a legal interpretation of how Council should deal with this matter.

The City Solicitor indicated that he would review the reports and report back to Council at a later date.

Council
June 2, 1982

Mr. Frank Medjuck, the applicant, addressed Council in support of the proposal. Mr. Medjuck indicated that upon reading the decision of the Provincial Planning Appeal Board regarding the Clarence Investment proposal and noting that comments had been made regarding the previous application which was approved by City Council pertaining to 1521 Lower Water Street, he and his associates had decided that it might be more feasible to revamp the design of the 16-storey office building previously proposed to make it more acceptable to both staff and the residents of the area.

Mr. Medjuck noted that the Provincial Planning Appeal Board had commented adversely on the size of the previous proposal approved by Council indicating that it was 'huge and massive'. He also noted that no comment had been made with regard to the previously proposed commercial use.

Mr. Medjuck further noted that this revamp of the design came about through the efforts of the residents of the area and City staff. He further noted that it was felt that this proposal would be more acceptable and a more popular design.

Regarding the residential component being included in the proposal Mr. Medjuck indicated that he felt this was only token residential and felt the area to be unsuitable to residential development due to the lack of support facilities in the area. He further noted that this proposal could be used as a transition area and a buffer zone to residential areas to the south.

Mr. Medjuck further indicated that if Council were to approve this proposal that the previous proposal would be automatically withdrawn.

Deputy Mayor Maley questioned Mr. Medjuck regarding the approval and possible appeals on the present proposal and how this would affect Council's decision. She requested that staff prepare a report regarding this problem. She further requested that the City Solicitors Department in reporting concerning the effect of Implementation Policy 10 on Council's decision give a legal interpretation of 'immediately adjacent', as quoted in the staff report of June 1, 1982.

Upon questioning Mr. Medjuck indicated that he would have no objection to a start up time being stipulated in the contract if this proposal were to be approved.

Mr. Graham Duffus addressed Council indicating that he had reviewed the proposal and thought the developer had made a great effort to meet the requirements and concerns of the various groups involved. However, Mr. Duffus, noted that he felt a Detailed Area Plan should be implemented or at least a design study should be undertaken before any development is approved for this area.

Council
June 2, 1982

Merla Riding, Halifax Downtown Residents Association, addressed Council indicating that the effort made by the developer to bring the proposal within the requirements of the MDP and considering the area residents concerns was appreciated.

Ms. Riding noted that Implementation Policy 10 notwithstanding the question was whether or not a residential component was feasible and required. She further noted that if a Detailed Area Plan or a Design Study had been carried out this question could have been dealt with in a manner acceptable to both the residents and the developer.

Ms. Riding then referred to the Municipal Development Plan with regard for the need for a residential component.

Theresa Brown, Board of the Community Planning Association, Nova Scotia Division, addressed Council commenting upon two issues, the residential component and setback requirements. Ms. Brown outlined a submission presented at Council at this evening's meeting. Ms. Brown indicated that the Association recommended that a significant residential component and a greater setback along Lower Water Street be included as conditions of the approval of this contract application.

Mr. Allan Ruffman, addressed Council outlining a submission presented to Council at this evening's meeting. Mr. Ruffman indicated that he felt there was a need for a Detailed Area Plan or a Design Study before further development went ahead noting that development of one proposal always affected adjacent proposals. He further noted the requirement of a residential component was a question that should be answered, particularly as Implementation Policy 10 might greatly affect this requirement. He felt a legal interpretation or opinion might be advisable.

Mr. Stanford, addressed Council indicating that he felt an interpretation of the 'immediately adjacent' was necessary and congratulating the developer on scaling down the previous proposal.

There were no further persons present wishing to address Council. Correspondence has been received from the Ecology Acting Centre, Urban Committee, dated June 2, 1982.

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

The motion was withdrawn.

MOVED by Alderman Hanson, seconded by Alderman O'Malley
that this matter be forwarded to the first regular City Council meeting of July, to be held on July 15, 1982. Motion passed.

Council
June 2, 1982

12:30 a.m. The meeting adjourned.

HEADLINES

Case No. 4154 - Contract Development and Lot Consolidation -
6770 Jubilee Road 355-361
Case No. 4164 - Contract Development and Lot Consolidation -
1521 Lower Water Street..... 361-...

HIS WORSHIP MAYOR RON WALLACE
CHAIRMAN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

SPECIAL COUNCIL
PUBLIC HEARINGS
MINUTES

Rec'd.

Council Chamber
City Hall
Halifax, Nova Scotia
June 9, 1982
7:30 p.m.

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

Present: Deputy Mayor D. Maley, Chairman; and Aldermen Cromwell, Meagher, O'Malley, Clarke, Wooden, Jeffrey, LeBlanc, Flynn, and Hamshaw.

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

Members of Council attending joined the Clerk in reciting the Lord's Prayer.

The City Manager advised that a supplementary report dated June 8, 1982 had been distributed which recommends that 5687-91 Duffus Street be deferred and be heard on the same night as 5690 Duffus Street. The City Manager noted that this would not change staff's position with regard to the rezoning but would allow Council to consider all the relevant facts

It was agreed that 5687-91 Duffus Street be deleted from the agenda.

2548 Connaught (Lot B) to be rezoned from C-2 to R-2

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

Mr. B. Robertson, Planning Department, with the aid of maps and sketches outlined the proposed rezoning of 2548 Connaught (Lot B) to be rezoned from C-2 to R-2 as found in the staff report dated March 12, 1982. Mr. Robertson noted that in each case to be discussed this evening the general principle followed is the appropriateness of the Zoning in the context of the policies of the Municipal Development Plan.

Discussion arose with regard to whether or not the civic number quoted was the correct civic number. It was agreed that the matter be delayed to later in the meeting in order that staff might ascertain if this was the proper civic number.

6273-75 Young Street to be rezoned from C-2 to C-1

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

Mr. B. Robertson, Planning Department, with the aid of maps and sketches, outlined the proposed rezoning for 6273-75

Council
June 9, 1982

Young Street to be rezoned from C-2 to C-1 as found in the staff report dated March 12, 1982.

Mr. Robertson then responded to questions from members of Council.

Upon questioning the City Solicitor related the background to Caveats and indicated that if ownership of the property had changed hands the new owner would be aware of the Caveat as it had been registered with the Registry of Deeds.

There were no persons present wishing to address Council regarding this matter. No correspondence has been received regarding this matter.

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

Motion passed.

2548 Connaught (Lot B) to be rezoned from C-2 to R-2

This matter was discussed earlier this meeting.

Staff indicated that they were unable at this time to confirm that the civic number was correct.

The City Solicitor indicated that Council could proceed with the hearing and if it was found that the Civic No. was incorrect between now and Council the matter could be deferred and readvertising of the matter could be undertaken.

Mr. Robertson then responded to questions from members of Council.

There were no persons present wishing to address Council regarding this matter. No correspondence has been received regarding this matter.

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

Motion passed.

5880 Kane Street to be rezoned from C-2 to R-2

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

Bob Robertson, Planning Department, with the aid of maps and sketches, outlined the proposed rezoning of 5880 Kane Street from C-2 to R-2 as found in the staff report dated March 12, 1982.

Council
June 9, 1982

Mr. Robertson responded to questions from members of Council.

There were no persons wishing to address Council with regard to this matter. Correspondence has been received from Mr. F. B. Wickwire, McInnis, Wilson, & Hallett, representing Halifax Seed Company, dated June 7, 1982.

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

Motion passed.

5687-91 Duffus Street to be rezoned from C-2 to R-2

This matter was deleted from the agenda earlier this meeting.

Appointments - Port Commission

Alderman Flynn requested that this matter be added to the agenda at this time, to which Council agreed.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that Council approve the extension of the present Halifax-Dartmouth Port Commission membership to the end of November, 1982.

Motion passed, with five voting for and 4 against the motion.

8:10 p.m. The meeting adjourned.

HEADLINES

5687091 Duffus Street to be rezoned from C-2 to R-2	365
2548 Connaught (Lot B) to be rezoned from C-2 to R-2	365
6273-75 Young Street to be rezoned from C-2 to C-1	365
2548 Connaught (Lot B) to be rezoned from C-2 to R-2	366
5880 Kane Street to be rezoned from C-2 to R-2	366
5687-91 Duffus Street to be rezoned from C-2 to R-2	367
Appointments - Port Commission	367

DEPUTY MAYOR D. MALEY
CHAIRMAN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

SPECIAL COUNCIL
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
June 9, 1982
7:30 p.m.

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

Present: Deputy Mayor D. Maley, Chairman; and Aldermen Cromwell, Meagher, O'Malley, Clarke, Wooden, Jeffrey, LeBlanc, Flynn, and Hamshaw.

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

Members of Council attending joined the Clerk in reciting the Lord's Prayer.

The City Manager advised that a supplementary report dated June 8, 1982 had been distributed which recommends that 5687-91 Duffus Street be deferred and be heard on the same night as 5690 Duffus Street. The City Manager noted that this would not change staff's position with regard to the rezoning but would allow Council to consider all the relevant facts

It was agreed that 5687-91 Duffus Street be deleted from the agenda.

2548 Connaught (Lot B) to be rezoned from C-2 to R-2

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

Mr. B. Robertson, Planning Department, with the aid of maps and sketches outlined the proposed rezoning of 2548 Connaught (Lot B) to be rezoned from C-2 to R-2 as found in the staff report dated March 12, 1982. Mr. Robertson noted that in each case to be discussed this evening the general principle followed is the appropriateness of the Zoning in the context of the policies of the Municipal Development Plan.

Discussion arose with regard to whether or not the civic number quoted was the correct civic number. It was agreed that the matter be delayed to later in the meeting in order that staff might ascertain if this was the proper civic number.

6273-75 Young Street to be rezoned from C-2 to C-1

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

Mr. B. Robertson, Planning Department, with the aid of maps and sketches, outlined the proposed rezoning for 6273-75

Council
June 9, 1982

Young Street to be rezoned from C-2 to C-1 as found in the staff report dated March 12, 1982.

Mr. Robertson then responded to questions from members of Council.

Upon questioning the City Solicitor related the background to Caveats and indicated that if ownership of the property had changed hands the new owner would be aware of the Caveat as it had been registered with the Registry of Deeds.

There were no persons present wishing to address Council regarding this matter. No correspondence has been received regarding this matter.

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

Motion passed.

2548 Connaught (Lot B) to be rezoned from C-2 to R-2

This matter was discussed earlier this meeting.

Staff indicated that they were unable at this time to confirm that the civic number was correct.

The City Solicitor indicated that Council could proceed with the hearing and if it was found that the Civic No. was incorrect between now and Council the matter could be deferred and readvertising of the matter could be undertaken.

Mr. Robertson then responded to questions from members of Council.

There were no persons present wishing to address Council regarding this matter. No correspondence has been received regarding this matter.

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

Motion passed.

5880 Kane Street to be rezoned from C-2 to R-2

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

Bob Robertson, Planning Department, with the aid of maps and sketches, outlined the proposed rezoning of 5880 Kane Street from C-2 to R-2 as found in the staff report dated March 12, 1982.

Council
June 9, 1982

Mr. Robertson responded to questions from members of Council.

There were no persons wishing to address Council with regard to this matter. Correspondence has been received from Mr. F. B. Wickwire, McInnis, Wilson, & Hallett, representing Halifax Seed Company, dated June 7, 1982.

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

Motion passed.

5687-91 Duffus Street to be rezoned from C-2 to R-2

This matter was deleted from the agenda earlier this meeting.

Appointments - Port Commission

Alderman Flynn requested that this matter be added to the agenda at this time, to which Council agreed.

MOVED by Alderman Flynn, seconded by Alderman LeBlanc that Council approve the extension of the present Halifax-Dartmouth Port Commission membership to the end of November, 1982.

Motion passed, with five voting for and 4 against the motion.

8:10 p.m. The meeting adjourned.

HEADLINES

5687091 Duffus Street to be rezoned from C-2 to R-2	365
2548 Connaught (Lot B) to be rezoned from C-2 to R-2	365
6273-75 Young Street to be rezoned from C-2 to C-1	365
2548 Connaught (Lot B) to be rezoned from C-2 to R-2	366
5880 Kane Street to be rezoned from C-2 to R-2	366
5687-91 Duffus Street to be rezoned from C-2 to R-2	367
Appointments - Port Commission	367

DEPUTY MAYOR D. MALEY
CHAIRMAN

G.I. Blennerhassett
City Clerk

DATE APPROVED BY COUNCIL: _____

/sg

CITY COUNCIL
MINUTES

Rec'd

Council Chamber
City Hall
Halifax, N. S.
June 17, 1982
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 Maley, and Aldermen Downey, Cromwell, Meagher, O'Malley, Clarke, Hanson, Jeffrey, Flynn, LeBlanc, and Hamshaw.

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

Long Service Award - Ernest Langille

His Worship the Mayor presented Deputy Chief of Police Ernest R. Langille with a Long Service Award in recognition of 29 years of service with the Halifax Police Department.

MINUTES

Minutes of City Council meetings held on May 25 & 27 and June 9, 1982 were approved on Motion by Alderman Hamshaw, seconded by Alderman Cromwell.

APPROVAL OF ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

- 5.5 - Case No. 4157 - Contract Development - 5750 Spring Garden Road
- 20.1 - Award of Tender No. 82-18 - Sidewalk Renewals
- 20.2 - Request for Fly-Past - Canada Day Committee
- 20.3 - Argand vs City of Halifax - Confidential Report
- 20.4 - Recommendation Re: Changes to Canada Assistance Plan

With respect to the matter of the Halifax Foundation, Council agreed that the item be referred to the next regular meeting of the Committee of the Whole Council.

At the request of Deputy Mayor Maley, Council added:

- 20.5 - Representation before the Public Utilities Board regarding the membership of Bedford on the Metropolitan Authority

At the request of Alderman Cromwell, Council added:

- 20.6 - Sewer Backup on Carleton Street

Council
June 17, 1982

At the request of Alderman Flynn, Council added:

20.7 - C.F.L Franchise

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley that the agenda be approved, as amended.

Motion passed.

DEFERRED ITEMS

6273-75 Young Street to be Rezoned from C-2 to C-1

A public hearing was held concerning the above item on June 9, 1982.

MOVED by Alderman Clarke, seconded by Alderman O'Malley that 6273-75 Young Street be rezoned from C-2 to C-1 as outlined in Appendix "B" attached to the staff report dated March 12, 1982.

The City Clerk advised that Aldermen Downey and Hanson were not present at the public hearing.

Motion passed with Aldermen Downey and Hanson abstaining.

Connaught Avenue (Lot B) to be rezoned from C-2 to R-2

A public hearing was held into the above matter on June 9, 1982.

MOVED by Alderman Clarke, seconded by Alderman O'Malley that (Lot B) Connaught Avenue between Bayers Road and Young Street, be rezoned from C-2 to R-2 as outlined in Appendix "B" attached to the staff report dated March 12, 1982.

The City Clerk advised that Aldermen Downey and Hanson were not present at the public hearing.

Motion passed with Aldermen Downey and Hanson abstaining.

5880 Kane Street to be Rezoned from C-2 to R-2

A public hearing was held into the above matter on June 9, 1982.

MOVED by Alderman O'Malley, seconded by Alderman Clarke that 5880 Kane Street be rezoned from C-2 to R-2 as outlined in Appendix "B" attached to the staff report dated March 12, 1982.

The City Clerk advised that Aldermen Downey and Hanson were not present at the public hearing.

Motion passed with Aldermen Downey and Hanson abstaining.

Council
June 17, 1982

Case No. 4128 - Contract Development, 5265 Tobin Street

A public hearing was held into the above matter on May 25, 1982.

MOVED by Alderman Jeffrey, seconded by Deputy Mayor Maley that the contract development application under Section 88 of the Zoning Bylaw, Peninsula area, to permit the existing rear addition at 5265 Tobin Street to remain, be approved by Council.

The City Clerk advised that Aldermen Cromwell, Clarke, Flynn, and Hamshaw were not present at the public hearing.

Motion passed with Aldermen Cromwell, Clarke, Flynn, and Hamshaw abstaining.

Case No. 4157 - Contract Development - 5750 Spring Garden Road

The above item was added to the agenda at the request of the City Clerk. A staff report dated June 15, 1982, was submitted.

MOVED by Alderman Downey, seconded by Alderman Cromwell that the contract dated June 15, 1982 concerning Contract Development - 5750 Spring Garden Road, be approved.

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

Motion passed with Aldermen Meagher, Hanson, and Wooden abstaining.

MOTIONS OF RECONSIDERATION:

Motion of Reconsideration - Alderman Jeffrey Re: City Council's Resolution of May 27, 1982 regarding Case No. 4140 - Contract Development - 30 Rufus Avenue

Alderman Jeffrey presented a Notice of Reconsideration at the May 27th Council meeting concerning the above matter.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the item be deferred to the next regular meeting of City Council.

Motion passed.

Motion of Reconsideration - Alderman Flynn Re: City Council's Resolution of May 27, 1982 Regarding Case No. 4140 - Contract Development - 1360 Hollis Street

Alderman Flynn presented a Notice of Reconsideration concerning the above item at the May 27th meeting of City Council.

Council
June 17, 1982

Alderman Flynn advised that he wished to clear up Council's intent of May 27th and MOVED, seconded by Alderman Meagher that City Council's second resolution of May 27th concerning Case No. 4140, Contract Development, 1360 Hollis Street, be reconsidered.

The Motion to reconsider was put and passed.

MOVED by Alderman Flynn, seconded by Alderman O'Malley that City Council approve the proposed 26 unit residential and commercial development at 1360 Hollis Street, under the provisions of Schedule "N", Section 88 of the Zoning Bylaw, Peninsula Area, with the exception of the proposed use of the alley for garbage storage and that it be specified in the contract that adequate facilities be provided, meeting the requirements of staff, for garbage storage and collection indoors.

The City Clerk advised that Alderman Hamshaw was not present at the public hearing.

Following a discussion on the matter, the Motion was put and passed with Alderman Hamshaw abstaining.

PETITIONS AND DELEGATIONS:

Petition - Relief from Payment of Taxes - Halifax Tumblebugs

A letter dated June 7, 1982 from Mr. F. G. Mounce was submitted relating to the above matter.

MOVED by Alderman Meagher, seconded by Alderman Hamshaw that the letter and attachments be referred to staff for a report concerning the amount involved and background relating to the matter.

Motion passed.

Petition - Residents in the area of Cunard and Hunter Streets Re: Installation of Pool or Billiard Tables in the Olympic Gardens Building corner of Cunard and Hunter Streets

Alderman Meagher submitted a petition signed by approximately 100 residents concerning the above matter.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that the matter be referred to staff for a report to be submitted at the July 7th meeting of the Committee of the Whole Council with the following subjects to be addressed by staff:

1. Fire regulations in connection with the building used as a billiard hall.
2. Report from the Police Department on the impact such an operation would have on the neighbourhood.
3. The Building Inspector to review the building in connection with the washrooms and other facilities.

Council
June 17, 1982

4. A report from the Planning Department with respect to how such an operation fits in with the Detailed Area Planning being prepared for the area.

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

REPORT - FINANCE AND EXECUTIVE COMMITTEE:

Council considered the report of the Finance and Executive Committee from its meeting held on June 9, 1982 as follows:

Halifax Transit Corporation - Arbitration Bus Fleet
A confidential report dated June 15, 1982, was submitted.
MOVED by Alderman Clarke, seconded by Alderman O'Malley
that, as recommended by the Finance & Executive Committee, staff be instructed to proceed to arbitration in the matter.

Following a discussion, the Motion was put and passed.

Lease - CNR Lands - Joseph Howe Drive

MOVED by Deputy Mayor Maley, seconded by Alderman LeBlanc that, as recommended by the Finance & Executive Committee, Council authorize the Mayor and City Clerk to sign the lease in the form attached to the confidential staff report dated May 25, 1982, on behalf of the City of Halifax.

Motion passed.

Proposed Acquisition of Lands, Rear of 471 Herring Cove Road

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the Finance & Executive Committee, Council authorize purchase of the undivided lands of Thornhill Construction Company at the rear of 471 Herring Cove Road for \$12,500 as settlement in full; funds to be made available from the Recreation Facilities Reserve (242516).

Motion passed.

Expropriation Settlement - Corner of Bayview Road & Bedford Highway

MOVED by Alderman LeBlanc, seconded by Alderman Hamshaw that, as recommended by the Finance & Executive Committee, the expropriation of Parcel F-1, Plan TT-27-25781, formerly owned by Wilson D. and Yan Lai Yok Hum, be settled for the sum of \$3,923.50 plus 6 per cent simple interest on \$2,000 from March 7, 1980 to date of settlement as payment in full; funds can be made available from Account No. 227 418 20500 CJ009 (Fairview Overpass).

Motion passed.

Council
June 17, 1982

Antenna Sites - Radio Communications System

An information report dated June 16, 1982, was submitted.

Following a questioning of the City Manager, it was MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that, as recommended by the Finance & Executive Committee, Council authorize the Mayor and City Clerk to execute agreements for the Barrington Tower, Fenwick Place, and Forrest Green sites in the form as attached to the staff report dated June 1, 1982.

Motion passed.

Proposed Land Transactions: City of Halifax & Department of National Defence - (H.M. Dockyard Area)

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

1. The City of Halifax sell Parcel N-2 (former North Street), Parcel W (former Upper Water Street, Cornwallis to North Streets), and Parcel H (part of 2119 Upper Water Street) to the Department of National Defence for \$455,300;
2. The City of Halifax Buy Parcel 1A (former Canadian Government Railways lands) from the Department of National Defence for \$269,250;
3. The Department of National Defence and the City of Halifax enter an agreement of purchase and sale for Parcels 6A and 7 (former Upper Water Street north of North Street) for \$282,500, this transaction to be completed between the parties in three years from date of agreement, or if the interests of both parties with respect to further land transactions along their mutual boundaries have not been determined at that time, then in five years from that time;
4. The City of Halifax retain service easements within Parcels N-2 and W and accept from the Department of National Defence the service easements identified on City of Halifax Plan TT-31-27000;
5. The City of Halifax grant to the Department of National Defence permission to enter upon Parcels H, 6A, and 7 for purposes of construction.

Motion passed.

NIP II Implementation - Proposed Property Acquisition, Lands to Rear of 1252-1266 Queen Street

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

Council
June 17, 1982

1. The lands of Special Projects Limited with the associated right-of-way, located at the rear of Civic Numbers 1252-1266 Queen Street, be purchased for \$52,300 as settlement in full, and
2. Council authorize staff to proceed with design and implementation for improvements to the site in association with the previously approved Morris Street project, and allocate an additional \$65,000 to the project; funds are available in Account No. Z0500 EH004.

Motion passed.

City Land - Belmont-on-the-Arm

A supplementary report dated June 15, 1982, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Hanson that the proposal contained in the staff report dated February 23, 1982, be approved by City Council.

MOVED in Amendment by Deputy Mayor Maley that the Motion be amended by the addition of the words "and that the sign designated by the City Solicitor in the supplementary report dated June 15, 1982, be placed on the land as well as the landscaping".

There was no seconder to the Motion to Amend.

The Main Motion was put and lost.

MOVED by Alderman O'Malley, seconded by Alderman LeBlanc that a sign be erected on the land containing the wording outlined in the supplementary report from the City Solicitor dated June 15, 1982 entitled "City Land - Belmont-On-The-Arm".

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

Sale of Land Account

The above item was forwarded to City Council without recommendation pending receipt of a staff report. A supplementary report dated June 9, 1982, was submitted from the City Solicitor.

MOVED by Alderman Clarke, seconded by Alderman Hanson that the item be deferred to the next regular meeting of the Committee of the Whole Council.

Motion passed.

Tender No. 524880 - Police Department - One Only Hope Model
Colour RC Paper Processor

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

Council
June 17, 1982

1. Tender No. 524880 for One (1) only Hope Model E95 RC16 10E colour RC paper processor, be awarded to Lisle-Kelco Limited, 681 Petrolia Road, Downsview, Ontario, M3J 2N6, and
2. Funding be authorized from Account Number 126110.B0121.

Motion passed.

Halifax Metro Centre Commission

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that, as recommended by the Finance & Executive Committee:

1. Council approve the proposed legislation attached to the staff report dated May 27, 1982, and

2. Council, by copy of this resolution, instruct the Trade Centre Limited Board of Directors to operate Metro Centre by adopting as policies the provisions of the Metro Centre Act relating to budgets, establishment, auditors and relationships with the City Manager and City Council. Motion passed.

Deputy Mayor Maley, on behalf of Council, expressed appreciation to past and present members of the Commission for the great job which they have done.

Barrington Street North

A supplementary report dated June 10, 1982, was submitted. A discussion ensued on the matter and it was MOVED by Alderman Downey, seconded by Deputy Mayor Maley that the matter be deferred until Council meets with the M.L.A.'s again in September.

The Motion to defer was put and Lost.

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that, as recommended by the Finance & Executive Committee, the Mayor and the City Clerk be authorized to enter into an agreement on behalf of the City of Halifax with J. Phillip Vaughan Engineering Associates Limited for the provision of engineering services with respect to the realignment of Barrington Street, as described within the draft agreement attached to the staff report dated April 23, 1982, and in the amount estimated not to exceed \$200,000.

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

Council
June 17, 1982

Extension Access -a-Bus Service

The following recommendation was forwarded to this meeting from the Finance & Executive Committee meeting held on June 9, 1982:

' that staff instruct Metropolitan Authority that the City of Halifax would not participate in the cost of extending the Access-a-Bus Service and further, that Metropolitan Authority take the necessary steps to inform the Province of the City's position '.

Alderman Clarke spoke to the matter and advised of a number of persons wishing to make representation to Council on this matter.

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

Tax Agreement Halterm

This item was forwarded to Council without recommendation.

The City Manager advised of the approximate tax revenue of \$130-150,000 for one year being conceded, and stated that should Council wish to discuss the additional land further, the agreement could be approved without the additional land.

MOVED by Deputy Mayor Maley, seconded by Alderman
O'Malley that the Mayor and Clerk be authorized to execute on
behalf of the City of Halifax a tax agreement with Halterm in
the form as attached to the May 7, 1982 staff report, and further
that the matter of the additional land be placed on the agenda
of the next Committee of the Whole meeting for discussion.
Motion passed.

Request for Fly Past

MOVED by Deputy Mayor Maley, seconded by Alderman
Flynn, as recommended by the Finance & Executive Committee, City
Council authorize a flying display to occur over Citadel Hill
between 8:00 and 8:30 p.m., Monday, July 26, 1982, as outlined
in the submitted letter of May 28, from Captain L.J. Cavan.

Motion passed.

Council
June 17, 1982

Recommendations - Tax Concessions & Grants Committee

- (a) Y.M.C.A.
- (b) Canadian Association for the Mentally Retarded

MOVED by Alderman Meagher, seconded by Alderman O'Malley, as recommended by the Finance & Executive Committee that City Council approve of a grant in the amount of \$20,000 toward capital improvements for 1982 to the Y.M.C.A.

MOVED by Alderman Meagher, seconded by Alderman O'Malley that City Council approve of a grant in the amount of \$4,000 to the Canadian Association for the Mentally Retarded.

The Motions were put and passed.

Alderman Flynn referred to correspondence received from the Y.M.C.A. and requested that this matter be placed on the agenda of the next Committee of the Whole Council meeting, to which members of Council agreed.

Appointments - Planning Advisory Committee

The following recommendation was forwarded to this meeting from the meeting of the Finance & Executive Committee on June 7, 1982:

- ' that the Planning Advisory Committee be expanded so that the City at large will be represented on the Committee with a representative from each Ward, and a staff report be requested with respect to the method of changing the makeup of the Committee '.

A supplementary staff report dated June 16, 1982 was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman Meagher that this matter be deferred until a report is received from the Committee on City Government.

Motion Lost.

Alderman O'Malley referred to the matter and to the requested staff report, and MOVED, seconded by Alderman Flynn that the matter be deferred to the next meeting of the Committee of the Whole Council, pending the requested staff report.

Motion passed.

Council
June 17, 1982

Current Borrowing Resolution

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that, as recommended by the Finance & Executive Committee, City Council, under Section 213 of the City Charter, authorize His Worship the Mayor and the City Clerk to sign a Current Borrowing Resolution authorizing establishment of a line of credit for the City of \$7,000,000.00 for the period of July 1, 1982 to December 31, 1982.

Motion passed.

Board of School Commissioners - Request for Release of
Capital Funds

MOVED by Alderman Clarke, seconded by Alderman O'Malley, as recommended by the Finance & Executive Committee, City Council authorize that the \$30,000 from the Capital Account Fund be released in order that the completion of the play field located at the Elizabeth Sutherland School can be undertaken.

Motion passed.

Rate Increases - Tex-Park Garage

MOVED by Alderman Jeffrey, seconded by Alderman O'Malley, as recommended by the Finance & Executive Committee, City Council approve the new rate structure requested by Texaco Canada Limited as set out in the staff report dated May 26, 1982; and that the Mayor and the City Clerk be authorized to execute the Agreement attached as Schedule "A" to the May 26, 1982 report on behalf of the City.

Motion passed.

Approval of the 1982 School Board Budget

MOVED by Alderman Clarke, seconded by Alderman O'Malley as recommended by the Finance & Executive Committee, Halifax City Council advise the Halifax District School Board that Council intends to withhold the amount of \$100,000 originally approved in the School Board budget for the Early Age of Admission Program.

Motion passed with Deputy Mayor Maley and Alderman Flynn voting against.

Council
June 17, 1982

Capital Borrowing Authorizations and Renewals

MOVED by Deputy Mayor Maley, seconded by Alderman Hanson, as recommended by the Finance and Executive Committee, City Council authorize the Mayor and City Clerk to sign the 1982 Capital Borrowing Resolutions in the amount of \$6,091,000 and three temporary borrowing authorizations in the amount of \$4,755,000 on behalf of the City of Halifax before they are submitted to the Minister of Municipal Affairs.

Motion passed.

Postponement - Sheraton Hotel

The following recommendation was forwarded to this meeting of City Council from the Finance and Executive Committee meeting held on June 9, 1982:

' that the Mayor initiate a meeting to be held within the next 48-72 hours with the appropriate persons to bring about the resolution of the impediment to the beginning of construction of the Sheraton Hotel '.

The Chairman advised that discussions with appropriate bodies had taken place and that the starting date was expected to be September. The Chairman further advised that correspondence from the Solicitor has been forwarded to members of Council and would be received tomorrow.

Correspondence dated June 17, 1982 from His Worship the Mayor to members of Council was also submitted.

REPORT - COMMITTEE ON WORKS

City Council considered the report of the Committee on Works from its meeting held on June 9, 1982, as follows:

Tender No. 82-09 - Kearney Lake Road - Bedford Highway to Dunbrack Street

MOVED by Alderman Hamshaw, seconded by Alderman Flynn, as recommended by the Committee on Works, that City Council award Tender No. 82-09 for Curb and gutter, sidewalk, sod and trees (where required) to Standard Paving Maritime Limited; funding authorized from Account Number CA037 in the amount of \$191,000.

Alderman Hamshaw spoke to the matter and advised that provincial cost-sharing was available for this project.

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

Council
June 17, 1982

Tender No. 82-17 - Sidewalk Renewals

MOVED by Alderman Meagher, seconded by Alderman Jeffrey,
as recommended by the Committee on Works, the following tender
award for sidewalk renewals be approved by City Council:

1. Tender No. 82-17 for Projects, materials
or services listed be awarded as follows
for the unit prices quoted:
TO MUNICIPAL CONTRACTING LIMITED:

Chebucto Road (S) Elm Street to 115' west
Windsor Terrace (N) Pacific St. to Windsor St.
North St. (N) Gladstone to Clifton St.
Oxford St. (W) Young St. to Cork Street
Desmond St. (E) Bayers Rd. to Entrance of
Bowling Alley
Kline St. (W) Oak St. to Quinpool Road
Quinpool Rd. (E) Civic # 7161 Flynn Park

TO STEED & EVANS LIMITED:

Bayers Rd. (N) Micmac St. to Romans Avenue
Willow St. (S) Gladstone St. to Clifton St.

TO EDMONDS BROTHERS LANDSCAPING:

Windsor St. (W) Maxwell to Bayers Rd.
Willow St. (N) Windsor St. to Dublin St.

2. Funding authorized from Account Number(s) CB316,
CB320, CB336, CB335, CB333, CB332, CB339, CB322, CB326, CB334,
CB341 at a total project cost of \$389,000.00

Motion passed.

Tender No. 82-10 - New Sidewalk - Herring Cove Road,
St. Margaret's Bay Road and Ardwell Avenue

The above item was forwarded to City Council without
recommendation.

Alderman Hanson referred to a previous resolution by
Council with regard a tender award for Kearney Lake Road and
the discussion regarding cost-sharing from the Province in
the matter and expressed the view that whatever the policy
which is applicable to the Kearney Lake Road project, should
be extended over the entire City of Halifax.

MOVED by Alderman Hanson, seconded by Deputy Mayor
Maley that Tender No. 82-10 for New Sidewalks be awarded as
follows:

Council
June 17, 1982

1. TO: Standard Paving Maritime Ltd.

Herring Cove Rd. (E/S) Rotary to Purcell's
Cove Road

- TO: Municipal Contracting Ltd.

St. Margaret's Bay Rd. (N/S) to Keating Rd.
and Ardwell Ave. (S/S) Tartan to Rockingstone
Road

2. Funding Authorized from Account number(s) CA046,
CA099, CA098, CA037 at a total project cost of
\$119,000.00

3. Funding transfers, if applicable, be approved as
follows:

<u>Account Number</u>	<u>Description</u>	<u>Amount</u>
CA099	Herring Cove Road	\$4,000
CA098	Ardwell Avenue	\$10,000
CA037	Kearney Lake Rd.	\$24,000

Motion passed.

Tent Caterpillar Infestation

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn, as recommended by the Committee on Works, that Council authorize the spraying of Mountain Ash trees (and the possible extension to other species as noted if warranted) with Bt to control the Tent Caterpillar subject to the approval of the Provincial Department of Environment.

Motion passed.

REPORT - BOARD OF HEALTH

City Council considered a report from the Board of Health, from its meeting held on May 25, 1982 as follows:

Recommendation from the Board of Health re: Amendments to Ordinance No. 116, the Taxi Ordinance

This item was discussed at the Safety Committee meeting held on June 9, 1982. At that time, a report from the Secretary, Board of Health dated May 26, 1982 was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Hamshaw, as recommended by the Board of Health, Ordinance No. 116, respecting Taxis be amended so that the requirement for health testing be similar to the requirements in the Health Regulations of the City namely that:

Council
June 17, 1982

- (1) Clause (b) of subsection 3 of section 19 of the said Ordinance be repealed.
- (2) Section 28 of the Ordinance shall be amended by adding the following subsections immediately after subsection (2) as follows:

"28(3) Every driver of a licensed vehicle shall be free from and not a carrier of any communicable disease.

- (4) Every driver of a licensed vehicle shall:

- (a) submit to such medical examination and tests as the Medical Health Officer of the City may require to prove their freedom from communicable diseases, and

- (b) if required to do so by the Medical Health Officer of the City submit annually a form of tuberculin test, and if positive to this test, have an x-ray examination of the chest. "

Motion passed.

Recommendation re: Appointment - Medical Health Officer,
City of Halifax

A report dated June 14, 1982, from the Secretary, Board of Health was submitted. Also submitted, a supplementary staff report dated June 16, 1982 from the Secretary, Board of Health.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey, as recommended by the Board of Health, that Halifax City Council appoint Dr. W.J. Butt as Medical Health Officer for the City of Halifax, pursuant to section 16 of the Health Act.

Motion passed.

REPORT - COMMITTEE OF THE WHOLE, BOARDS & COMMISSIONS:

Amendments to Ordinance No. 169, the Police Board Ordinance for the City of Halifax - SECOND READING

MOVED by Alderman Flynn, seconded by Alderman O'Malley that the proposed amendments to Ordinance No. 169, as submitted, be now read and passed a SECOND TIME.

Council
June 17, 1982

Following a brief discussion on the matter, the Motion was put and passed with Deputy Mayor Maley against.

Amendment to Ordinance No. 102, the Procedure Ordinance -
SECOND READING

MOVED by Deputy Mayor Maley, seconded by Alderman Clarke, that the proposed amendment to Ordinance No. 102, as submitted, be now read and passed a SECOND TIME.

Motion passed.

10:45 p.m. - His Worship retires from the meeting and Deputy Mayor Maley takes the Chair.

REPORT - CITY PLANNING COMMITTEE

City Council considered the report of the City Planning Committee from its meeting held on June 9, 1982 as follows:

Case No. 4024 - Cost-shared Storm Sewer - Templeton Woods
Subdivision (Templeton Mews)

MOVED by Alderman Jeffrey, seconded by Alderman Clarke, as recommended by the City Planning Committee, that City Council instruct the developer to install a 36" storm sewer on Main Avenue as shown on the approved drawings with the following changes:

That the system will be a dry system of approximately 390 feet in length to commence and terminate with manholes to City standards.

That the developer install the storm sewer with the appropriate cost sharing with the City of Halifax of 30.8% as is policy.

That the City connect the system installed by the developer to the existing storm sewer when required.

That the development contract be amended and the performance bond for the developer be adjusted up or down depending on the new construction costs for the installation of the 36" storm sewer on Main Avenue.

The developer will provide the City with two or three lump sum quotes from reputable contractors for the work and the developer may have the option to do the work himself at the same price as the lowest quote and these quotes will be taken from the three tenders which were submitted from that proposal last year.

Council
June 17, 1982

The developer has also agreed that he will install an 18-inch corrugated steel pipe across Veronica Drive to handle the present water which is generated from upstream.

Motion passed.

Case No. 4134 - Proposed Subdivision - 840-860 Young Avenue

MOVED by Alderman O'Malley, seconded by Alderman Downey, as recommended by the City Planning Committee, City Council approve a resolution of non-objection to the approval of the subdivision, as shown on Sketch 1 of the May 12, 1982 staff report.

Motion passed.

Case No. 4148, Modification of the Zoning Bylaw - 6531 Chebucto Road - SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Clarke, seconded by Alderman Meagher, as recommended by the City Planning Committee, City Council set a date for a public hearing to consider the application for lot modification at 6531 Chebucto Road.

The City Solicitor advised he had been contacted by the Solicitor for the applicant in which he asked for a deferment so that he might meet with appropriate staff on the matter.

A brief discussion on this matter followed and it was agreed that a date be set for a public hearing.

The Motion was put and passed.

The City Clerk advised that the date set for this public hearing was WEDNESDAY, JULY 21, 1982 at 7:30 p.m. in the Council Chamber.

Walkway - Scarlet Road and Bayview Road

MOVED by Alderman LeBlanc, seconded by Alderman Flynn, as recommended by the City Planning Committee, that Council undertake to construct a walkway as a local improvement project, under Section 391, which provides for commencement without petition and further authorize up to \$30,000 from the Sale of Land Account for the acquisition, grading and fencing, including incidental costs, being items 1 and 4 of the staff report recommendation of June 7, 1982.

Motion passed.

12000
AMENDED PAGE

Council
June 17, 1982

C-2 Zoning Review - SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Clarke as recommended by the City Planning Committee, City Council set a date for a public hearing to consider the following rezonings:

1. 3455 Windsor Street from C-3(Industrial) to C-1 (Local Commercial), as shown on Plan No. P200/11116;
2. 5690 Duffus Street from C-2 (General Business) to C-2A (Minor Commercial) as shown on Plan No. P200/11115;
3. 5687-91 Duffus Street from C-2(General Business) to C-2A (Minor Commercial) as shown on Plan No. P200/11115;

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, JULY 21, 1982 at 7:30 p.m. in the Council Chamber.

MOTIONS

Motion Alderman O'Malley re: Interim Measure to Alleviate Present Garbage Situation

A Notice of Motion with respect to this matter was given by Alderman O'Malley at the Council meeting held on May 27, 1982.

Following a brief questioning of the City Manager on the present stage of arbitration discussions, Alderman O'Malley withdrew the Motion.

MISCELLANEOUS BUSINESS

Occupancy Permits

Two reports, one being Private and Confidential, dated June 7, 1982, from the City Solicitor, were submitted.

Alderman Clarke referred to the submitted reports and suggested that other amendments to Ordinance 157 and to the Occupancy Permit legislation should also be made. Alderman Clarke advised that several other matters not covered in these reports had been raised and requested a report on the definition of 'open for business'.

The City Solicitor advised that the matter would be reviewed and reported upon.

Council
June 17, 1982

C-2 Zoning Review - SET DATE FOR A PUBLIC HEARING

MOVED by Alderman Downey, seconded by Alderman Clarke as recommended by the City Planning Committee, City Council set a date for a public hearing to consider the following rezonings:

1. 3455 Windsor Street from C-3(Industrial) to C-1 (Local Commercial), as shown on Plan No. P200/11115.
2. 5690 Duffus Street from C-2 (General Business) to C-2A (Minor Commercial) as shown on Plan No. P200/11116.
3. 5687-91 Duffus Street from C-2 (General Business) to C-2A (Minor Commercial).

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, JULY 21, 1982 at 7:30 p.m. in the Council Chamber.

MOTIONS

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A Notice of Motion with respect to this matter was given by Alderman O'Malley at the Council meeting held on May 27, 1982.

Following a brief questioning of the City Manager on the present stage of arbitration discussions, Alderman O'Malley withdrew the Motion.

MISCELLANEOUS BUSINESS

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Alderman Clarke referred to the submitted reports and suggested that other amendments to Ordinance 157 and to the Occupancy Permit legislation should also be made. Alderman Clarke advised that several other matters not covered in these reports had been raised and requested a report on the definition of 'open for business'.

The City Solicitor advised that the matter would be reviewed and reported upon.

Council
June 17, 1982

Annual Statements 1981 - Formal Tabling and Authority
for Signing

A staff report dated June 4, 1982 was submitted.

MOVED by Alderman Meagher, seconded by Alderman Downey that Council authorize the Mayor and City Clerk to sign the City Revenue Fund, Capital Fund and Special Reserve Fund balance sheets and also the Consolidated balance sheet, to enable the printing and distribution of the annual statement to financial institutions, government, and other interested parties.

Motion passed.

The Chairman advised that a meeting date of June 28, 1982 at 3:00 p.m. had been arranged with the External Auditors to which members agreed.

11:00 p.m. - His Worship returns to the meeting and Deputy Mayor Maley takes her normal seat in the Chamber.

Appointments

A memorandum from His Worship dated June 17, 1982 was submitted.

MOVED by Alderman Flynn, seconded by Alderman O'Malley that the following person be appointed to the Planning Advisory Committee:

Mr. Marcel Gatien

(for two-year term)

Motion passed with Alderman Meagher against.

MOVED by Alderman Clarke, seconded by Alderman O'Malley that the following persons be appointed to the Stipends Committee:

Judge Lou Moir
Mr. Ken Mader
Mrs. Brenda Shannon

A brief discussion on this matter ensued, and it was MOVED IN AMENDMENT by Alderman LeBlanc, seconded by Alderman O'Malley that the Stipends Committee work closely with the Committee on City Government.

The amendment to the Motion was put and passed.

The Motion, as amended, was put and passed with Alderman Meagher voting against.

Council
June 17, 1982

MOVED by Alderman Meagher, seconded by Alderman Jeffrey, the following persons be appointed to the Taxi Commission:

Leon Lohnes
Phil Herrit
Doug Partridge

(Terms to expire on November 26, 1982)

Motion passed with Deputy Mayor Maley voting against.

Final Approval - Ordinance No. 175

A report dated June 15, 1982 from the City Solicitor was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Flynn that the amendments to Ordinance No. 175, the Mobile Canteen Ordinance as suggested by the Minister of Municipal Affairs on June 10, 1982, and as set forth in Schedule "A" hereto annexed be approved. Motion passed.

It was agreed that the operators be advised and given a reasonable time to comply with the Ordinance requirements.

QUESTIONS

Question Alderman Jeffrey re: Embankment Repair - Bordon and Adelaide Streets

Alderman Jeffrey advised that during budget discussions last year, the repair to the embankment of the property at Bordon and Adelaide Street was funded. Alderman Jeffrey requested a report on when this project may be completed.

Question Alderman Jeffrey re: Repair to Guardrail, Flint Street and Main Avenue

Alderman Jeffrey referred to a number of accidents which have occurred at Flint Street and Main Avenue and requested a report as to when the guard rail would be repaired.

Question Alderman Jeffrey re: Garbage, Debris - CNR Property Springvale and Arlington Avenue

Alderman Jeffrey requested that a letter be sent to CNR requesting that they clean up their property at Springvale and Arlington Avenue of the garbage, trees and other debris.

Question Alderman Jeffrey re: School Avenue cul-de-sac

Alderman Jeffrey advised that a part of the fence at the School Avenue cul-de-sac has been down, and construction has stopped; with school children going through the area and asked if the contractor could speed up the work.

Question Alderman Jeffrey re: School Classes - Burton
Ettinger School

Alderman Jeffrey advised of a number of calls received from parents and the information that many of the classes are filled with two grades, primary and one, one and two, etc. and asked for a report on this matter.

Question Alderman Jeffrey re: Bump--Bicentennial Highway

Alderman Jeffrey referred to a bump on the Bicentennial Highway adjacent to 119-121 School Avenue which was causing noise problems to residents of the area, since this is one of the truck routes. Alderman Jeffrey requested that a letter be forwarded to the Department of Highways requesting that this bump be repaired.

Question Alderman Downey re: Installation Overhead Crosswalk
Sign - North Park Street/Cornwallis Street

Alderman Downey asked when the overhead crosswalk sign would be installed at North Park Street and Cornwallis Street. The City Manager advised that this matter was a subject of an information report.

Question Alderman Downey re: Clean-up Downtown Merchants
Parking Lot

Alderman Downey requested that the Downtown Merchants Association be contacted so that their parking lot might be cleaned up.

Question Alderman Downey re: Street Patching Completion

Alderman Downey advised that street patching has been done with some streets to be done. Alderman Downey advised further that a listing of streets to be done had been given to the Director of Engineering and Works and requested information as to when they might be done.

Question Alderman Downey re: Repair of Street Lights

Alderman Downey advised of a number of street lights that are burned out and requested that they be repaired.

Question Alderman LeBlanc re: Damage to Bleachers -
Clayton Park Junior High School

Alderman LeBlanc advised of the recent damage and destruction of the bleachers at the Clayton Park Junior

Council
June 17, 1982

High school playground. Alderman LeBlanc requested information as to whether there would be any type of exhaustive investigation as to the offenders and that the matter be referred to the Police Department for more than just a cursory review of the situation.

Question Alderman Clarke re: Damaged Tree - 3684 Bright St.

Alderman Clarke advised of a damaged tree at 3684 Bright Street and asked if it could be viewed and removed.

Question Alderman Clarke re: Project - Hood Street

Alderman Clarke advised that Hood Street was marked to have some work done during last year and asked for the status of this matter and the work to be done.

Question Alderman Clarke re: Tree Buffer - Memorial Drive

Alderman Clarke advised of the tree buffer erected at Memorial Drive and to the fact that the buffer did not extend to Lady Hammond Road. Alderman Clarke stated that it was Council's wish that the buffer be completed to that point.

Mr. Connell advised that the length of the project was based on the amount in the budget and the amount spent thus far.

Alderman Clarke suggested that a resolution should be put so that the job be completed, and if the City Manager would prepare the recommendation, he would bring it to Council's attention.

The City Manager advised that a report would be prepared with a recommendation for the Committee of the Whole Council. Alderman Clarke requested that the matter be placed on the Committee of the Whole agenda.

Question Alderman Hamshaw re: Seal Coating Bedford Highway from Fairview Overpass to City Line

Alderman Hamshaw expressed gratitude for the seal coating project completed in the area of the Bedford Highway from the Fairview Overpass to the City line, but had a problem that this sealing was done without the potholes being repaired.

Mr. Connell advised of the usual procedure during seal coating projects; and further that he would investigate the matter.

Question Alderman O'Malley re: Thefts - Novalea Drive

Alderman O'Malley advised of a recent rash of thefts of radios, stereos, etc. from parked cars in the area of Novalea Drive and asked that the Police be asked to increase the frequency of patrol during the late evening hours.

Question Alderman O'Malley re: Requested staff report -
Planning Advisory Committee Process in Planning vs
Other Procedures

Alderman O'Malley advised of his request for a staff report outlining the advantages and disadvantages of the Planning Advisory Committee planning process versus the advantages and disadvantages of other processes, and requested that this report be submitted.

Question Deputy Mayor Maley re: Information re Starting
Time of St. Mary's Senior Citizen Day Care Centre

Deputy Mayor Maley requested information from NIP as to when the St. Mary's Senior Citizen Day Care Centre Project might begin.

Question Deputy Mayor Maley re: Burned Out Street Lights

Deputy Mayor Maley advised of a number of burned out street lights and the length of time before repairs are done. Deputy Mayor Maley also stated she was of the impression that the responsibility for all City lights was now the City's; ~~but~~ has been told that some of the lights have not as yet been turned over to the City.

Deputy Mayor Maley asked for a report on the status of these lights, if they have been taken over, should they be, and how to proceed for repairs.

Question Deputy Mayor Maley re: Staff Reports Submission

Deputy Mayor Maley advised of a meeting between the Downtown Residents Association and the Waterfront group regarding the application as proposed for public hearing next week, and was told that the citizens group was informed that no staff report on the matter was ready, but when they arrived at the meeting, the staff report was in the hands of the developer. Deputy Mayor Maley was concerned that the report was given to one group and not the other and it had not been circulated to members of Council first; and expressed the view that this particular situation not happen again.

Question Alderman LeBlanc re: Damage and Theft of Trees -
Fairview Overpass Area

Alderman LeBlanc advised of the damage and theft of 26 trees which were removed from the Fairview Overpass area; and with the appearance that it was not any junior vandalism. Alderman LeBlanc requested that the Police be informed and be in pursuit of this matter and if the offender is apprehended that the City of Halifax demand a stiff sentence for this offence.

Council
June 17, 1982

NOTICE OF MOTIONS

Notice of Motion Alderman Flynn re: Tender Call Procedure,
Vehicle Purchases

Alderman Flynn gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on June 29, 1982, he intends to introduce a Motion that the Purchasing Department of the City of Halifax extend invitational bids, pertaining to Vehicle Purchases, to only those firms paying a Business and Occupancy Tax within the City of Halifax.

Notice of Motion Alderman Clarke re: Motion of Rescission
City Council resolution of March 11, 1982 regarding Case
No. 4102, Contract Development, 1560-62 Robie Street

Alderman Clarke gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on June 29, 1982, he proposes to introduce a Motion of Rescission of City Council's resolution of March 11, 1982 regarding Case No. 4102, Contract Development, 1560-62 Robie Street.

Notice of Motion Alderman Clarke re: Amendment to Ordinance
No. 109, the Lord's Day Ordinance

Alderman Clarke gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on June 29, 1982, he proposes to introduce a Motion to amend Ordinance Number 109, the Lord's Day Ordinance.

The purpose of this amendment would be to increase the business occupancy assessment to bring it in line with the present day assessment.

Notice of Motion Alderman Jeffrey re: Amendment to Ordinance
No. 116, the Taxi Ordinance

Alderman Jeffrey gave notice of Motion that at the next regular meeting of Halifax City Council, to be held on June 29, 1982, he proposes to introduce a motion to amend Ordinance No. 116, the Taxi Ordinance.

The purpose of this amendment is that the requirement for health testing outlined in Ordinance No. 116 be similar to the requirements in the Health Regulations of the City.

Council
June 17, 1982

ADDED ITEMS

Award of Tender No. 82-18 - Sidewalk Renewals

A staff report dated June 14, 1982 was submitted.

MOVED by Alderman O'Malley, seconded by Alderman Meagher that Council make the following tender award:

- 1) Tender No. 82-18 for projects materials or services listed be awarded as follows for the unit prices quoted:

TO: STEED AND EVANS LIMITED:

Agricola Street (W) Young St. to Sullivan St.
Almon St. (S) Isleville St. to Gottingen St.
Bilby St. (S) Agricola St. to Isleville St.
Cabot St. (N) Agricola St. to Isleville St.
Brunswick St. (E) Artz St. to North St.
Novalea Dr. (W) Normandy Dr. to Duffus St.

TO: MUNICIPAL CONTRACTING LIMITED:

Cornwallis St. (S) Maitland St. to Brunswick St.
Duffus St. (S) Barrington St. to Brunswick St.
Russell St. (S) Entrance to Fleet Club to
Devonshire Avenue
Stairs St. (S) Ramp A to Robie Street

- 2) Funding Authorized from Account number(s):
CB100, EH007, CB319, CB321, CB323, CB329, CB126,
CB084, CB328 at a total project cost of \$229,000.00
- 3) Funding transfers, if applicable, be approved as follows:

FROM	CB321	TO	CB328	\$ 9,000.00
FROM	CB100	TO	CB323	\$ 15,000.00
FROM	CB084	TO	CB323	\$ 17,000.00

Motion passed.

Request for Fly-Past - Canada Day Committee

Correspondence dated June 16, 1982 from L.J. Cavan, Captain (N), Base Commander CFB Halifax was submitted.

MOVED by Alderman Meagher, seconded by Alderman Hamshaw that City Council approve a Fly-Past of Canadian Forces aircraft to occur over Grand Parade at 12:00 Noon, Wednesday, June 30, 1982.

Motion passed.

Council
June 17, 1982

Argand vs City of Halifax

A private and confidential staff report from the City Solicitor, dated June 14, 1982 was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the claim of Gordon and Rose Argand against the City of Halifax, arising out of the flooding of Civic No. 81 Rufus Avenue be settled on the terms that the City pay to Gordon and Rose Argand the sum of \$6,000 inclusive of all costs and that the funds be paid from Account No. 122315 Insurance and Claims.

Motion passed.

Recommendation re: Changes to Canada Assistance Plan

A memo to His Worship the Mayor and Members of Council, dated June 17, 1982 from Alderman Ron Hanson, was submitted.

MOVED by Alderman Hanson, seconded by Deputy Mayor Maley that Halifax City Council approve the following resolution:

WHEREAS, the Mayor and Council are extremely concerned about

the rising unemployment rate:

the negative and continuing effects of this unacceptably high unemployment rate on the social and economic wellbeing of families and individuals who are forced with ever greater frequency to turn to Social Assistance for their basic necessities;

AND

WHEREAS it has been clearly proven by such programs as the Human Resources Development Association which your own department has funded in co-operation with the City of Halifax and the Province of Nova Scotia, that social assistance funds can be utilized effectively to create much-needed jobs and lessen the severe effects of unemployment without creating additional expenditures by any level of Government,

BE IT RESOLVED THAT the Minister of National Health and Welfare immediately take the necessary steps to ensure that

Council
June 17, 1982

funding is made available by the Federal Government on a cost-share basis with the Provincial and Municipal Social Services Departments for the creation of jobs which will substantially alleviate the serious economic plight of unemployed recipients of social assistance.

The Mayor and Council, in their deliberations noted that in 1980-81, 1.7 billion dollars was spent by the Federal Government on Social Assistance payments, with an equal amount expended by the Province and Municipalities.

The redirection of even a portion of this very significant sum to the area of job creation referred to above would still provide the desired social objectives while at the same time, having a tremendous and welcome effect on employment and on the well-being of the participants.

Alderman Hanson requested that this resolution be forwarded to the Minister of Employment and Immigration, the Minister of Health and Welfare and the Hon. Gerald Regan, Secretary of State.

Motion passed.

Representation before the Public Utilities Board regarding the Membership of Bedford on Metropolitan Authority -Deputy Mayor Maley

This item was added to the agenda at the request of Deputy Mayor Maley.

Deputy Mayor Maley spoke to the matter and advised of the representation of Bedford on the Metropolitan Authority Board and its' comparison to representation by the City of Halifax on the Board.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that City Council instruct staff to make representation on behalf of the City to the Public Utilities Board, strongly of the mind that Bedford should have one representative, plus an alternative, on the Metropolitan Authority and other Metro Boards and Commissions.

Motion passed.

Sewer Back-up on Carleton Street

This item was added at the request of Alderman Cromwell.

Alderman Cromwell advised of the recent flooding problem and damage to basements and dwellings on Carleton Street. Alderman Cromwell thanked those who aided during the flooding and further advised that many claims for this damage were being submitted, and requested the direction for these.

The City Manager advised that the contractor, Standard Paving Company, are honoring the claims and to expediate the matter, anyone wishing to submit a claim should make it directly to the Paving Company.

Canadian Football League Franchise

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

Alderman Flynn advised of the recent granting of the franchise of the Canadian Football League to the Metro Area and expressed the view that a Committee meet with officials to discuss available land for this sport.

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that Council set up a Committee comprising of three members of Council and three senior staff members, being; the City Manager, the City Solicitor and the Director of Development, to meet with the Franchise officials.

Following a brief discussion, the Motion was put and passed, with Deputy Mayor Maley voting against.

11:45 p.m. - No further business, the meeting adjourned.

HEADLINES

Long Service Award - Ernest Langille	368
Minutes	368
Approval of the Order of Business, Additions & Deletions .	368
Deferred Items:	
6273-75 Young Street to be rezoned from C-2 to C-1	369
Connaught Avenue (Lot B) to be rezoned from C-2 to R-2 . .	369
5880 Kane Street to be rezoned from C-2 to R-2	369
Case No. 4128, Contract Development, 5265 Tobin Street . .	370
Case No. 4157, Contract Development, 5750 Spring Garden Rd.	370
Motions of Reconsideration:	
Motion of Reconsideration Alderman Jeffrey re: City Council's	
Resolution of May 27, 1982 regarding Case No. 4140,	
Contract Development, 30 Rufus Avenue ,	370

Motion of Reconsideration Alderman Flynn re: City Council's Resolution of May 27, 1982 regarding Case No. 4140, Contract Development, 1360 Hollis St. . . .	370
Petitions & Delegations:	
Petition - Relief from Payment of Taxes - Halifax Tumblebugs	371
Petition - Residents in the area of Cunard and Hunter Streets re: Installation of Pool or Billiard Tables in the Olympic Gardens Building, corner of Cunard and Hunter Streets	371
Report - Finance & Executive Committee:	
Halifax Transit Corporation - Arbitration Bus Fleet	372
Lease - CNR Lands - Joseph Howe Drive	372
Proposed Acquisition of Lands, Rear of 471 Herring Cove Rd. Expropriation Settlement, Corner of Bayview Road & Bedford Highway	372
Antenna Sites - Radio Communications System	373
Proposed Land Transactions - City of Halifax & Department of National Defence - (H.M. Dockyard Area)	373
NIP II Implementation - Proposed Proposed Property Acquisition, Lands to Rear of 1252-1266 Queen Street	373
City Land - Belmont-on-the Arm	374
Sale of Land Account	374
Tender No. 524880 - Police Department - One Only Hope Model Colour RC Paper Processor	374
Halifax Metro Centre Commission	375
Barrington Street North	375
Extension Access-a-Bus Service	376
Tax Agreement Halterm	376
Request for Fly Past	376
Recommendations - Tax Concessions & Grants Committee	
1) Y.M.C.A.	377
2) Canadian Association for the Mentally Retarded	377
Appointments - Planning Advisory Committee	378
Current Borrowing Resolution	378
Board of School Commissioners - Request for Release of Capital Funds	378
Rate Increases - Tex Park Garage	378
Approval of the 1982 School Board Budget	378
Capital Borrowing Authorizations and Renewals	379
Postponement - Sheraton Hotel	379
Report - Committee on Works:	
Tender No. 82-09, Kearney Lake Road, Bedford Highway to Dunbrack Street	379
Tender No. 82-17, Sidewalk Renewals	380
Tender No. 82-10, New Sidewalk, Herring Cove Road, St. Margaret's Bay Road and Ardwell Avenue	380
Tent Caterpillar Infestation	381
Report - Board of Health:	
Recommendation from the Board of Health re: Amendments to Ordinance No. 116, the Taxi Ordinance	381
Recommendation re: Appointment, Medical Health Officer, City of Halifax	382
Report - Committee of the Whole, Boards & Commissions:	
Amendments to Ordinance No. 169, the Police Board Ordinance for the City of Halifax- SECOND READING	382
Amendment to Ordinance No. 102, the Procedure Ordinance, SECOND READING	383

Report - City Planning Committee:

Case No. 4024, Cost-shared Storm Sewer - Templeton	
Woods Subdivision (Templeton Mews)	383
Case No. 4134, Proposed Subdivision - 840-860 Young Ave.	384
Case No. 4148, Modification of the Zoning Bylaw,	
6531 Chebucto Road - SET DATE FOR PUBLIC HEARING	384
Walkway - Scarlet Road and Bayview Road	384
C-2 Zoning Review - SET DATE FOR PUBLIC HEARING	385
MOTIONS:	
Motion Alderman O'Malley re: Interim Measure to Alleviate	
Present Garbage Situation	385
Miscellaneous Business:	
Occupancy Permits	385
Annual Statements 1981 - Formal Tabling and Authority for	
Signing	386
Appointments	386
Final Approval - Ordinance No. 175	387
Questions:	
Question Alderman Jeffrey re: Embankment Repair - Bordon	
and Adelaide Streets	387
Question Alderman Jeffrey re: Repair to Guardrail, Flint	
Street and Main Avenue	387
Question Alderman Jeffrey re: Garbage, Debris - CNR	
Property Springvale & Arlington Avenue	387
Question Alderman Jeffrey re: School Avenue cul-de-sac	388
Question Alderman Jeffrey re: School Classes - Burton	
Ettinger School	388
Question Alderman Jeffrey re: Bump - Bicentennial Highway	
Installation Overhead	388
Question Alderman Downey re: Crosswalk Sign - North Park Street/Cornwallis Street.	388
Question Alderman Downey re: Clean-up Downtown Merchants	
Parking Lot	388
Question Alderman Downey re: Street Patching Completion	388
Question Alderman Downey re: Repair to Street Lights	388
Question Alderman LeBlanc re: Damage to Bleachers -	
Clayton Park Junior High School	388
Question Alderman Clarke re: Damaged Tree - 3684 Bright St.	389
Question Alderman Clarke re: Project - Hood Street	389
Question Alderman Clarke re: Tree Buffer - Memorial Drive	389
Question Alderman Hamshaw re: Seal Coating Bedford	
Highway from Fairview Overpass -o City Line	389
Question Alderman O'Malley re: Thefts - Novalea Drive	389
Question Alderman O'Malley re: Requested staff report,	
Planning Advisory Committee Process in Planning vs	
Other Procedures	390
Question Deputy Mayor Maley re: Information re Starting	
Time of St. Mary's Senior Citizen Day Care Centre	390
Question Deputy Mayor Maley re: Burned Out Street Lights	390
Question Deputy Mayor Maley re: Staff Reports Submission	390
Question Alderman LeBlanc re: Damage and Theft of Trees,	
Fairview Overpass Area	390
Notice of Motions:	
Notice of Motion Alderman Flynn re: Tender Call Procedure,	
Vehicle Purchases	391
Notice of Motion Alderman Clarke re: Motion of Rescission	
City Council resolution of March 11, 1982 regarding Case	
No. 4102, Contract Development, 1560-62 Robie Street	391

Council
June 17, 1982

Notice of Motion Alderman Clarke re: Amendment to
Ordinance No. 109, the Lord's Day Ordinance 391

Notice of Motion Alderman Jeffrey re: Amendment to
Ordinance No. 115, the Taxi Ordinance 391

Added Items:

Award of Tender No. 82-18, Sidewalk Renewals 392

Request for Fly Past - Canada Day Committee 392

Argand vs City of Halifax 393

Recommendation re: Changes to Canada Assistance Plan 393

Representation before the Public Utilities Board regarding
Membership of Bedford on Metropolitan Authority - Deputy
Mayor Maley 394

Sewer Back-up on Carleton Street 395

Canadian Football League Franchise 395

HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR DORIS MALEY
CHAIRMEN

G. I. BLENNERHASSETT
- CITY CLERK

DATE APPROVED BY CITY COUNCIL: _____

ek/wc

SPECIAL COUNCIL
PUBLIC HEARINGS
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
June 23, 1982
7:35 p.m.

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

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

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

The meeting was called to Order and those present, joined the City Clerk in the recitation of the Lord's Prayer.

It was agreed that the following items be added to the agenda:

Halifax Foundation

Zoning Bylaw Amendments - Billboards - SET DATE
FOR PUBLIC HEARING

7:35 p.m. - Aldermen Hanson and Hamshaw arrive at the meeting.

Case No. 4129 - Contract Development, 2020-36 Gottingen Street

A public hearing into this matter was held at this time.

Mr. E.B. Algee, Development Officer, with the aid of sketches and maps, outlined the application as contained in the staff report dated April 27, 1982. Mr. Algee advised that this application would permit 39 units, nine stories in height with some commercial space available on the first floor.

7:40 p.m. - Aldermen Clarke and Meagher enter the meeting.

Mr. Algee advised that the application met the general intent of the Municipal Development Plan and stated that parking did not meet the requirements. Mr. Algee informed Council members that the applicant has proposed an unbreakable mirror to aid in the exiting from the property; and concluded that approval was recommended for this application.

Mr. Algee responded to various questions on the matter from members of Council.

Special Council
June 23, 1982

Mr. Ron Prime, on behalf of the applicant, addressed the meeting in support of the application, and advised of meetings held with area residents and the Gottingen Street Merchants Association. Mr. Prime stated that parking, as it presently exists, has not caused any problems in the past.

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

Mr. Sandy Abbass, President, Gottingen Street Merchants Association, addressed the meeting in support of the proposal; and submitted correspondence dated June 23, 1982, for distribution to members of Council.

Ms. Theresa Brown, on behalf of Community Planning Association of Canada, Board of Directors, addressed the meeting and submitted material dated June 23, 1982, which she read to members of Council, presenting comments from that Association on the application.

8:15 p.m. - Alderman Downey retires from the meeting.

There were no other persons present wishing to address Council in support of or in opposition to this application.

Correspondence from the following persons was submitted on behalf of the application:

Correspondence received March 11, 1982 from Mr. George Saah, 5537 Cogswell Street, Halifax, circulated to members of Council;

Correspondence dated March 12, 1982 from Halifax Photo Service, 5522-26 Cunard Street, Halifax, circulated to members of Council;

Correspondence dated June 8, 1982 from Muriel & Frank Baird, 5516 Faulkland Street, Halifax, circulated to members of Council.

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

Motion passed.

Detailed Zoning Review - Soft Areas 17 and 18

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

Mr. Robert W. Robertson of the Planning Department, with the aid of maps, outlined the proposed rezoning to members of Council; the proposal as contained in the staff

Special Council
June 23, 1982

report dated February 22, 1982. Mr. Robertson also pointed out to members present that it was also proposed that an amendment be made to the Zoning Bylaw (Mainland and Peninsula areas) and the Zoning Bylaw Map to include a schedule, Schedule L, to be applied to the area south of Lady Hammond Road at the Robie Street connector, whereby contract application would be presented to Council for approval.

8:30 p.m. - Alderman Downey returned to the meeting.

Questioning of staff on the proposed rezoning and application of a schedule for the southern area ensued. Alderman Clarke requested information, if permissible, of any known applications with regard to commercial development for the area.

The City Manager advised that this information would be submitted for Council.

Messrs. Matthews and Robertson responded to various other questions from members of Council.

Mr. Ted Wickwire, on behalf of seven of the eight owners in the proposed rezoning area of Memorial Drive, Basinview Drive and Lady Hammond Road, proposed to be rezoned from C-2 (General Business) to R-2 (Second-Density Residential), addressed members of Council, in opposition to this rezoning, stating that the C-2 zoning has been in place since the first zoning bylaw of the City, established in 1950.

9:10 p.m. - His Worship retires from the meeting and Deputy Mayor Maley takes the Chair.

Mr. Wickwire pointed out that the area has always been designated as commercial and should remain as such. Mr. Wickwire advised that property values in the area would decrease due to the proposed rezoning.

Mr. Wickwire responded to various questions from Council members.

Mr. William Ash, a resident of Basinview Drive, addressed Council and advised there was more noise generated from the Tavern in the area than that of the Container Pier in Fairview Cove.

Mrs. Ann Bradbury, 6181 Lady Hammond Road, addressed members of Council, advising their property was purchased in 1950 and at this time, it was unknown what would take place across the street from the property. Ms. Bradbury also submitted that property value would decrease if commercial development would be permitted in the area.

Mr. Alan Slaunwhite, a resident of 6239 Lady Hammond Road, addressed the meeting, advising he was opposed

to any change in zoning from C-2 to R-2.

There were no other persons present wishing to address Council on the application.

There was no correspondence received with respect to this proposal.

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

Motion passed.

Case No. 4182 - Contract Development and Lot Consolidation,
1505 Lower Water Street

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

Mr. Bill Campbell, Development Department, with the aid of sketches, addressed Council on this application, outlining the proposal as contained in the staff report of June 10, 1982. Mr. Campbell advised the proposal would contain 35 residential units, along with office and parking space. Mr. Campbell responded to various questions from members of Council on the matter.

Mr. Hugh K. Smith, Clarence Investments Limited, addressed members of Council and introduced Mr. Michael Clifford, Architect for the project, who spoke to Council, and advised that 87% of the area of the building was being considered in the bottom eight floors of the building with only 17% of the area above the seventh floor. Mr. Clifford also pointed out other areas of design which are compatible to other buildings in the immediate area.

9:50 p.m. - His Worship returns to the meeting and takes the Chair. Deputy Mayor Maley takes her normal Chair in the Chamber.

Mr. Clifford responded to various questions on the matter.

Mr. Hugh Smith, on behalf of the applicant, addressed the meeting in support of the application, and outlined various aspects of the building and the proposed phasing of the project and other proposals for that particular area. Mr. Smith advised of correspondence submitted from Mr. Frank Medjuck, Medjuck & Medjuck; dated June 18, 1982; and from Mr. J.F. Rowe, President, Construction Association of Nova Scotia, dated June 23, 1982; each in support of the proposal. As well, Mr. Smith circulated correspondence from Bruce MacDonald, President, Mainland Nova Scotia Building and Construction Trades Council, in support of the application.

Special Council
June 23, 1982

Ms. Theresa Brown, on behalf of the Community Planning Association of Canada Board of Directors, addressed members of Council, in opposition to the proposal, advising that there was insufficient residential component in the proposal and that some detailed area planning should be undertaken for this area of the City. Ms. Brown submitted and circulated to members of Council, material dated June 23, 1982.

Mr. Garland Ingram, of the Trades Council of Nova Scotia, addressed the meeting in support of the proposal, stating the project would provide more tax base for the City; along with providing work for many individuals.

Mr. Howard MacNutt, on behalf of the Downtown Residents Association, addressed members of Council, and circulated and read a submission from the Association. Mr. MacNutt concluded with the recommendation that a design study of the area be undertaken.

Mr. Murray Dohler, Chairman, NIP II Committee, addressed the meeting and supported the view of the previous speaker. Mr. Dohler suggested that a plan for the area was needed before any decision on development for the area could be made.

There was no other persons present wishing to address Council on this application.

There was no correspondence received with regard to this matter.

MOVED by Deputy Mayor Maley, seconded by Alderman O'Malley that the matter be referred to the next regular meeting of Halifax City Council without recommendation.

Motion passed.

Halifax Foundation

This item was added to the agenda of tonight's meeting.

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell, as recommended by the Finance & Executive Committee, City Council endorse the legislation with respect to Halifax Foundation as attached to the staff report dated June 16, 1982 and that the City Solicitor be requested to present it to the Private Bills Committee.

Motion passed.

Special Council
June 23, 1982

Zoning Bylaw Amendment - Billboards

This item was added to the agenda of tonight's meeting.

MOVED by Alderman Clarke, seconded by Alderman Meagher, as recommended by the City Planning Committee, City Council set a date for a public hearing to consider an amendment to the Zoning Bylaw to permit billboards on lots presently containing buildings.

Motion passed.

The City Clerk advised the date set for this public hearing was WEDNESDAY, JULY 21, 1982 at 7:30 p.m. in the Council Chamber, City Hall.

10:40 p.m. - No further business, the meeting adjourned.

HEADLINES

Case No. 4129, Contract Development, 2020-36 Gottingen St. 399
Detailed Zoning Review - Soft Areas 17 and 18 400
Case No. 4182, Contract Development and Lot Consolidation, 1505 Lower Water Street 402
Halifax Foundation 403
Zoning Bylaw Amendment - Billboards 404

HIS WORSHIP MAYOR RON WALLACE
AND DEPUTY MAYOR DORIS MALEY
CHAIRMEN

G.I. BLENNERHASSETT
CITY CLERK

DATE APPROVED BY CITY COUNCIL: _____

/wc

CITY COUNCIL
M I N U T E S

Council Chamber
City Hall
Halifax, Nova Scotia
June 29, 1982
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 Mayor Ron Wallace, Chairman; Deputy Mayor D. Maley, and Aldermen Downey, Cromwell, Meagher, O'Malley, Clarke, Wooden, Hanson, Jeffrey, Flynn, and Hamshaw.

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

MINUTES

Minutes of Regular Council held on June 17, 1982 and Special Councils held on June 2, 1982 and June 23, 1982 were approved on a motion by Alderman Hamshaw, seconded by Alderman Flynn.

APPROVAL OF THE ORDER OF BUSINESS, ADDITIONS AND DELETIONS:

At the request of the City Clerk, Council added:

- 20.1 Provincial - City Construction Cost/Sharing Agreement No. 31
- 20.2 New Bridge Structure - Old Sambro Road Account No. CK023
- 20.3 Interest Rate on Past Due Taxes and Sewer Development Receivables
- 20.4 Possible Lease - CN Garage, Maclean Street
- 20.5 Recommendation - Election Procedures Committee

At the request of Alderman Flynn, Council added:

- 20.6 Gryce Report - Halifax-Dartmouth Bridge Commission

At the request of Alderman Jeffrey, Council added:

- 20.7 Piercey Field Soccer

Council
June 29, 1982

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

Motion passed.

DEFERRED ITEMS

Case No. 4129 - Contract Development, 2020-36 Gottingen Street

A public hearing into the above matter was held on June 23, 1982.

MOVED by Alderman Downey, seconded by Deputy Mayor Maley
that the application for contract development to allow construction
of the Vimy Arms project at 2020-36 Gottingen Street, substantially
as shown on Plans No. P200/1095-27, 11084, 11085, and 10930
of Case No. 4129, be approved subject to the conditions outlined
in the draft contract attached to the April 27, 1982 staff report.

The City Clerk advised that Alderman Wooden was not present at the public hearing.

Motion passed with Alderman Wooden abstaining.

Detailed Zoning Review - Soft Areas 17 and 18

A public hearing into the above matter was held on June 23, 1982. A letter dated June 29, 1982 from Mr. F. B. Wickwire, McInnes, Wilson & Hallett, was submitted.

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

*Amended
by Alderman
July 15/82
AW*

1. ~~rezone those properties identified as Civic Numbers 6015-6023, 6025, 5921-5931, 5841, 5771, 5751-57, 5741, and 5711 Lady Hammond Road; and Civic Numbers 3551 and 3555 Robie Street from C-1 (Local Commercial) to C-2a (Minor Commercial); and~~
2. rezone that property identified as Civic Number 3559 Robie Street from C-2 (General Business) to C-2A (Minor Commercial).

The City Clerk advised that Alderman Wooden was not present at the public hearing.

Motion passed with Alderman Wooden abstaining.

MOVED by Alderman Clarke, seconded by Deputy Mayor Maley
that the following proposed rezoning be referred to the next
Committee of the Whole Council to be held on July 7, 1982:

"rezone those properties identified as Civic Numbers 3675 Memorial Drive; 3655 Basinview Drive; and 6149-51, 6163-6169, 6175, 6181, 6211-6223 and 6239 Lady Hammond Road from C-2 (General Business) to R-2 (Second - Density Residential)"

Council
June 29, 1982

Alderman Clarke indicated that he could not agree with the rezoning to R-2 (Second-Density Residential), but also felt that C-2 (General Business) was a threat to the surrounding residential areas. He advised that he felt the area should be rezoned to C-2A (Minor Commercial) thereby giving Council more control over the area but not devaluing the property too greatly.

The City Clerk advised that Alderman Wooden was not present at the Public Hearing.

Motion passed with Alderman Wooden abstaining.

Alderman Clarke addressed staff's recommendation that the Zoning Bylaw (Peninsula and Mainland areas) be amended and also the Zoning Bylaw Map to include a schedule, Schedule L, to be applied to the area south of Lady Hammond Road at the Robie Street Connector, indicating that he would be willing to support this recommendation.

The City Manager noted that due to the previous deferral to Committee of the Whole it might be appropriate that this matter also be deferred to the Committee of the Whole.

MOVED by Alderman Clarke, seconded by Deputy Mayor Maley
that the follow proposed amendment to the Zoning Bylaw and
Zoning Bylaw Map be deferred to the next Committee of the Whole
Council to be held on July 7, 1982:

"amend the Zoning Bylaw (Peninsula and Mainland areas)
and the Zoning Bylaw May to include a schedule, Schedule L,
to be applied to the area south of Lady Hammond Road at
the Robie Street Connector"

The Clerk advised that Alderman Wooden was not present at the public hearing.

Motion passed with Alderman Wooden abstaining.

Case No. 4182 - Contract Development and Lot Consolidation,
1505 Lower Water Street

A public hearing into the above matter was held on June 23, 1982. A letter dated June 28, 1982 from Milo Riding, 1346 Hollis Street was submitted.

Deputy Mayor Maley addressed the matter indicating that she felt that as it has been suggested that construction on this building will not begin for 3-4 years that this matter be deferred until such time as a design study has been carried out for the area.

MOVED by Deputy Mayor Maley, seconded by Alderman Downey
that the application for contract development and lot consolidation,
Case No. 4182, at 1505 Lower Water Street be deferred until such
time as a design study has been completed for the Southern Sub-
Area.

Council
June 29, 1982

The City Clerk advised that Alderman Wooden was not present at the public hearing.

The motion was put and lost with four voting in favor of the motion and six voting against with Alderman Wooden abstaining.

MOVED by Alderman O'Malley, seconded by Alderman Cromwell that a contract development and lot consolidation be entered into as presented by Clarence Investments at the public hearing with all the caveats and details as agreed to at the Public Hearing.

Deputy Mayor Maley addressed the motion indicating that she would not support the motion for the reasons previously voiced.

A recorded vote on the matter was called for, the results being as follows, with Alderman Wooden abstaining:

In Favor - Aldermen Cromwell, Meagher, O'Malley, Clarke, Hanson, Jeffrey, and Flynn. (7)

Against - Deputy Mayor Maley, and Aldermen Downey and Hamshaw. (3)

Motion passed.

MOTIONS OF RECONSIDERATION

Alderman Jeffrey re: City Council's Resolution of May 27, 1982 regarding Case No. 3992 - Contract Development, 30 Rufus Avenue

This matter was deferred to this Council from the Council meeting held on June 17, 1982.

Alderman Jeffrey addressed the matter indicating that the expected report from the Planning Advisory Committee has not yet been received and MOVED, seconded by Alderman Hanson that this matter be deferred to the next regular meeting of Halifax City Council to be held on July 15, 1982

Motion passed.

MOTIONS OF RECISSION

Alderman Clarke re: City Council's Resolution of March 11, 1982 regarding Case No. 4102, Contract Development, 1560-62 Robie Street

Alderman Clarke presented a Notice of Motion of Rescission at the Council meeting held on June 17, 1982. A report the City Solicitor dated June 19, 1982, was submitted.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that this matter be deferred to the next Committee of the Whole Council to be held on July 7, 1982. Motion passed.

Council
June 29, 1982

REPORT OF THE FINANCE AND EXECUTIVE COMMITTEE

City Council considered the report of the Finance and Executive Committee from its meeting held on June 23, 1982.

Extension Access-A-Bus Service

MOVED by Alderman Jeffrey, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Council instruct staff to advise the Metropolitan Authority that the City will participate in the cost of extending the Access-A-Bus Service

At the request of Deputy Mayor Maley, and with the agreement of the Mover and Seconder, the following was added to the motion:

"and further that Council request the Metropolitan Authority to seek further financial assistance from the Provincial and Federal Governments for the extension of the Access-A-Bus Service."

Alderman Cromwell addressed the matter indicating that he supported the extension of the Access-A-Bus Service but felt that Council should seek financial assistance before a final decision was made.

MOVED by Alderman Cromwell, seconded by Alderman Wooden that the matter be deferred for approximately six weeks during which time staff would verify what funds are available and what financing we can obtain before a final committment is made.

Alderman Clarke addressed the matter indicating that he felt the extension of the Access-A-Bus Service was a right and that those people using the service were entitled to this extension.

The motion to defer was put and lost with four voting in favor of the motion and seven voting against

Further discussion ensued and Deputy Mayor Maley indicated that she felt further funding should be sought suggesting that perhaps Provincial Social Services should be approached regarding possible funding as the extension of the service was linked to areas under the jurisdiction of the Provincial Social Services Department.

The original motion was put and passed unanimously.

Tax Agreement - Additional Land - Halterm

Following is the recommendation of the Finance and Executive Committee:

Council
June 29, 1982

"that the Mayor and City Clerk be authorized to execute, on behalf of the City of Halifax, a tax agreement with Halterm in the form as attached to the staff report dated May 7, 1982."

Alderman Flynn addressed the matter indicating that due to extenuating circumstances he would like the matter to be deferred to the next Committee of the Whole Council

MOVED by Alderman Flynn, seconded by Alderman Hamshaw that this matter be deferred to the next Committee of the Whole Council to be held on July 7, 1982 and further that the matter be referred to the Port Commission for review and report back to the Committee.

Motion passed.

Expropriation of Easement R-1, Princeton Avenue

MOVED by Alderman Hamshaw, seconded by Alderman Wooden that, as recommended by the Finance and Executive Committee, Easement R-1, as shown on Plan #TT-31-27014 be expropriated from Max Developments Ltd. and compensation in the amount of \$200 be offered to the owners, and further that Council authorize application to the Attorney General for an order for immediate possession pursuant to Section 11(7) of the Expropriation Act in the event that no agreement for possession is reached permitting construction to proceed on schedule.

Motion passed.

Tenders No. 82-57, 82-58, 82-60, 82-65, 82-79, 82-90, 82-91, & 82-92 -- Works Equipment

It was agreed that these tenders be approved conglomerately excluding Tender No. 82-65 to which Alderman Jeffrey objected on the basis that the car manufacturer was not a North American based manufacturer.

MOVED by Alderman Hamshaw, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, the following tenders be approved:

82-57 (R)

1. that tender 82-57 (R) for two brush chippers be awarded to Baxter Equipment (1980) Ltd., 25 Akerley Blvd. Dartmouth, N.S. B3B 1J7 in the amount of \$28,456.00;
2. Funding authorized from Account number(s):
126104 X1710
126104 D9900 D325

82-58 (R)

1. that Tender 82-58 (R) for one heavy duty paint striper be awarded to Ibis Products Ltd., 21 Munham Gate, Scarborough, Ont. MLP 2B3 in the amount of \$8,765.00;
2. Funding authorized from Account number(s):
126104 X1710

82-60 (R)

1. that Tender 82-60 (R) for repairs to two utility bodies and two aerial lift buckets be awarded to John White Ltd, 217 Bedford Highway, Halifax, Nova Scotia, B3M 2J9 in the amount of \$31,790.00;
2. Funding authorized from Account number(s):
125104 X1710

82-79

1. that Tender No. 82-79 for one 1982 Model 3/4 ton van, long wheel base be awarded to McDonald Chevrolet Oldsmobile Ltd., 3681 Kempt Road, Halifax, Nova Scotia B3K 5M7 in the amount of \$17,095.00;
2. Funding authorized from account number(s)
126104 D9900 D325

82-90

1. that Tender No. 82-90 for One 1982 Model 1/2 ton pickup be awarded to McDonald Chevrolet Oldsmobile Ltd., 3682 Kempt Rd., Halifax, N.S. B3K 5M7; in the amount of \$8,200.00
2. Funding authorized from account number(s):
126104 D9900 D325

82-91

1. that Tender No. 82-91 for One 1982 Model hi-cube van be awarded to Chebucto Ford Sales Ltd., 219 Main Street, Dartmouth, N.S. B2W 4B7; in the amount of \$13,329.10;
2. Funding authorized from Account number(s):
126104 D9900 D825

Council
June 29, 1982

82-58 (R)

1. that Tender 82-58 (R) for one heavy duty paint striper be awarded to Ibis Products Ltd., 21 Munham Gate, Scarborough, Ont. MLP 2B3 in the amount of \$8,765.00;
2. Funding authorized from Account number(s):
126104 X1710

82-60 (R)

1. that Tender 82-60 (R) for repairs to two utility bodies and two aerial lift buckets be awarded to John White Ltd, 217 Bedford Highway, Halifax, Nova Scotia, B3M 2J9 in the amount of \$31,790.00;
2. Funding authorized from Account number(s):
125104 X1710

82-79

1. that Tender No. 82-79 for one 1982 Model 3/4 ton van, long wheel base be awarded to McDonald Chevrolet Oldsmobile Ltd., 3681 Kempt Road, Halifax, Nova Scotia B3K 5M7 in the amount of \$17,095.00;
2. Funding authorized from account number(s)
126104 D9900 D325

82-90

1. that Tender No. 82-90 for One 1982 Model 1/2 ton pickup be awarded to McDonald Chevrolet Oldsmobile Ltd., 3682 Kempt Rd., Halifax, N.S. B3K 5M7; in the amount of \$8,200.00
2. Funding authorized from account number(s):
126104 D9900 D325

82-91

1. that Tender No. 82-91 for One 1982 Model hi-cube van be awarded to Chebucto Ford Sales Ltd., 219 Main Street, Dartmouth, N.S. B2W 4B7; in the amount of \$13,329.10;
2. Funding authorized from Account number(s):
126104 D9900 D825

82-92

1. that Tender No. 82-92 for Two 1982 Model stake trucks - 10,000 G.V.W. be awarded to McDonald Chevrolet Oldsmobile Ltd., 3681 Kempt Road, Halifax, Nova Scotia, B3K 5M7; in the amount of \$24,779.14;
2. Funding authorized from Account number(s):
126104 D9900 Ds322

Motion passed.

MOVED by Alderman Hamshaw, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, the following tender be approved:

82-65 (R)

1. that Tender No. 82-65 (R) for two 1982 Model four wheel drive vehicles with plow be awarded to Halifax Datsun (1979) Ltd., 3224 Kempt Road, Halifax, N.S. B3K 4X1; in the amount of \$21,000.00;
2. Funding authorized from account number(s):
126104 X1710
126104 D9900 D325

Motion passed with Alderman Jeffrey voting against.

Sale of Land Account

This matter was referred to City Council from the Finance and Executive Committee meeting held on June 23, 1982, without recommendation.

Alderman Clarke addressed the matter directing the following two questions to the City Solicitor and requesting that a written report regarding these be prepared:

1. Is it true that funds taken from the Sale of Land Account must be repayed?
2. Is the Sale of Land Account strictly for Capital Project uses or would it be possible, if the City were in desperate need, to take funds out of this account?

It was agreed that this matter be tabled until the questions as put forward are answered.

Appointments-Planning Advisory Committee

The recommendation of the Finance and Executive Committee is as follows:

Council
June 29, 1982

"that all Wards of the City of Halifax be represented on the Planning Advisory Committee in as much as it is possible to do so."

Alderman Flynn indicated that he felt this matter had been dealt with completely at the Committee of the Whole meeting and it was agreed that there be no further discussion on the matter and that it be tabled.

Route 16 - Bridgeview/Wedgewood - Metro Transit Commission

MOVED by Alderman Hamshaw, seconded by Deputy Mayor Maley that, as recommended by the Finance and Executive Committee, City Council allow Route 16 (Bridgeview/Wedgewood) and Route 34 Rockingham Express to operate for a period of six (6) months as designed for May 20, 1982 schedule change; and at the end of that six (6) month period, this route would be reviewed to determine if any changes would be desirable.

Motion passed.

Horseshoe Island

Alderman Flynn addressed the matter indicating that Horseshoe Island had, due to limited publicity after last week's Committee of the Whole, enjoyed some popularity as citizens enjoyed the scenery and beach this weekend.

MOVED by Alderman Flynn, seconded by Alderman Jeffrey that, as recommended by the Finance and Executive Committee, the Recreation Capital Budget item FA057 be utilized to remove the derelict dock near Horseshoe Island, have Parks and Grounds repair the dangerous erosion and utilize the picnic benches, tables, etc. to beautify the site while the Recreation Department undertakes a publicity and promotion campaign to attract citizens to the facility.

Motion passed.

Staff Complement - Social Planning Department

MOVED by Alderman Meagher, seconded by Alderman Downey that, as recommended by the Finance and Executive Committee, the changes as follows in the staff establishment of the Social Planning Department, be approved by City Council:

1. Remove one Clerk Typist I position - Saving \$10,536
2. Change two Case Aide Clerk positions, minimum salary \$12,470 to two Social Service Worker I positions, with a minimum salary of \$15,536. Cost of this change for one half year would be 3,006

Motion passed.

Council
June 29, 1982

Tax Sale - Property at Rockingstone Road

MOVED by Alderman Wooden, seconded by Alderman Cromwell that, as recommended by the Finance and Executive Committee, the City accept Mr. Ronay's offer to settle the action for the sum of \$400 inclusive of legal fees, consent to an order declaring the certificate of sale issued November 1980 and the tax deed issued January 2, 1982 to be null and void and abandon the third party action taken against George Irwin Fraser without costs to either party.

Motion passed.

1983-1985 Capital Budget

MOVED by Alderman Wooden, seconded by Alderman Flynn that, as recommended by the Finance and Executive Committee, Council approve the proposed timetable of tabling the Capital Budget by mid September, with approval by early October.

Motion passed.

Relief from Payment of Taxes (a) Corere Consultants Ltd.
(b) Weston Food Products

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

1. Council exercise its powers under Section 142(1)(b) of the Assessment Act and authorize staff to reduce the amount of taxes due for the year 1982 from Corere Consultants Limited with respect to 3825 Dutch Village Road down to a level based on the revised assessment of \$15,500.00, and
2. Council exercise its powers under Section 142(1)(b) of the Assessment Act and authorize staff to reduce the amount of taxes due for the year 1982 from Weston Food Products, with respect to 2745 Dutch Village Road down to a level based on the revised assessment of \$9,700.00.

Motion passed.

Grant - Y.M.C.A.

At the Finance and Executive meeting of June 23, 1982 the following motion was put and lost:

"That the total amount of \$200,000 be allocated toward the Capital Development Campaign of the YMCA and the amount be spread over a period of five years and that staff be instructed to present the appropriate administrative order to Council."

Council
June 29, 1982

MOVED by Alderman Hanson, seconded by Alderman O'Malley that a grant of \$20,000 be awarded to the YMCA for the year 1982 and that encouragement be given to the YMCA to make future applications for the years 1983-1985.

Alderman Hanson also noted that in the near future there was to be a meeting between the directors of the YMCA and the Mayor and requested that the Mayor report back to Committee of the Whole regarding the results of that meeting.

Deputy Mayor Maley addressed the matter indicating that she did not agree with the awarding of this grant advising that she felt such a large sum toward the debt of any organization was not wise. She further noted that other worthy organizations in the City did not receive this large a grant.

Alderman O'Malley addressed the matter indicating his support of the awarding of the grant, noting that the YMCA was a non-profit organization and carried on many programs benefiting the City of Halifax and therefore benefiting Council.

MOVED in amendment by Alderman O'Malley that Council go on record as endorsing the Capital Fund Raising Program and the aims and objectives of the YMCA and encourage future Councils to keep this endorsement in mind when dealing with grant applications from the YMCA.

Discussion ensued resulting in Alderman O'Malley withdrawing his amendment.

The original motion was put and passed with Deputy Mayor Maley voting against.

Council
June 29, 1982

REPORT - COMMITTEE ON WORKS

Council considered the report of the Committee on Works from its meeting held on June 23, 1982, as follows:

Tree Buffer - Memorial Drive

The above item was forwarded to City Council without recommendation.

Alderman Clarke advised it appears there was not sufficient money set aside to complete the project and said it was his recollection that when Council discussed the matter, the intention was to ensure that the work would be completed and suggested the City Manager's recommendation as contained in the June 22nd report be approved. Alderman Clarke also referred to the matter of installing a curb to protect the investment and questioned the cost of such an installation.

The Director of Engineering & Works suggested the cost of an asphalt curb would be in the order of \$3,000 to \$4,000 and advised it was his recommendation that the additional tree planting be undertaken next Spring. In reply to a question, Mr. Connell said that staff would prefer that concrete curb and gutter be installed in the area and Alderman Clarke asked that Council be supplied with the cost.

Alderman O'Malley noted that at the foot of Leeds Street, the fence is broken and advised there are two other similar places along the street. Alderman O'Malley referred to the dangerous situation existing for motorists during icy conditions and suggested that staff present the cost of installing a steel rail type of fence with posts which would protect the trees, allow proper drainage, and protect motorists. Alderman O'Malley advised that a similar situation also exists at the foot of Robie Street turning onto Memorial Drive.

Mr. Connell indicated that costs could be provided for a combination of curb, gutter, and guard-rail.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw
that the sum of \$9,500 be included in the 1983 Capital Budget for the continuation of the green belt on Memorial Drive, to be completed in the Spring of 1983, and that a report be submitted with respect to the cost etc. of the curb, gutter, and guard-rail as discussed at this evening's meeting.

Motion passed.

REPORT - SAFETY COMMITTEE:

Council considered the report of the Safety Committee from its meeting held on June 23, 1982, as follows:

Anti-Dog Litter Campaign

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that, as recommended by the Safety Committee, City staff and the Chief of Police prepare terms of reference for the next animal control contract.

Motion passed.

Parking Meters - Penalties and Bylaws

The following is the recommendation of the Safety Committee:

"That City Council approve in principle the draft of the new proposed Bylaw made pursuant to Section 137 of the Motor Vehicle Act as attached to the staff report dated May 5, 1982."

MOVED by Alderman Downey, seconded by Alderman Meagher that City Council not grant approval to the draft of the new proposed Bylaw made pursuant to Section 137 of the Motor Vehicle Act as attached to the staff report dated May 5, 1982.

Following a discussion and questioning of staff, the Motion was put and Lost.

MOVED by Deputy Mayor Maley, seconded by Alderman Flynn that City Council approve in principle the draft of the new proposed Bylaw made pursuant to Section 137 of the Motor Vehicle Act as attached to the staff report dated May 5, 1982. Motion passed with Alderman Downey, Meagher, and O'Malley voting against.

Staff were requested to prepare a report regarding the number of outstanding tickets and their value.

REPORT - CITY PLANNING COMMITTEE:

Council considered the report of the City Planning Committee from its meeting held on June 23, 1982, as follows:

Case No. 4179 - Contract Development, 7111 Chebucto Road -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Flynn, seconded by Alderman Hanson that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to allow the development of a 530 sq. ft. addition to the No Frills food store at 7111 Chebucto Road, as shown on Plan Nos. P200/11167-69 and 11186.

Motion passed.

The City Clerk advised that the hearing was scheduled for August 18, 1982 at 7:30 p.m. in the Council Chamber.

Council
June 29, 1982

Case No. 4161 - Contract Development, 2594 Agricola Street -
SET DATE FOR PUBLIC HEARING

MOVED by Alderman Meagher, seconded by Alderman Hamshaw that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development under Section 83 of the Zoning Bylaw for Civic No. 2594 Agricola Street.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, August 18, 1982 at 7:30 p.m. in the Council Chamber.

Case No. 4165 - Contract Development, 1565 South Park Street -
Y.M.C.A. - SET DATE FOR PUBLIC HEARING

MOVED by Alderman Cromwell, seconded by Alderman Hanson that, as recommended by the City Planning Committee, a date be set for a public hearing to consider the application for contract development to allow the development of a two-storey addition to the Y.M.C.A. at 1565 South Park Street, as shown on Plan Nos. P200/11097-11103 and 11369.

Motion passed.

The City Clerk advised that the public hearing was scheduled for Wednesday, August 18, 1982 at 7:30 p.m. in the Council Chamber.

Case No. 4190 - Contract Development - Sheffield in the Park

MOVED by Deputy Mayor Maley, seconded by Alderman Cromwell that, as recommended by the City Planning Committee, City Council grant Stage II approval of Phase 1, Sheffield in the Park, lands of Clayton Developments Limited, as shown on Plan No. P200/11214 of Case No. 4190.

Motion passed.

MOTIONS:

Motion Alderman Clarke Re: Amendment to Ordinance No. 109,
the Lord's Day Ordinance - FIRST READING

Alderman Clarke presented a Notice of Motion concerning the above item at the June 17th Council meeting. A proposed amendment to the Ordinance was submitted.

MOVED by Alderman Clarke, seconded by Alderman Wooden that the proposed amendment to Ordinance No. 109, be read and passed a First Time, as submitted.

Motion passed.

Council
June 29, 1982

Motion Alderman Jeffrey Re: Amendment to Ordinance No. 116,
the Taxi Ordinance - FIRST READING

Alderman Jeffrey presented a Notice of Motion concerning the above matter at the June 17th meeting of Council. A proposed amendment to Ordinance No. 116, was submitted.

MOVED by Alderman Jeffrey, seconded by Alderman Hanson that the proposed amendment to Ordinance No. 116, be read and passed a First Time, as submitted.

Motion passed.

Motion Alderman Flynn Re: Tender Call Procedure, Vehicle Purchases

Alderman Flynn presented a Notice of Motion at the June 17th meeting of Council concerning the above matter.

Alderman Flynn advised that the surrounding municipalities exclude Halifax businesses in their tendering process. Alderman Flynn further spoke to the item and MOVED, seconded by Alderman Jeffrey that the City's Purchasing Department extend invitational bids pertaining to vehicle purchases to only those firms paying business and occupancy tax within the City of Halifax.

Following a discussion, the Motion was put and passed.

MISCELLANEOUS BUSINESS:

Facade Restoration - 1883-85 Granville Street (Thomas Building)

A staff report dated June 25, 1982, was submitted.

MOVED by Deputy Mayor Maley, seconded by Alderman Wooden that the City enter into an agreement for cost sharing on the restoration of the facade at 1883-85 Granville Street in an amount of one-third of construction cost, providing that the City's share shall not exceed \$10,000.00, that the restoration is in accordance with the illustration attached to the staff report dated June 25, 1982, and that the formal agreement be subject to City Council's approval.

Motion passed.

Debenture Issuing Resolution - \$5,166,000

A staff report dated June 23, 1982, was submitted.

MOVED by Alderman Cromwell, seconded by Alderman Hamshaw that the Mayor and City Clerk be authorized to sign the debenture issuing resolution for presentation to the Minister of Municipal Affairs.

Motion passed.

Council
June 29, 1982

Public Service Commission - 1981 Annual Report - TO BE TABLED

A letter dated June 25, 1982 was submitted from the Secretary & Treasurer of the Public Service Commission which had attached a copy of the Commission's annual report for the year ending December 31, 1981.

MOVED by Alderman Clarke, seconded by Alderman Flynn that the annual report of the Public Service Commission for the year ending December 31, 1981, be received and tabled by City Council.

Motion passed.

Half Holiday - City Staff

A report dated June 11, 1982, was submitted.

MOVED by Alderman Meagher, seconded by Alderman Jeffrey that all civic offices of the City of Halifax excepting those providing emergency services, be closed at 12 Noon on Monday, August 2, 1982, and all civic employees of the City of Halifax be granted a half-holiday in honour of Dartmouth Natal Day.

Alderman Flynn asked that staff ascertain whether the City of Dartmouth passes a similar resolution in the case of Halifax Natal Day.

Motion passed.

Application for Bill Poster's License - Nova Scotia Designer Craftsmen

A letter dated June 23, 1982, and attachment, were submitted from the Nova Scotia Designer Craftsmen making application for a Bill Poster's License.

MOVED by Alderman Cromwell, seconded by Alderman Clarke that City Council grant a Bill Poster's License to Nova Scotia Designer Craftsmen in accordance with the Bill Poster's Ordinance.

Motion passed.

QUESTIONS:

Question Alderman Meagher Re: Building - Corner of Charles and Agricola Streets

Alderman Meagher noted the above building has been boarded up since it was damaged by fire about two years ago and asked that the Building Inspector look into the matter.

Question Alderman Meagher Re: Installation of Signs - Belmont-on-the Arm

Alderman Meagher questioned whether the appropriate signs have been erected on the City owned land on Belmont on the Arm and the City Manager indicated they would be within a matter of days.

Council
June 29, 1982

Question Alderman Meagher Re: Patching - West Street

Alderman Meagher asked if City Field could patch West Street between Agricola and Robie Streets.

10:20 P. M. - His Worship left the meeting and Deputy Mayor Maley took the Chair.

Question Alderman Cromwell Re: Sewer Work - Carlton Street

Alderman Cromwell referred to work recently required to the sewer on Carlton Street and asked if he could receive a report which he could supply to the residents concerning what happened and events leading to the repairs. Alderman Cromwell indicated he was not concerned so much with fault and asked if he could have such a report as soon as possible.

Question Alderman Downey Re: Sidewalk Patching 5676 Ontario Street

Alderman Downey said it has been approximately one year ago since he asked a question concerning sidewalk patching at the above address and referred to a memo of June 26, 1981 which indicated the work was to be carried out in 1981 and asked that the matter be looked into.

Question Alderman Downey Re: Restoration of Cornwallis Street
between Gottingen and North Park Streets

Alderman Downey noted the Public Service Commission advised that the above street would be restored once the weather was favourable but noted that the work has not yet been completed and asked that the matter be pursued.

Question Alderman Downey Re: Demolition of Buildings -
5212-5216 North Street

Alderman Downey indicated the two above buildings were to be demolished and referred to a report dated September 14, 1981, on the matter. Alderman Downey advised that he has received complaints from the neighbours and indicated he would like to see the buildings demolished as soon as possible.

Question Alderman Clarke Re: Vienna Street - Resurfacing

Alderman Clarke submitted a petition signed by certain residents of Vienna Street requesting that the Street, between Connolly and Swaine Streets, be resurfaced. Alderman Clarke presented the petition to the City Clerk for processing by City staff.

Council
June 29, 1982

Question Alderman Jeffrey Re: School Avenue Paving Project

Alderman Jeffrey noted that about two weeks ago, he asked for information as to why the above project was taking so long and what the problems were and again requested a report on the subject.

Question Alderman Jeffrey Re: Widening - Dutch Village Road

Alderman Jeffrey referred to widening which was proposed for Dutch Village Road this year and advised that he has been receiving inquiries from the business community. Alderman Jeffrey said he would like information with respect to property acquisitions etc in order that he can report to the residents and the Chairman advised that staff would report on the subject.

Question Alderman O'Malley Re: Design Study - Seaview Park

Alderman O'Malley noted that during the capital budget deliberations, it was advised there were funds in the budget to complete the design of Seaview Park and asked if he could be informed where the design stands and how near it is to completion.

Question Alderman O'Malley Re: Development Process

Handwritten: Council Meeting 6/29/82
Alderman O'Malley referred to a Committee which was formed some time ago to study the development process and noted that at a joint Council/staff meeting, it was asked that staff indicate which areas of the process could be streamlined, and noted that a report has not been received to date.

The City Manager indicated that the matter is with the ~~Institute of Public Affairs~~ *Construction Assoc. of New Scotland* which has not yet reported back.

Question Deputy Mayor Maley Re: Dead Trees on Bell Road

Deputy Mayor Maley advised it has been brought to her attention there are dead trees on Bell Road near Queen Elizabeth High School and asked that the Superintendent of Parks & Grounds look into the matter.

Question Deputy Mayor Maley Re: Bill Posters Licenses

Deputy Mayor Maley asked if it could be a requirement that the name and address of the party posting bills in accordance with the Bill Posters Ordinance appear on the bills being posted.

Question Alderman O'Malley Re: Caterpillar Infestation

Alderman O'Malley advised that during the past week, he has received a number of calls from a certain area where there is an infestation of caterpillars on particular trees. Alderman O'Malley said he has reported the matter to Parks & Grounds staff who report they are also receiving a number of calls. Alderman O'Malley asked whether a systematic process of spraying is being carried out.

Council
June 29, 1982

The City Manager indicated that tree spraying has started a little late and advised the program has also been hampered by weather conditions. The City Manager suggested that staff is continuing to spray mainly in response to requests and that the systematic system has had to be abandoned due to the number of requests.

Alderman O'Malley asked for a report on the subject from the Superintendent of Parks & Grounds concerning his opinion of what is causing the heavy infestation.

NOTICE OF MOTION:

Notice of Reconsideration, Deputy Mayor Maley Re: City Council's Resolution of June 29, 1982 concerning Case No. 4182 - Contract Development & Lot Consolidation, 1505 Lower Water Street

Deputy Mayor Maley gave notice that at the next regular meeting of City Council to be held on July 15, 1982, she proposes to introduce a Motion to reconsider City Council's resolution of June 29, 1982 concerning Case No. 4182 - Contract Development & Lot Consolidation, 1505 Lower Water Street.

10:35 P. M. - His Worship returned to the meeting and Deputy Mayor Maley took her normal seat in Council.

ADDED ITEMS:

Provincial/City Construction Cost-sharing Agreement #31

A staff report dated June 22, 1982, was submitted.

MOVED by Alderman Hanson, seconded by Alderman Wooden that Council:

1. Approve the Construction Cost/Sharing Agreement No. 31 as outlined in the staff report dated June 22, 1982.
2. Authorize His Worship the Mayor and City Clerk to sign the proposed Agreement No. 31 in accordance with the letter of request attached as Appendix "A" to the staff report dated June 22, 1982, so that the Minister of Transportation may finalize legal documentation.

Motion passed.

New Bridge Structure - Old Sambro Road - Account #CK023

A staff report dated June 24, 1982, was submitted.

Alderman Wooden expressed disappointment with the submitted report and expressed the view she had been informed that sufficient funds were included in the budget for the project, but noted Council is now informed that only about one-half of the required funds are included.

Council
June 29, 1982

Alderman Wooden said she could not understand why Council is only now being informed that the Province is not willing to cost share and referred to unsatisfactory conditions existing as a result of the project not being completed.

Alderman Wooden asked that His Worship formally speak with the Premier's office with respect to the matter of cost sharing, and asked if the bridge could be constructed this year if funds are received in the next month.

His Worship advised that he would follow up Alderman Wooden's request.

It was MOVED by Alderman Wooden, seconded by Alderman Hanson that the item be deferred to the next regular meeting of City Council.

Alderman Wooden asked that in the meantime, His Worship direct that a letter is forwarded to the Premier's office advising of the situation and that the project is not being carried out due to the lack of Provincial funding. Alderman Wooden indicated there appears to be funding for the project at the other end of the Old Sambro Road but not for the City's portion.

The Motion to defer was put and passed.

Interest Rate on Past Due Taxes and Sewer Development Receivables

A staff report dated June 24, 1982, was submitted.

MOVED by Alderman Flynn, seconded by Alderman Cromwell that:

1. Effective July 1, 1982, the rate of interest chargeable on unpaid overdue taxes be set at 20.25% per annum in accordance with powers under Section 120(3) of the Assessment Act.
2. City Council, under Section 7 of Ordinance No. 153, approve a rate of interest of 20.25% per annum to be charged on outstanding sewer development charges, such rate to be effective July 1, 1982.

Motion passed with Aldermen Downey, Meagher, and O'Malley abstaining.

Deputy Mayor Maley referred to cases where taxes are overpaid and suggested the City should be giving consideration to returning the applicable interest that has been charged. Deputy Mayor Maley advised that she intends to place the item on the agenda of the next regular meeting of the Committee of the Whole Council meeting.

Council
June 29, 1982

Possible Lease - C.N. Garage, MacLean Street

A supplementary staff report dated June 28, 1982 was submitted.

MOVED by Alderman Hanson, seconded by Alderman Hamshaw that the City not enter into an agreement with Canadian National Railways concerning the C.N. Garage on MacLean Street, at this time.

Motion passed.

Recommendation - Election Procedures Committee

A report dated June 29, 1982, was submitted from the Chairman of the Election Procedures Committee.

MOVED by Alderman Clarke, seconded by Alderman Hamshaw that City Council approve a resolution permitting the Returning Officer to use the last Provincial Electoral list as a preliminary list in 1982 in accordance with Section 29 (1.B) of the Municipal Elections Act.

Motion passed.

Gryce Report - Halifax-Dartmouth Port Commission

The above item was added to the agenda at the request of Alderman Flynn. In response to a question from Alderman Flynn, His Worship advised of present events taking place in connection with the report and His Worship noted the report has not been presented to Council by the Government as yet. His Worship advised, however, of a meeting to be held tomorrow with the Mayor and the City Manager and suggested Alderman Flynn might wish to attend as a member of the Halifax-Dartmouth Port Commission. Alderman Flynn indicated he would speak with His Worship on the matter following the Council meeting.

Piercey Soccer Field

The above item was added to the agenda at the request of Alderman Jeffrey who referred to a study prepared in 1981 for the upgrading of the field. Alderman Jeffrey advised that during the last Capital Budget discussions, an amount of \$100,000 was to be brought forward to the 1982 year to commence construction. Alderman Jeffrey advised that staff have received a tender bid in the amount of \$180,000 to complete the project and, in referring to a staff memo, advised it is now being proposed to carry out the project in 1983 rather than to expend the approved \$100,000 in 1982. Alderman Jeffrey said he would like to see the project undertaken by City Field staff and suggested the approved amount of \$100,000 should be expended this year.

The City Manager advised that a staff report is being prepared on the subject and asked that Council delay action on the matter until the report is received.

Council
June 29, 1982

The Director of Engineering and Works advised that the project represented a major capital works project involving blasting and was not the type of project to be undertaken by the City. Mr. Connell said staff are concerned about partially completing the project this year saying that the staff report which will be ready very shortly, sets forth alternative courses of action.

Council then agreed that the item be placed on the agenda of the next regular meeting of the Committee of the Whole Council.

11:00 p.m. - Meeting adjourned.

HEADLINES

Minutes	399
Approval of Order of Business, Additions & Deletions	399
<u>DEFERRED ITEMS:</u>	
Case No. 4129 - Contract Development, 2020-36 Gottingen St. ...	400
Detailed Zoning Review - Soft Areas 17 and 18	400
Case No. 4182 - Contract Development and Lot Consolidation - 1505 Lower Water Street	401
<u>MOTIONS OF RECONSIDERATION:</u>	
Motion of Reconsideration, Alderman Jeffrey Re: City Council's Resolution of May 27, 1982 regarding Case No. 3992 - Contract Development - 30 Rufus Avenue	402
<u>MOTIONS OF RESCISSION:</u>	
Motion of Rescission, Alderman Clarke Re: City Council's Resolution of March 11, 1982 regarding Case No. 4102, Contract Development, 1560-62 Robie Street	402
<u>REPORT - FINANCE & EXECUTIVE COMMITTEE:</u>	
Extension Access-A-Bus Service	403
Tax Agreement - Additional Land - Halterm	403
Expropriation of Easement R-1, Princeton Avenue	404
Tender Nos. 82-57, 82-58, 82-60, 82-65, 82-79, 82-90, 82-91, and 82-92 - Works Equipment	404
Sale of Land Account	406
Appointments - Planning Advisory Committee	406
Route 16 - Bridgeview/Wedgewood - Metro Transit Commission ...	407
Horseshoe Island	407
Staff Complement - Social Planning Department	407
Tax Sale - Property at Rockingstone Road	408
1983-1985 Capital Budget	408
Relief from Payment of Taxes (a) Corere Consultants Ltd.	408
(b) Weston Food Products	408
Grant - Y.M.C.A.	408

REPORT - COMMITTEE ON WORKS:

Tree Buffer - Memorial Drive 410

REPORT - SAFETY COMMITTEE:

Anti-Dog Litter Campaign 411
Parking Meters - Penalties and Bylaws 411

REPORT - CITY PLANNING COMMITTEE:

Case No. 4179 - Contract Development, 7111 Chebucto Road -
SET DATE FOR PUBLIC HEARING 411
Case No. 4161 - Contract Development, 2594 Agricola
Street - SET DATE FOR PUBLIC HEARING 412
Case No. 4165 - Contract Development, 1565 South Park
Street - Y.M.C.A. - SET DATE FOR PUBLIC HEARING 412
Case No. 4190 - Contract Development - Sheffield in the Park .. 412

MOTIONS:

Motion Alderman Clarke Re: Amendment to Ordinance No. 109,
the Lord's Day Ordinance - FIRST READING 412
Motion Alderman Jeffrey Re: Amendment to Ordinance No. 116,
the Taxi Ordinance - FIRST READING 413
Motion Alderman Flynn Re: Tender Call
Procedure, Vehicle Purchases 413

MISCELLANEOUS BUSINESS:

Facade Restoration - 1883-85 Granville Street (Thomas Building). 413
Debenture Issuing Resolution - \$5,166,000 413
Public Service Commission -
1981 Annual Report - TO BE TABLED 414
Half Holiday - City Staff 414
Application for Bill Poster's License -
Nova Scotia Designer Craftsmen 414

QUESTIONS:

Question Alderman Meagher Re: Building - Corner of
Charles and Agricola Streets 414
Question Alderman Meagher Re: Installation of
Signs - Belmont-on-the Arm 415
Question Alderman Meagher Re: Patching - West Street 415
Question Alderman Cromwell Re: Sewer Work - Carlton Street ... 415
Question Alderman Downey Re: Sidewalk Patching,
5676 Ontario Street 415
Question Alderman Downey Re: Restoration of Cornwallis
Street between Gottingen and North Park Streets 415
Question Alderman Downey Re: Demolition of Buildings -
5212-5216 North Street 415
Question Alderman Clarke Re: Vienna Street - Resurfacing 415
Question Alderman Jeffrey Re: School Avenue Paving Project .. 416
Question Alderman Jeffrey Re: Widening - Dutch Village Road .. 416
Question Alderman O'Malley Re: Design Study - Seaview Park .. 416
Question Alderman O'Malley Re: Development Process 416
Question Deputy Mayor Maley Re: Dead Trees on Bell Road 416
Question Deputy Mayor Maley Re: Bill Posters Licenses 416
Question Alderman O'Malley Re: Caterpillar Infestation 416

Council
June 29, 1982

NOTICE OF MOTION:

Notice of Motion of Reconsideration, Deputy Mayor Maley Re:
City Council's Resolution of June 29, 1982 concerning
Case No. 4182 - Contract Development and Lot
Consolidation, 1505 Lower Water Street 417

ADDED ITEMS:

Provincial/City Construction Cost Sharing Agreement #31 417
New Bridge Structure - Old Sambro Road - Account #CK023 417
Interest Rate on Past Due Taxes & Sewer Development Receivables.
Possible Lease - C.N. Garage, MacLean Street 418
Recommendation - Election Procedures Committee 419
Gryce Report - Halifax-Dartmouth Port Commission 419
Piercey Soccer Field 419

MAYOR RON WALLACE &
DEPUTY MAYOR DORIS MALEY
CHAIRMEN

G. I. BLENNERHASSETT
CITY CLERK

Date Approved by City Council: _____